



Report of: **Service Director, Public Protection**

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	2 May 2017		Bunhill

Delete as appropriate		Non-exempt
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Subject: PREMISES LICENCE REVIEW APPLICATION
RE: NOMAD, 58 OLD STREET, LONDON EC1V 9AJ

1. Synopsis

- 1.1 This is an application by Islington Pollution Team for a Review of the Premises Licence under Section 51 of the Licensing Act 2003. A copy of the review application is attached as Appendix 1.
- 1.2 The grounds for review is related to the following licensing objective:
 - i) The prevention of public nuisance.

2. Relevant Representations

Licensing Authority	Yes
Metropolitan Police	Yes
Noise	Applicant
Health and Safety	No
Trading Standards	No
Public Health	No
Safeguarding Children	No

London Fire Brigade	No
Local residents	Yes – 27 Residents in support of the review, 1 resident against the review
Other bodies	No

3. Background

3.1 The premises currently holds a licence allowing:

- i) The sale by retail of alcohol on and off supplies Mondays to Thursdays from 09:00 until 03:00 Friday and Saturdays from 09:00 to 05:00 and Sundays from 09:00 to 02:00;
- ii) Regulated entertainment (films, live music, recorded music and performance of dance) Mondays to Thursdays from 09:00 until 03:00 Friday and Saturdays from 09:00 to 05:00 and Sundays from 09:00 to 02:00
- iii) Late night refreshment Mondays to Thursdays from 23:00 until 03:00 Friday and Saturdays from 23:00 to 05:00 and Sundays from 23:00 to 02:00;
- iv) The premises opening hours Mondays to Thursdays from 09:00 until 03:30 Friday and Saturdays from 09:00 to 05:30 and Sundays from 09:00 to 02:30.

3.2 Brief Licensing History:

- This premises licence was granted on 8 December July 2008 and the current premises licence holder became the licensee on 10 June 2010 and the current DPS has been in place since 22 September 2015.
- The licensee attended a Licensing Officer Panel on 30 November 2016 following an unsatisfactory inspection on 19 November 2016 by the Licensing Team.

3.3 Papers are attached as follows:-

- Appendix 1: review form;
- Appendix 2: current premises licence;
- Appendix 3: representations;
- Appendix 4: map of premises location.

4. Planning Implications

4.1 The Planning Service has not submitted any adverse observations.

5 Recommendations

5.1 To determine the application to review the premises licence under Section 52 of the Licensing Act.

5.2 The Committee must have regard to the application and any relevant representations. The Committee must take such steps as necessary for the promotion of the four licensing objectives.

5.3 The steps stated in Sections 52(4) of the Act are as follows:

- a) to modify the conditions of the licence; and for this purpose the conditions of the licence are modified if any of them are altered, omitted or any new condition is added;
- b) to exclude a licensable activity from the scope of the licence;
- c) to remove the designated premises supervisor;
- d) to suspend the licence for a period not exceeding three months;
- e) to revoke the licence;
- f) the Committee also have the option to leave the licence in its existing state;
- g) the Committee also has the power in relation to steps a) and b) to provide that the modification and exclusion only has effect for a limited period not exceeding three months.

6 Conclusion and reasons for recommendations

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

Background papers:


The Council's Statement of Licensing Policy

Licensing Act 2003

Secretary of States Guidance

Final Report Clearance

Signed by


Service Director – Public Protection

Date 15/4/17

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk



Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.

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

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

I Anne Brothers on behalf of Pollution Team

(Insert name of applicant)

Apply for the review of a premises licence under Section 51 of the Licensing Act 2003 for the premises described in Part 1 below

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description

Nomad, 58 Old Street,

Post town **London**

Post code (if known) **EC1V 9AJ**

Name of premises licence holder or club holding club premises certificate (if known)

Decco London Limited.

Number of premises licence or club premises certificate (if known)

LN/10579-220915 (Amended)

Part 2 - Applicant details

I am

Please tick ✓yes

- 1) an interested party (please complete (A) or (B) below) ☐
- a) a person living in the vicinity of the premises ☐
- b) a body representing persons living in the vicinity of the premises ☐
- c) a person involved in business in the vicinity of the premises ☐
- d) a body representing persons involved in business in the vicinity of the premises ☐
- 2) a responsible authority (please complete (C) below) ☒
- 3) a member of the club to which this application relates (please complete (A) below) ☐

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick

Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other title
(for example, Rev)

Surname

First names

Please tick ✓ yes

I am 18 years old or over

☐

Current postal
address if
different from
premises
address

Post town

Post Code

Daytime contact telephone number

E-mail address
(optional)

(B) DETAILS OF OTHER APPLICANT

Name and address
Telephone number (if any)
E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Anne Brothers Pollution Team 3 rd Floor 222 Upper Street London N1 1XR
Telephone number (if any) 020 7527 3047
E-mail address (optional) anne.brothers@islington.gov.uk

This application to review relates to the following licensing objective(s)

Please tick one or more boxes

- | | |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input type="checkbox"/> |
| 2) public safety | <input type="checkbox"/> |
| 3) the prevention of public nuisance | <input checked="" type="checkbox"/> |
| 4) the protection of children from harm | <input type="checkbox"/> |

Please state the ground(s) for review (please read guidance note 1)

This application for review is brought before Committee due to the Licensees repeated and continued non-compliance with licence conditions.

The premises licence has the following noise conditions:

- All amplified sound played on the premises shall be subject to the control of entertainment noise control systems (noise limiters) and set to the council's Noise Team satisfaction.
- The entertainment noise control system settings are not to be varied so that the music noise levels described above are exceeded without the written approval of the Council.
- The entertainment noise control system controls are to be kept in a secure, lockable cupboard or similar location. The entertainment noise control system is to be completely independent of control by persons other than the licensee. Access to the entertainment noise control system control is to be restricted to the Licensee or designated manager.
- The maximum noise levels for amplified sound in the GROUND FLOOR, when measured from the centre of the ground floor using a spatial sweep shall not exceed the following:-

LAeq(1min)	Leq(1min)	Leq(1min) at 63Hz	Leq(1min) at 125Hz
93dB	103dB	95dB	93dB

- The maximum noise levels for amplified sound on the FIRST FLOOR, when measured from the centre of the first floor using a spatial sweep shall not exceed the following:-

LAeq(1min)	Leq(1min)	Leq(1min) at 63Hz	Leq(1min) at 125Hz
89dB	98dB	92dB	89dB

- The licensee shall ensure that the limiters are maintained and calibrated as instructed by the Acoustic Consultant, and the calibration certificates shall be submitted to the Council as every 12 months

The premises has been in contravention of the above licence conditions since 2011 – see attached supporting documents.

I attach a copy of the original acoustic report commissioned by previous licensees at the premises. We have not received any details of any further acoustic works that would justify an approval of any increase in volume at Nomad.

There are conditions on the premises licence in relation to dispersal of customers as follows:

- Patrons of the premises shall be encouraged, by signs within the premises visible at all exit points, to disperse from the area of the premises quietly and quickly. Staff and security shall also supervise persons leaving the premises after entertainment has taken place and where necessary, request that persons leaving the premises do so in an orderly manner as quickly as possible.
- The licensee shall employ a dedicated cab company and devise a system for collection of customers that will minimise disturbance to local residents.
- Security staff should stay on for at least an hour after closing time.
- The licensee to use best endeavours to ensure clients wait inside the premises for their

taxis to arrive.

We have been in receipt of complaints in connection with noise from customers outside the premises – see attached supporting documents.

I also attach a copy of an acoustic report dated December 2008. This details a survey undertaken by an independent acoustic consultant to determine sound levels at the premises.

Please provide as much information as possible to support the application (**please read guidance note 2**)

I attach details of calls received in connection with unwanted noise from music noise escape from the premises and noise from customers outside along with a map highlighting the location of the premises and the position of the residents that have called in. Please note: all notes of calls prior to 14/2/16 are brief notes with more detail given for calls over the past 12 months only.

I attach copies of correspondence from me to the licensee requesting recalibration of the sound systems at the premises dating back to January 2011. All letters sent to the licensee requiring recalibration arose from complaints being received regarding unwanted noise from amplified sound at the premises and investigations arising from those complaints.

I did receive a calibration certificate dated 18 January 2011 but it did not comply with our requirements for a calibration certificate which I briefly summarised in an e mail dated to the licensee on 18 January. Copies attached

I attach copies of correspondence between the acoustic consultant and I from 2013, beginning in January and finally ending in June. In my final e mail dated 13 June 2013 I advised they make an application for a variation to the premises licence as the acoustic consultant found fault with the premises licence conditions.

No variation application was received.

On 7 September 2016 I had cause to write to the licensee again requiring a calibration certificate in the light of renewed complaints being received in connection with the escape of loud amplified music from the premises. The final paragraph of the letter sent warned the licensee of possible enforcement action as follows:

"We look forward to your co-operation in this matter but we must warn that in the event of noise being witnessed and if the Council is satisfied it is a legal nuisance, we have a duty to take steps to ensure the nuisance does not recur. This is likely to require the service of a legal notice, under the above legislation. Failure to comply with a legal notice is a criminal offence. The maximum penalty for an offence that happens on commercial premises is £20,000. In addition, your premises licence may be called in for review if the Noise Team is satisfied that it is necessary in order to prevent a public nuisance."

I got no response to the letter sent.

The licensee attended a Licensing Officer Panel on 30 November. The matter of the lack of calibration certification was discussed at the meeting along with other matters and the licensee agreed to send in a calibration certificate "asap".

I wrote to the licensee again on 26 January 2017 referring to my previous letter and requested production of a calibration certificate within 10 working days. I received an e mail from the licensee on 29 January stating the recalibration had been delayed. The reason given was that January was a quiet month. I replied on 30 January explaining we were not requiring a new assessment of sound, just a recalibration to the levels stated on the premises licence which could be done at any time. (The sound levels are assessed and should be limited for when the premises is both full and empty). I requested a calibration certificate on or before 9 February.

At time of writing we have still not received a calibration certificate as required.

The premises is situated in the Bunhill cumulative impact area.

We have received complaints from residents over the years that are located at:

Amias House, 2 Central Street

Anchor House, 92 Old Street

Addresses in Golden Lane/Garrett Street

Addresses in Old Street

Addresses in Baltic Street East and Honduras Street

We have also received anonymous calls in relation to both customer and music noise.

Pollution Team requests that Committee considers the following remedy:

Cutting the hours of operation for licensable activities.

Licensing Policy 8 states the following suggested hours for night clubs in Cumulative Impact Areas

Until 01:00 Sunday to Thursday

Until 02:00 Friday and Saturday

Due to the licensees continued non-compliance with conditions on the premises licence, Committee may be minded to reduce hours further.

The closing time for the premises should be listed as 30 minutes after licensable activities cease.

All existing noise conditions should remain on the premises licence with the following adjustment:

Annex 2 Condition 3

- When alcohol and/or public entertainment is provided by way of music and dancing is provided SIA registered door supervisors will be employed from 9 pm until 1 hour after closing time at the rate of one door supervisor for every one hundred customers.

Pollution team considers that the cutting of hours of operation will go some way to relieve local residents of the noise problems that have been reported over the past few years from this premise.

Please tick ✓ yes

Have you made an application for review relating to this premises before ☐

If yes please state the date of that application

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

If you have made representations before relating to this premises please state what they were and when you made them

Please tick ✓ yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate ☐
- I understand that if I do not comply with the above requirements my application will be rejected ☐

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 3 – Signatures (please read guidance note 3)

Signature of applicant or applicant's solicitor or other duly authorised agent (See read guidance note 4). If signing on behalf of the applicant please state in what capacity.

Signature Anne Brnner

Date 22/2/17

Capacity Principal Technical Officer - Noise Liaison

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)

Post town

Post Code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

Calls to Noise Service and letters sent in relation to NOMAD, 58 Old Street

Date/Time	Details	Source
2/1/11, 04:20	Loud bass music coming from Nomad night club	Not known
15/1/11, 00:59	Loud music	Amias House, 2 Central Street
18/1/11	E mail sent to licensee	
26/1/11	Noise warning letter sent	
21/4/11	Calibration certificate received on 9/4/11 rejected as it did not comply with requirements	
7/5/11. 01:00	Loud Music	Anchor House, 91 Old Street
12/9/11. 01:15	Complaint received music	Anchor House, 91 Old Street
22/12/11. 00:42	Complaint received music	Garrett Street
6/7/12. 02:50	Loud music	Amias House, 2 Central Street
18/8/12, 03:50	very loud music	Golden Lane
19/8/12. 03:10	Nomad club. Extremely noisy people outside and in cars playing music. Ongoing problem	Golden Lane
16/12/12 23:48	Loud music (above TV level) coming from the 'NoMad' club	Anchor House, 91 Old Street
19/12/12	Noise warning letter sent	
7/1/13, 00:59	Loud music coming from nomads the club, ongoing music until late	Anchor House, 91 Old Street
7/1/13	Noise reminder letter sent	
22/2/13	E mail to licensee	
January – June 2013	E mail correspondence with the acoustic consultant/agent	
3/3/13, 00:15	"Nomad Night Club" Excessive Noise now, They have noisy events far beyond allowed decibel levels a few nights a week and often it lasts till 5 a.m.	Anon
13/4/13, 03:08	Loud music	Old Street
20/7/13, 03:51	very loud bass.	Old Street
12/11/15 E mail to daytime service	the patrons occupy the surrounding area after leaving the club, until around 4am. There are very frequent fights, shouting, loud music from cars. It is immensely disturbing, and makes it impossible for neighbours to sleep in this period. The next morning there is always urine in the streets, and empty liquor bottles everywhere.	Anon
19/11/15	loud, rowdy pprox. r in the street – particularly on	Honduras

Calls to Noise Service and letters sent in relation to NOMAD, 58 Old Street

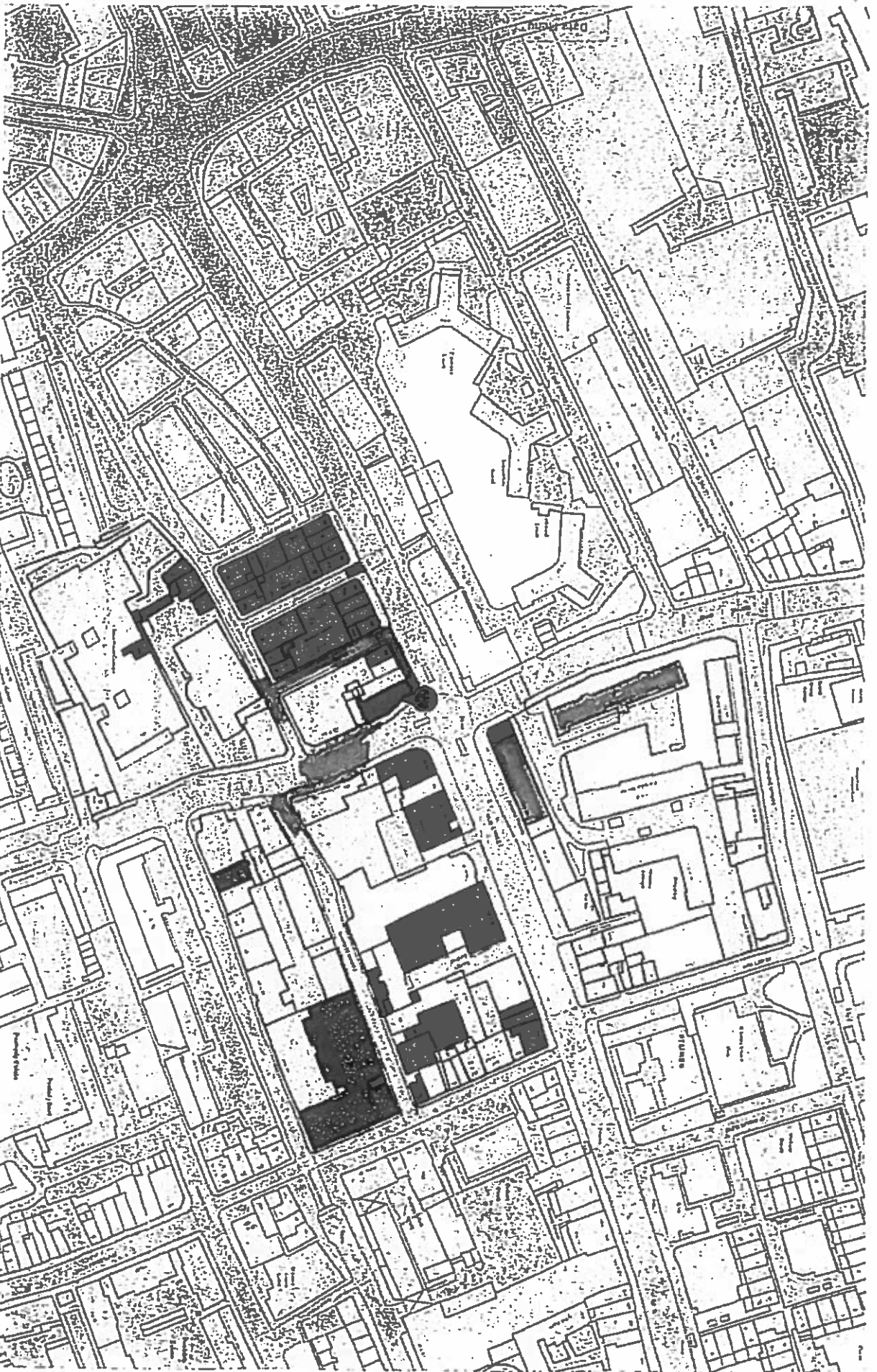
E mail	Honduras Street. Patrons of the club park cars on the street and then come back to their cars late at night, blast music loudly and often have fights. Patrons also loiter on Honduras Street, speaking loudly, urinate in the street, smoke and leave the street and doorsteps littered with bottles..	Street
29/11/15, 00:20	Patrons from Nomad club (on the corner of Old Street and Central street) were loitering, being rowdy, yelling and drinking on Honduras Street at 6am this morning. The key problem is patrons leaving the club and urinating in the street, yelling, drinking, etc once they leave the club. Patrons often tend to loiter on Honduras street and sit on the steps on REDACTED.	Honduras Street
22/12/15 E mail	Large groups of people drinking and meeting up on the street directly underneath my property and on the side roads surrounding it..... The next morning, I often have to clear bottles and rubbish from my doorstep.	Old Street
14/2/16 E mail	<p>As now happens every weekend night (Friday and Saturday nights), patrons of the Nomad club on Old Street move to Honduras Street when the club closes, and proceed to drink, shout, fight and play loud music from 3.00am onwards.</p> <p>Friday night there was a loud group of people playing music and shouting at 4am – one of them had a armband identifying him as a security guard.</p> <p>Saturday night there was a fight – a man shoving and shouting at a lady - , broken bottles, music, street urination and shouting from a large group, from 4.45am-5.15am.</p> <p>This wakes up all the neighbours, children included. The situation is recurrent and absolutely unsustainable. We urge Islington council to do something about this (e.g., patrolling, removing parking permission at weekend nights – people congregate around their cars – or issuing a warning or license cancellation to Nomad). This is making the situation unlivable on weekend nights for neighbours on Honduras Street.</p>	Honduras Street
21/2/16, 02:53	Large group of people congregating on Honduras Street making loud noise. This happens every weekend night. These large group of people seem to come out of a club nearby. Comp mentioned it is very difficult to sleep and the whole neighbourhood is disturbed	Honduras Street
19/3/16 04:15	Patrons from Nomad night club fill Honduras Street after close, drinking, shouting. Impossible to sleep. Recurring situation, something must be done to tackle this.	Honduras Street
11/6/16, 03:36	Loud noise coming from NOMAD Night Club. This has been an issue for some time now. According to comp, he has been advised by an officer to take photos/videos to support his complaints. The noise goes on till 6am	Old Street
11/6/16, 05:13	Every weekend The Bar over the road allows punter to be excessive loud, litter and even defecate on our estate, I my have worked as a door supervisor and I know how hard it	Anchor House, 91 Old Street

Calls to Noise Service and letters sent in relation to NOMAD, 58 Old Street

	can be but the door staff do not even attempt to control the issue	
15/7/16, 00:08	Group who I think are from Nomad the club keeping me awake	Baltic street near timber street
23/7/16, 00:23	Hello, I already sent an email yesterday, but didn't leave my phone number. I just moved to Honduras street – there is a disco/club on Golden Lane and we always have people coming to our street to smoke/talk/drink, which makes a lot of noise. Moreover, very often, groups of people reunite there, staying in their cars with music, smoking (and not only cigarets) and I am not sure but might be selling/buying other substances. I always hear a lot of noise and don't feel very comfortable at night. I let my phone number. Please do contact me if any questions, but it would be great if there could be a bit of control there... Thank you	Honduras Street
3/9/16, 23:56	Significant level of music noise coming from Nomad nightclub located on the corner of golden lane & old street. The music is very loud & can be heard inside my flat (REDACTED) at 11.50pm on Saturday evening (3/9/16). It's not just noise, I can identify the bass & treble sounds! On Friday eve (2/9/16) – there was significant music noise also. Later at pprox. 2am a large group (pprox. 25) people left the club and proceeded to remain outside the club on golden lane, talking loudly, sounding car horns	Golden Lane/Garrett Street
7/9/16	Noise warning letter sent	
22-26/9/16	E mail correspondence with the acoustic consultant/agent	
19/11/16, 04:12	a resident is reporting loud music and shouting from the nomad pub, I can hear noise and argument as we speak. This goes on a regular basis	Old Street
20/11/16, 05:02	Playing loud music complainant states that they do not have a license to play music this late.	Anchor House 91 Old Street
17/12/16, 00:06	I live in REDACTED : at the corner of old street and golden lane – there is a night club: Nomad Club We have at any time of the night, on Fridays and Saturdays (sometimes Thursdays too) people 1. Drinking in the street 2. Peeing/ even pooping on our door 3. Screaming/Shouting/Fighting 4. Smoking (not only cigarets) 5. Parking everywhere and we can t circulate It is very very disturbing, as it is at night, and usually, the most noise is at 3-4 am, when the club closes... Please, can you do something about the night club?	Honduras Street
16/1/17 E mail to daytime service	Every time they hold events, the crowd is always making allot of noise. When leaving. There people always in and out of the club, exchanging things	Anon
24/1/17 E mail to daytime service	On some Thursdays, Fridays and Saturdays. The crowd that they have coming to the venue is always making allot of noise, drinking outside the venue and the music is turned all the ways up to the point you can hear it from the other side of the road.	Anon
26/1/17	Noise reminder letter sent	
29/1/17,	loud music, drinking outside the nightclub	Not known

Calls to Noise Service and letters sent in relation to NOMAD, 58 Old Street

00:35		
29-30/1/17	E mail correspondence with the licensee.	



From: Brothers, Anne

Sent: 18 January 2011 10:48

To:

Cc: Norris, Louise

Subject: Sound levels at Nomad, 16 January

Dear Steve,

As promised, please find attached a document with a table listing the levels measured and the maximum levels permitted by the premises licence on Saturday night on the ground floor.

The first floor was not in use at the time of the visit.

As discussed, there is a licence condition as follows:

"The licensee shall ensure that the limiters are maintained and calibrated as instructed by the Acoustic Consultant, and the calibration certificates shall be submitted to the Council as every 12 months."

I have checked the file and cannot find a calibration certificate. You said your sound engineer was visiting today and has a sound level meter therefore s/he could produce a calibration certificate.

A calibration certificate should quote the licence levels and the maximum levels the sound system can achieve after recalibration. The measurement point(s)/mode should also be quoted along with the component details of the sound system. A floor plan showing the locations of the speakers and the measurement point/mode should also be included along with the model/make details and serial numbers of the limiter and amplifiers in use. If any components of the sound system are changed or if the speakers are moved, the system should be recalibrated to certify the maximum sound levels as quoted on the premises licence will not be exceeded. A new calibration certificate should be issued each time the system is recalibrated.

I will write to the Licensees regarding noise issues and will copy Maria as DPS and you into any letter I send.

If you have any queries, please contact me at the office below.

Regards,

Anne Brothers

Principal Technical Officer

Noise Patrol

Public Protection

Islington Council



ISLINGTON

Noise Patrol
Public Protection Division
222 Upper Street
London N1 1XR

Decco London Limited
8A Cranbrook Row
Ilford
Essex
IG1 4DJ

T 020 7527 3047
F 020 7527 3059
E anne.brothers@islington.gov.uk
W www.islington.gov.uk

This matter is being dealt with by:
Anne Brothers

Our ref: abr/1014938
Your ref:

Date: 26 January, 2011

Dear Sir

**ALLEGED NOISE NUISANCE FROM AMPLIFIED MUSIC, NOMAD, 58 OLD STREET,
LONDON, EC1V 9AJ . ENVIRONMENTAL PROTECTION ACT 1990, LICENSING ACT 2003.**

There are noise conditions on the premises licence in relation to noise control of music and customer noise outside for Nomad at 58 Old Street as follows:

- All amplified sound played on the premises shall be subject to the control of entertainment noise control systems (noise limiters) and set to the council's Noise Team satisfaction.
- The entertainment noise control system settings are not to be varied so that the music noise levels described above are exceeded without the written approval of the Council.
- The entertainment noise control system controls are to be kept in a secure, lockable cupboard or similar location. The entertainment noise control system is to be completely independent of control by persons other than the licensee. Access to the entertainment noise control system control is to be restricted to the Licensee or designated manager.
- The premises shall adopt a policy where the door supervisors ensure that the inner door is shut before the outer one is opened. This means that main doors are kept closed (not held open by doormen) to avoid outbreak when inner doors opened to dance floor areas.
- Patrons of the premises shall be encouraged, by signs within the premises visible at all exit points, to disperse from the area of the premises quietly and quickly. Staff and security shall also supervise persons leaving the premises after entertainment has taken place and where necessary, request that persons leaving the premises do so in an orderly manner as quickly as possible.
- The maximum noise levels for amplified sound in the basement, when measured from the centre of the ground floor using a spatial sweep shall not exceed the following:-

• LAeq(1min)	• Leq(1min)	• Leq(1min) at 63Hz	• Leq(1min) at 125Hz
• 93dB	• 103dB	• 95dB	• 93dB



CUSTOMER SERVICE CHALLENGE

- The maximum noise levels for amplified sound on the raised ground floor, when measured from the centre of the first floor using a spatial sweep shall not exceed the following:-

• LAeq(1min)	• Leq(1min)	• Leq(1min) at 63Hz	• Leq(1min) at 125Hz
• 89dB	• 98dB	• 92dB	• 89dB

- The licensee shall ensure that the limiters are maintained and calibrated as instructed by the Acoustic Consultant, and the calibration certificates shall be submitted to the Council as every 12 months.
- There shall be no drinking allowed outside the venue.
- Security staff to organise people queuing outside to minimise noise and any disturbances.
- Double exit doors to be kept closed at all times including times of hot weather.
- Security staff should stay on for at least an hour after closing time.
- The licensee to use best endeavours to ensure clients wait inside the premises for their taxis to arrive.
- There be a notice displayed, viewable from the outside of the premises, with a management contact telephone number in case of residents concerns.
- There shall be signs displayed on the premises reminding clients to leave quietly.

I regret to inform you we are in receipt of calls from local residents in relation to noise from the premises. I visited in the early hours of 16 November to measure sound levels inside the premises. The measurements taken were as follows:

Ground Floor only

Ref	Linear	"A"	125 Hz	63 Hz
1	109.6	91.8	94.7	109.4
2	109.9	92.3	94.0	109.6
3	112.1	92.3	96.2	111.9
5	107.7	92.3	96.2	106.3
6	107.6	93.0	95.7	106.4
7	109.6	92.3	95.1	109.3
Licence max.	103	93	93	95

Levels were not measured on the first floor as no music was playing out at the time of the visit.

At the time of the visit I met Steve Burkes who informed me he was a co-owner of the business along with another co-owner whose name I did not note.

There appeared to be some confusion over door control as everyone was under the impression the outer leafs of the lobby doors fronting Old Street had to be locked in the open position. I explained this is not the case and pointed out the relevant conditions on the premises licence. The doors open in the direction of pedestrian traffic should there be any reason to evacuate the premises, therefore they can be kept shut. There was a significant reduction in the outbreak of sound.

In addition, you will note the sound levels above are significantly in excess of the maximums permitted by the premises licence. Steve Burkes requested I forward on the levels measured to him and the DPS Maria the following week which I did on the Tuesday after my visit. It was emphasised that it was important I forward the measurements on by the Tuesday as a sound engineer was due to visit that day and they could recalibrate the limiter and produce the required calibration certificate

X

I have heard from Maria today but have not received confirmation the limiters have been recalibrated so as not to exceed the maximum levels quoted on the premises licence. I replied to Maria and Steve and copied their acoustic consultant, Richard Vivian to the e mail sent. I understand Richard Vivian is being consulted to undertake a new survey with a view to making an application to increase sound levels at the premises.

I have to make clear the first priority is to ensure the limiters are recalibrated without any further delay. Please send us a copy of the calibration certificates once this has been carried out which should be at the first opportunity in order to reduce the likelihood of further allegations of noise nuisance from the premises.

We look forward to your co-operation in this matter but we must warn that in the event of noise being witnessed and if the Council is satisfied it is a legal nuisance, we have a duty to take steps to ensure the nuisance does not recur. This is likely to require the service of a legal notice, under the above legislation. Failure to comply with a legal notice is a criminal offence. The maximum penalty for an offence that happens on commercial premises is £20,000. In addition, your premises licence may be called in for review if the Noise Team is satisfied that it is necessary in order to prevent a public nuisance

Yours faithfully

Anne Brothers
Principal Technical Officer
cc. Maria A E Troger, DPS,
Steve Burkes via e mail: _____
Maria Troger via e mail: _____
Louise Norris, Noise Patrol Manager
Licensing

To: Anne.Brothers@islington.gov.uk

Sent: Thu, 17 February, 2011 14:24:03

Subject: Music Limiter certificate for NOMAD London

For the Attention of Anne Brothers,

Please find attached a copy of the Music Limiter certificate for NOMAD London. I hope this reaches you in time and that it satisfies the councils requirements. If there is anything else I can help with please feel free contact me at this address

Kind regards

Thom Hollands

From: Thomas Hollands [mailto:thom.hollands@islington.gov.uk]

Sent: 09 April 2011 14:24

To: Brothers, Anne

Subject: Music Limiter certificate for NOMAD London

Hi Anne. the limiter certificate as promised! lets hope this one gets to you

Cheers

Thom Hollands

Sound engineer/Tour manager

From: Brothers, Anne

Sent: 21 April 2011 13:26

To: 'Thomas Hollands'

Cc:

Subject: RE: Music Limiter certificate for NOMAD London

Dear Thom

Sorry but the calibration certificate does not match the levels specified on the premises licence which are as follows:

The maximum noise levels for amplified sound in the basement, when measured from the centre of the ground floor using a spatial sweep shall not exceed the following:-

L_{Aeq}(1min) L_{eq}(1min) L_{eq}(1min) at 63Hz L_{eq}(1min) at 125Hz

93dB 103dB 95dB 93dB

20. The maximum noise levels for amplified sound on the raised ground floor, when measured from the centre of the first floor using a spatial sweep shall not exceed the following:-

LAeq(1min)	Leq(1min)	Leq(1min) at 63Hz	Leq(1min) at 125Hz
89dB	98dB	92dB	89dB

You have given "A" weighted 5 minute measurements only which I do not think is alright here, therefore the calibration certificate is rejected.

Anne Brothers

Principal Technical Officer

Noise Patrol

From: Thom [mailto:

Sent: 21 April 2011 13:46

To: Brothers, Anne

Subject: Re: Music Limiter certificate for NOMAD London

Ok Anne i will have a look.

Kind regards

Thom Hollands

Sound engineer/Tour manager

Certificate for music limit at NOMAD, 58 Old Street

Thom Hollands, Viba Sound Ltd

Date: 18/01/2011
Name of premises: Nomad
Address of premises: 58 Old Street, Shoreditch, London, EC1V 9AJ
Management details:
Type of music noise limiter: BSS Soundweb 9088ii
Location of device: Locked in basement.

Description of Music System:

Two independent DJ systems on two separate floors are fully controlled and Limited by the Soundweb 9088ii, providing, system eq, compression and limiting for both sound systems installed in the club. BSS Soundweb is inherently secure by design. A user would have to possess the original up-to-date Soundweb Designer file to gain access to the settings. Viba Sound Ltd posses the only copy of this program.

Upstairs system;

4 x Nexo PS8	1 x MT amplifier
2 x Nexo LS500	1 x Allen and Heath X-Zone 6:2
2 x TOA 50w speakers	1 x FBT active DJ monitor
1 x Nexo PS8 Controller (PS8)	2 x Pioneer CDJ1000
1 x Nexo PS15 Controller (PS15)	2 x Technics 1210
2 x QSC 2450	

Downstairs System;

4 x MT 8 full range loudspeaker
1 x TOA 50w speakers
2 x Nexo LS400
2 x QSC 2450
1 x Pioneer DJM500
2 x Pioneer CDJ1000
2 x Technics 1210

All speakers in the club have been mechanically isolated from the building structure to reduce noise transmission to the outside of the building.

- All speakers have been mounted/suspended using rubber isolation inserts and straps to reduce vibration transmission into the building structure.
- The bass bins on this floor are mounted on soft neoprene-rubber W-pads (Masons)

The Systems have been setup as per the stipulated sound levels quoted in the Licence.

Location	LAeq, 5 min
Ground Floor	93dBA
Basement	89dBA

Note: These readings were measured from multiple locations around the two floors and averaged.

The sound limit on both floors is maintained by using overall compression of the DJ inputs and separate compressor/Limiters between Mid/High and bass speakers with the aim to limit the overall level and to minimise acoustic transmission of noise through the structure of the building. The frequencies 200Hz and 400Hz are prominent within the structure of the building, and a parametric eq has been inserted to remove these frequencies.



ISLINGTON

Public Protection Division
222 Upper Street
London N1 1XR

T 020 7527 3047
F 020 7527 3057
E anne.brothers@islington.gov.uk
W www.islington.gov.uk

Our ref: WK/121369808
Your ref:

Date: 19 December 2012

Decco Limited
8A Cranbrook Row
Ilford
Essex
IG1 4DJ

This matter is being dealt with by:
Anne Brothers

Dear Sir/Madam

ENVIRONMENTAL PROTECTION ACT 1990, LICENSING ACT 2003
PREMISES: NOMAD CLUB, 58 OLD STREET, ISLINGTON, LONDON, EC1V 9AJ

I am writing following a visit to the above premises to investigate a noise complaint. I visited the premises in the early hours of December 16 at 00:15 and again at 01:50.

We were called by a local resident who alleged noise nuisance from the playing of loud music at the premises. On approach I noted that I could hear the music from Nomad from some considerable distance away.

There are noise conditions on the premises licence for Nomad as follows:

- All amplified sound played on the premises shall be subject to the control of entertainment noise control systems (noise limiters) and set to the council's Noise Team satisfaction.
- The entertainment noise control system settings are not to be varied so that the music noise levels described above are exceeded without the written approval of the Council.
- The maximum noise levels for amplified sound in the basement, when measured from the centre of the ground floor using a spatial sweep shall not exceed the following:-

LAeq(1min)	Leq(1min)	Leq(1min) at 63Hz	Leq(1min) at 125Hz
93dB	103dB	95dB	93dB

- The maximum noise levels for amplified sound on the raised ground floor, when measured from the centre of the first floor using a spatial sweep shall not exceed the following:-

LAeq(1min)	Leq(1min)	Leq(1min) at 63Hz	Leq(1min) at 125Hz
89dB	98dB	92dB	89dB

- The licensee shall ensure that the limiters are maintained and calibrated as instructed by the Acoustic Consultant, and the calibration certificates shall be submitted to the Council as every 12 months.

The most recent calibration certificate that I can find on file is dated January 2011 and there is a note that calibration certificate was rejected as inadequate.

During the visit on 16 December I spoke to Steve Burkes at the premises and I measured sound levels on both the ground and first floors using a spatial sweep as follows:

Table 1

Ref GF	Linear	"A"	125 Hz	63 Hz
1	112.5	102.4	98.2	111.6
2	108.8	100.8	99.7	106.6
3	113.4	101.2	97.8	112.7
4	108.1	100.3	98.3	106.0
5	106.3	101.0	97.5	102.0
Licence levels	103	93	93	95

Table 2

Ref 1F	Linear	"A"	125 Hz	63 Hz
7	108.8	97.5	104.4	105.6
8	110.9	99.9	104.3	109.0
9	109.5	96.5	103.1	107.6
Licence levels	98	89	89	92

I discussed the excess volume measured on both floors with Steve Burkes and he reduced the volume and I measured again on the ground floor as follows:

Table 3

Ref again	GF	Linear	"A"	125 Hz	63 Hz
11		102.3	94.1	89.3	100.3
Licence levels		103	93	93	95

We agreed the second set of measurements on the ground floor in Table 3 above were more in line with the levels agreed and quoted on the premises licence and I agreed to leave it at that for the night. I told Steve Burkes he should contact your acoustic consultant and he should produce a calibration certificate to certify that the sound levels quoted on the premises licence will not be exceeded. Steve Burkes agreed to contact the acoustic consultant the following day and copy me to the correspondence so I may inform the acoustic consultant of the excess levels measured. I have not received any e mail from Steve Burkes.

We were called back to the premises later and I re-visited at 01:50. Again, the music noise could be heard from some distance away and it was clear the volume had been increased again. I spoke to Steve Burkes again outside the premises and requested the levels be reduced.

Please inform me within the next 7 working days of what action you propose to take in order to prevent public nuisance from the premises. As discussed with Steve Burkes on the night as the sound levels measured were significantly in excess of the maximum music volumes quoted on the premises licence we expect you to immediately commission a recalibration of the sound systems in use at the premises and produce a calibration certificate from your accredited acoustic consultant.

A calibration certificate should include the following details:

- Date of calibration.
- Make and model of the limiter installed.
- Make and model of amplifier/sound distribution system.
- Serial number of the limiter.
- Location of the limiter and floor plan showing location of speakers.
- Specified maximum sound levels with one minute Leqs at the Linear, "A" weighted, 63 and 125 Hz frequencies.
- Details of the measurement point.
- Details of the security arrangements for the limiter and other components.
- Details of the sound level meter used during recalibration.
- Calibration details for the sound level meter used.
- Name and contact details of acoustician.

If the noise is witnessed again and the Council is satisfied it is a legal nuisance, we have a duty to take steps to ensure the nuisance does not recur. This is likely to require the service of a legal notice, under the above legislation. Failure to comply with a legal notice is a criminal offence. The maximum penalty for an offence that happens on commercial premises is £20,000.

In addition to the above action, your premises licence may be called in for review if the Noise Team is satisfied that it is necessary in order to prevent a public nuisance. In the meantime and until the limiters are recalibrated we expect you to operate at reduced sound levels.

If you have any queries regarding this matter, please contact me at the above office

Yours sincerely

Anne Brothers

Anne Brothers

PRINCIPAL TECHNICAL OFFICER - NOISE LIAISON

cc Louise Norris, Noise Patrol Manager
Licensing
Robert H L Harrod-Green, DPS,
Steve Burkes via e mail: ;



ISLINGTON

Decco Limited
8A Cranbrook Row
Ilford
Essex
IG1 4DJ

Noise Patrol Team
222 Upper Street
London N1 1XR

T 020 7527 3047
F 020 7527 3059
E anne.brothers@islington.gov.uk
W www.islington.gov.uk

Our ref: abr/121369808
Your ref:

This matter is being dealt with by:
Anne Brothers

Date: 7 January 2013

Dear Sir

ALLEGED NOISE NUISANCE, NOMAD, 58 OLD STREET, EC1V 9AJ. ENVIRONMENTAL PROTECTION ACT 1990, LICENSING ACT 2003

I refer you to my letter sent on 19 December 2012. I enclose a copy of the letter for your ease of reference. To date I have not received a reply.

Please respond upon receipt of this reminder.

I have to warn you that if I do not hear from you I may serve a Section 80 noise abatement notice under the provisions of the Environmental Protection Act 1990 on grounds that I am satisfied of the likelihood of a noise nuisance.

In the continued absence of the requested calibration certificate we may also consider making an application for a review of the premises licence. Both courses of action could have serious implications for your business.

Yours sincerely,

Anne Brothers
Principal Technical Officer
cc. Louise Norris, Noise Patrol Manager
Licensing
Robert H L Harrod-Green, DPS,
Steve Burkes via e mail:

E mail to licensee requiring recalibration of sound systems.

From: Brothers, Anne

Sent: 22 February 2013 19:09

To:

Cc: Norris, Louise

Subject: Sound levels at Nomad

Dear Mr Burkes

I have still not received the requested calibration certificates from your acoustic consultant further to my letter of last December and reminder letter sent in January. I attach a copy of the letter for your ease of reference.

Please arrange for the sound system to be recalibrated as soon as possible if you have not already done so. Please send me a copy of the calibration certificates for the file here.

I have had some correspondence from your acoustic consultant in relation to this matter but I have to state the sound levels quoted in the letter are the sound levels that are quoted on the licence as a noise condition of the licence. Therefore, the levels were assessed and agreed as being less likely to cause a noise nuisance to neighbours. The sound levels that I measured in December were significantly in excess of the permitted maximum levels, therefore they are likely to be causing noise disturbance to neighbours when played out at such high volume.

I look forward to receiving copies of the calibration certificates as soon as possible.

Anne Brothers

Principal Technical Officer

Noise Patrol

Public Protection

Correspondence with acoustic consultant 2013

From: Richard Vivian [mailto: - -

Sent: 15 January 2013 15:01

To: Brothers, Anne

Cc:

Subject: Nomad, 58 Old Street

Dear Anne

I hope you are well. I believe we last corresponded with regard to Nomad in June 2011.

It would appear that the premises have operated for a respectable period without complaint. However I understand you have received a complaint from a resident which you investigated on December 16th last year. My client is concerned about this complaint and wishes to take effective action to ensure that this resident is not disturbed. However my client advises me that the operation at Nomad has been the same for a considerable time with no changes to the sound system or building layout that would give rise to a new complaint last month. Therefore it is important we investigate this in order to fully understand the nature of the complaint.

It would greatly assist me if you could describe the nature of the nuisance you witnessed. Whilst I fully respect the confidentiality of the complainant at this stage of the investigation it would be helpful if you could indicate the approximate distance of the complainants property from the licensed premises and the nature of the noise witnessed.

I look forward to hearing from you.

Best regards

Richard Vivian

Principal Consultant, Big Sky Acoustics

office: -

mobile:

. . .

www.bigskyacoustics.co.uk

From: Brothers, Anne [mailto:Anne.Brothers@islington.gov.uk]

Sent: 15 January 2013 15:17

To:

Cc: Norris, Louise

Subject: RE: Nomad, 58 Old Street

Dear Mr Vivian

In a nutshell, the sound levels measured on the night I visited (using a spatial sweep) were vastly in excess of the maximums permitted on the premises licence.

They have been instructed to get their limiters recalibrated so as not to exceed the maximums.

They have all the details in 2 letters that I have sent them subsequent to the visit.

Anne Brothers

Principal Technical Officer

Noise Patrol

From: Richard Vivian [mailto:]

Sent: 15 January 2013 15:27

To: Brothers, Anne

Cc: Norris, Louise;

Subject: RE: Nomad, 58 Old Street

Dear Anne

I have seen your letter titled "Environmental Protection Act 1990" and so I have made the reasonable assumption that you are acting on evidence of a statutory nuisance. If this is so please confirm the nature of the statutory nuisance so my client wishes may quickly address any issue of noise that may be causing a nuisance to residents.

Best regards

Richard Vivian

Principal Consultant, Big Sky Acoustics

From: Brothers, Anne [mailto:Anne.Brothers@islington.gov.uk]

Sent: 15 January 2013 15:38

To:

Cc: Norris, Louise;

Subject: RE: Nomad, 58 Old Street

Dear Mr Vivian

The letter was also headed Licensing Act 2003. The licence conditions regarding maximum sound levels are clearly specified and should be adhered to.

If you want to vary the levels specified or other noise conditions on the premises licence, please advise your client to contact licensing as they will need a variation/minor variation.

In addition, there is a requirement for a calibration certificate on an annual basis.

Anne Brothers

Principal Technical Officer

Noise Patrol

From: Richard Vivian [mailto:

Sent: 15 January 2013 16:01

To: Brothers, Anne

Cc: Norris, Louise;

Subject: RE: Nomad, 58 Old Street

Dear Anne

I need some clarity please so that we are not wasting each others time. Did you witness a statutory nuisance?

Best regards

Richard Vivian

Principal Consultant, Big Sky Acoustics

From: Brothers, Anne

Sent: 16 January 2013 13:42

To:

Subject: RE: Nomad, 58 Old Street

I witnessed potential public nuisance. Music noise from the premises was clearly audible from a considerable distance away.

Anne Brothers

Principal Technical Officer

Noise Patrol

From: Richard Vivian [mailto:

Sent: 16 January 2013 18:16

To: Brothers, Anne

Cc: Norris, Louise;

Subject: RE: Nomad, 58 Old Street

Dear Anne

If you could provide me with details of the location you made your observations from I can use this as a reference point for our own observations, measurement and predictions.

Just so I have absolute clarity can you confirm if you have witnessed noise from within a residential property? It is a priority for the operation of the club that residents are not disturbed and I know Steve Burke has worked closely with residents to ensure noise levels are controlled. Therefore if you have made observations from within a residential property in response to a complaint (rather than from the street outside) then please do let me know.

Best regards

Richard Vivian

Principal Consultant, Big Sky Acoustics

From: Brothers, Anne

Sent: 22 February 2013 19:09

To:

Cc: Norris, Louise

Subject: Sound levels at Nomad

Dear Mr Burkes

I have still not received the requested calibration certificates from your acoustic consultant further to my letter of last December and reminder letter sent in January. I attach a copy of the letter for your ease of reference.

Please arrange for the sound system to be recalibrated as soon as possible if you have not already done so. Please send me a copy of the calibration certificates for the file here.

I have had some correspondence from your acoustic consultant in relation to this matter but I have to state the sound levels quoted in the letter are the sound levels that are quoted on the licence as a noise condition of the licence. Therefore, the levels were assessed and agreed as being less likely to cause a noise nuisance to neighbours. The sound levels that I measured in December were significantly in excess of the permitted maximum levels, therefore they are likely to be causing noise disturbance to neighbours when played out at such high volume.

I look forward to receiving copies of the calibration certificates as soon as possible.

Anne Brothers

Principal Technical Officer

Noise Patrol

-----Original Message-----

From: Microsoft Outlook

From: Brothers, Anne

Sent: 18 March 2013 13:12

To:

Subject: RE: Sound levels at Nomad

Dear Mr Vivian

I e mailed Steve Burkes about this on 22 February but to date I have not received any reply.

If you are representing the licensees. Please can they send me an e mail to that effect.

Anne Brothers

Principal Technical Officer

Noise Patrol

From: n Behalf Of

Sent: 18 March 2013 15:41

To: Brothers, Anne

Cc: Richard Vivian

Subject: confirmation of engagement

Dear Anne, please accept this email as confirmation that Richard Vivian of BIG SKY ACOUSTICS is acting for, and on behalf of DECCO (London) Ltd. (T/A NOMAD CLUB LONDON.) 58, Old St., London, EC1V 9AJ. Should you require anything further, please contact me. Kind regards, Steve Burkes (MD)

From: Brothers, Anne

Sent: 18 March 2013 16:13

To:

Cc: Richard Vivian; Norris, Louise

Subject: RE: confirmation of engagement

We are now in receipt of multiple complaints alleging noise nuisance from Nomad.

Please arrange to have the sound system recalibrated as soon as possible.

Please see e mail below sent to Steve Burkes in February to which I have not had any reply.

It is in the interests of the premises to comply with the noise conditions on the premises licence and to abide by sound levels that were agreed.

We look forward to your co-operation in this matter but we must warn that in the event of noise being witnessed and if the Council is satisfied it is a legal nuisance, we have a duty to take steps to ensure the nuisance does not recur. This is likely to require the service of a legal notice, under the above legislation. Failure to comply with a legal notice is a criminal offence. The maximum penalty for an offence that happens on commercial premises is £20,000. In addition, your premises licence may be called in for review if the Noise Team is satisfied that it is necessary in order to prevent a public nuisance

Anne Brothers

Principal Technical Officer

Noise Patrol

From: Richard Vivian [mailto:]

Sent: 18 March 2013 16:36

To: Brothers, Anne;

Cc: Norris, Louise

Subject: RE: confirmation of engagement

Dear Anne

As per my email of a few minutes ago please provide details of the location of the complaints and any noise that you or your colleagues have witnessed and I will arrange for an immediate investigation.

Best regards

Richard Vivian

Principal Consultant, Big Sky Acoustics

From: Brothers, Anne

Sent: 18 March 2013 17:05

To:

Cc: Norris, Louise

Subject: RE: confirmation of engagement

Residents are reporting noise from the estate across the road in Old Street and from behind the premises.

You should recalibrate the sound systems to the levels that are quoted on the premises licence without delay.

Anne Brothers

Principal Technical Officer

From: Richard Vivian [mailto:

Sent: 19 March 2013 09:16

To: Brothers, Anne

Cc: Norris, Louise;

Subject: Allegation of noise nuisance from 58 Old Street EC1V

Dear Anne

If there have been complaints about noise from the premises then it is important to make an assessment of the noise levels from the receive position, i.e. the precise location of the complaints. If you have not already carried out such an investigation yourself then I suggest it would be beneficial to the residents if we carry out the assessment together.

Please can you contact the complainants and ask them to provide dates and times when access to their properties is possible? I will do my very best to accommodate any dates you propose so that this matter can be quickly resolved.

Best regards

Richard Vivian

From: Brothers, Anne

Sent: 19 March 2013 13:38

To:

Cc: Norris, Louise;

Subject: RE: Allegation of noise nuisance from 58 Old Street EC1V

Dear Mr Vivian

There are maximum music levels quoted on the premises licence. These levels were agreed some time ago as a result of a survey and investigation works then.

There is no reason to justify a new assessment of sound at the premises. The sound systems should be recalibrated so the volume generated does not exceed the maximum levels quoted.

After the sound systems have been recalibrated, should complaints still be received and verified by authorised officers, we may then move to more detailed work on the issue.

Please recalibrate the sound systems and send me a copy of the calibration certificate.

Anne Brothers

Principal Technical Officer

Noise Patrol

Public Protection

From: Richard Vivian [mailto:

Sent: 19 March 2013 14:10

To: Brothers, Anne

Cc: Norris, Louise;

Subject: RE: Allegation of noise nuisance from 58 Old Street EC1V

Dear Anne

You are going round in circles here!

We have previously discussed this at great length across numerous email exchanges. I will forward you an email from June 2011 which summarises the problem but note that you did not reply to it at the time.

Best regards

From: Richard Vivian [mailto:richard.vivian@usda.gov]

To: Brothers, Anne

Cc: Norris, Louise; s

Subject: FW: 58 Old Street

Dear Anne

My email from June 2011 outlines the problem with the conditions on the PL. The only sensible solution is to re-evaluate the operating levels based on the current layout of the premises. Referring to these erroneous conditions is a waste of everyone's time and my client's money. I hope you agree and are able to work to resolve this issue with me.

Best regards

Richard Vivian

From: Brothers, Anne

Sent: 19 March 2013 15:13

To: _____

Cc: Norris, Louise:

Subject: RE: 58 Old Street

Dear Mr Vivian

With regard to the testing you mention in your e mail dated June last year, please inform us of the levels that you considered to be acceptable.

In addition, please inform us of the adjacent address that you visited in order to come to your conclusions.

Anne Brothers

Principal Technical Officer

Noise Patrol

From: Richard Vivian [mailto:

Sent: 20 March 2013 15:01

To: Brothers, Anne

Cc: Norris, Louise;

Subject: RE: 58 Old Street

Hi Anne

Yes, that is absolutely no problem sharing those data with you. It is from some time ago so I will need to access it from our archive. It should be with you by tomorrow or Friday at the latest.

The assessment was made from the adjoining steel frame building on Golden Lane. I will need to check my records for the precise address but remember the residents names as Rose & Tina.

Best regards

Richard Vivian

Principal Consultant, Big Sky Acoustics Ltd

From: Richard Vivian [mailto:

Sent: 25 March 2013 11:00

To: Brothers, Anne

Cc: Norris, Louise;

Subject: RE: 58 Old Street - internal noise levels

Dear Anne

The internal noise levels assessed on 11th April 2011 and found to be acceptable within the adjoining residential property at 125 Golden Lane were:

	L _{Aeq}	L _{Zeq}	L _{Eq} , 63Hz	L _{Eq} , 125Hz
Measured on ground floor	93	108	107	98
Measured on first floor	94	110	108	99

Since this date significant additional sound insulation works have been carried out at the premises.

I suggest the most prudent course of action is to re-evaluate the system from the residential properties where complaints are occurring.

Best regards

Richard Vivian

From: Brothers, Anne

Sent: 12 April 2013 18:45

To:

Cc: Norris, Louise; ; Griffiths, Aled

Subject: RE: 58 Old Street - internal noise levels

Dear Mr Vivian

I apologise for the delay in replying to this. I have been away from my desk recently.

There are clear noise conditions on the premises licence as follows:

14. All amplified sound played on the premises shall be subject to the control of entertainment noise control systems (noise limiters) and set to the council's Noise Team satisfaction.

15. The entertainment noise control system settings are not to be varied so that the music noise levels described above are exceeded without the written approval of the Council.

This means that the sound levels should not have been altered by you.

The licensees are in danger of enforcement action due to this issue.

You have suggested that the wording of the premises licence has muddled the waters in that Conditions 19 and 20 refer to the "basement" and the "raised ground floor". I have discussed this with my colleagues in Licensing and it is clear to them that this was a typing error by the licensing officer that processed the licence. Further, the basement levels obviously refer to the ground floor and the raised ground floor levels refer to the first floor.

This is a simple administrative error that can be changed.

The sound levels are quoted on the premises licence and I can see from the figures you quote that you have increased the sound levels quite significantly.

We have to urge the licensees to take our advice and recalibrate the sound systems back to the levels quoted on the premises licence without delay. I would suggest a reasonable time limit for this would be 2 weeks from the date of this e mail notification. In the meantime I must advise the licensees to be mindful of sound levels and not play out the sound system to the full volume that you have adjusted it to.

If they want an increase in sound levels they should make an application for a variation to the premises licence as a minor variation application would attract a representation from the Noise Team due to complaints received from local residents about music noise issues from the premises and a full variation would be required. Should they decide to make an application for a full variation, it is most likely that they will be asked to provide evidence of any additional sound insulation they have installed since they took over that could justify any increase in sound levels.

Anne Brothers

Noise Liaison Officer

Noise Team

Public Protection

Islington Council

From: Brothers, Anne

Sent: 09 May 2013 11:46

To:

1

Cc: Griffiths, Aled; Norris, Louise; Tomashevski, Kathleen

Subject: Nomad, 58 Old Street

Dear Mr Vivian and Mr Burkes

I refer to my e mail dated 12 April to which I have had no reply.

I have copied the e mail below for your ease of reference.

Please inform us of your intentions regarding this matter without further delay.

Anne Brothers

Noise Liaison Officer

From: Richard Vivian [mailto:]

Sent: 04 June 2013 12:57

To: Brothers, Anne

Cc: Norris, Louise;
Aled

Gareth Hughes; Gemma Stevens; Griffiths,

Subject: Re: 58 Old Street - internal noise levels

Dear Anne

I have now had an opportunity to meet with my client at the premises and discuss your email. I propose that we schedule a meeting to discuss a sensible way forward.

Clearly the wording of the condition is erroneous; as you say it is a typing error. But this error is further compounded by the fact that the quoted noise levels were copied from a report that was not intended for the purpose of setting limiters, and refers to the premises in 2008 under different management, with a different sound system, different layout and considerably different sound insulation. This is the shortcoming of quoting absolute figures in a premises licence; they are likely to become outdated within the lifetime of the PL.

Please provide me with some dates when you and Louise will be available to discuss this matter. I would also like Mr Gareth Hughes of Jeffrey Green Russell to be in attendance on the basis that he will be drafting any application.

Richard Vivian

Principal Consultant, Big Sky Acoustics Ltd

From: Brothers, Anne

Sent: 13 June 2013 14:10

To: 'Richard Vivian'

Cc: Gareth Hughes; Gemma Stevens; Griffiths, Aled

Subject: RE: 58 Old Street - internal noise levels

Dear Mr Vivian

I have discussed this matter with my manger Aled Griffiths. For future reference, Louise Norris will no longer be dealing with this matter.

Our advice is to make an application for a variation to the premises licence if you want any increase to the sound levels.

You state the premises has a different layout and considerably different sound insulation.

I have checked the approved plans for the premises and can see no changes to the layout apart from a roof terrace that was an unauthorised change which I understand was closed by Licensing. We have had no information about any changes to the sound insulation at the premises.

We see no point in meeting to discuss this matter any further and we shall await your variation application.

Anne Brothers

Noise Liaison Officer

Noise Team



Pollution Team
222 Upper Street
London N1 1XR

T 020 7527 3047
F 020 7527 3059
E anne.brothers@islington.gov.uk
W www.islington.gov.uk

Our ref: abr/160027463
Your ref:

Decco London Limited
8A Cranbrook Row
Ilford
Essex
IG1 4DJ

Date: 7 September 2016

This matter is being dealt with by:
Anne Brothers

Dear Sir

**ALLEGED NOISE NUISANCE FROM AMPLIFIED SOUND AND CUSTOMER NOISE
OUTSIDE. NOMAD, 58 OLD STREET LONDON EC1V 9AJ. ENVIRONMENTAL
PROTECTION ACT 1990. LICENSING ACT 2003.**

We are in receipt of a call from a local resident in connection with the above matters. The resident states:

"Significant level of music noise coming from Nomad nightclub located on the corner of Golden Lane & Old Street. The music is very loud & can be heard inside my flat (which overlooks Golden Lane) at 11.50pm on Saturday evening (3/9/16). It's not just noise, I can identify the bass & treble sounds! On Friday eve (2/9/16) - there was significant music noise also. Later at approx 2am a large group (approx 25) people left the club and proceeded to remain outside the club on Golden Lane, talking loudly, sounding car horns & playing music for approx 30mins."

There are conditions on the premises licence for Nomad as follows:

- All amplified sound played on the premises shall be subject to the control of entertainment noise control systems (noise limiters) and set to the council's Noise Team satisfaction.
- The entertainment noise control system settings are not to be varied so that the music noise levels described above are exceeded without the written approval of the Council.
- The premises shall adopt a policy where the door supervisors ensure that the inner door is shut before the outer one is opened. This means that main doors are kept closed (not held open by doormen) to avoid outbreak when inner doors opened to dance floor areas.
- The maximum noise levels for amplified sound in the basement, when measured from the centre of the ground floor using a spatial sweep shall not exceed the following:-

LAeq(1min)	Leq(1min)	Leq(1min) at 63Hz	Leq(1min) at 125Hz
93dB	103dB	95dB	93dB

- The maximum noise levels for amplified sound on the raised ground floor, when measured from the centre of the first floor using a spatial sweep shall not exceed the following:-

LAeq(1min)	Leq(1min)	Leq(1min) at 63Hz	Leq(1min) at 125Hz
89dB	98dB	92dB	89dB

- The licensee shall ensure that the limiters are maintained and calibrated as instructed by the Acoustic Consultant, and the calibration certificates shall be submitted to the Council as every 12 months.
- The licensee shall employ a dedicated cab company and devise a system for collection of customers that will minimise disturbance to local residents.
- Security staff should stay on for at least an hour after closing time.
- The licensee to use best endeavours to ensure clients wait inside the premises for their taxis to arrive.

I have checked our files and we have not had a calibration certificate from you for some considerable time, therefore please contact your acoustic consultant and check the sound systems and produce a calibration certificate for the files here. Please get the calibration certificate to me within two weeks of the date of this letter.

The calibration certificate should contain the following information:

Date of calibration.

Make and model of the limiter installed.

Make and model of amplifier/sound distribution system.

Serial number of the limiter.

Location of the limiter and floor plan showing location of speakers.

Specified maximum sound levels with one minute Leqs at the Linear, "A" weighted, 63 and 125 Hz frequencies.

Details of the measurement point.

Details of the security arrangements for the limiter and other components.

Details of the sound level meter used during recalibration.

Calibration details for the sound level meter used.

Name and contact details of acoustician.

In addition, please ensure your customers disperse promptly and quietly at the end of trading and any customers outside in the smoking area during trading are considerate to residential neighbours and are not permitted to be noisy.

We look forward to your co-operation in this matter but we must warn that in the event of noise being witnessed and if the Council is satisfied it is a legal nuisance, we have a duty to take steps to ensure the nuisance does not recur. This is likely to require the service of a legal notice, under the above legislation. Failure to comply with a legal notice is a criminal offence. The maximum penalty for an offence that happens on commercial premises is £20,000. In addition, your premises licence may be called in for review if the Noise Team is satisfied that it is necessary in order to prevent a public nuisance.

Yours faithfully,

Anne Brothers

Anne Brothers

Principal Technical Officer

cc. Benjamin S James-Winston, DPS,

Correspondence with the acoustic consultant

EMR from Richard Vivian (AC) on my return from leave pasted below:

From: Richard Vivian [mailto:]

Sent: 22 September 2016 16:56

To: Brothers, Anne

Cc:

Subject: Nomad London: 58 Old Street EC1V 9AJ

Dear Anne

How are you? It has been a long time since we last spoke.

Firstly I would like to deal with the allegation of nuisance. Has anything been witnessed or recorded by an officer? If so what and where? That information will be of great assistance in establishing what may have occurred and quickly taking any corrective action. The premises appears to have operated for a considerable time without complaint so I would like to identify what this new problem is.

Secondly we did encounter some problems last time you requested a limiter calibration certificate in 2013. My recommendation to my client has always been that the limiter should be set at a level that does not cause a public nuisance: the operation of the premises without complaint for a number of years appear to be a good indication that this approach has worked.

I can arrange for the limiter to be checked again but the internal levels measured are not going to correlate with the measurements on the premises licence as these are fallacious. Last time we exchanged emails on this matter I suggested we meet to discuss a way forward but you did not take me up on that offer. If the case is now re-opened I will make that offer again that we meet on site, discuss the errors in the existing PL, and try and formulate a way forward. In the meantime I have advised my client to recheck the limiter settings and also to address the issues of dispersion of patrons. He assures me a strategy is already in place to deal with your concerns.

I look forward to hearing from you.

Best regards

Richard Vivian

Richard Vivian BEng(Hons) MIET MIOA MAES MIOL

Big Sky Acoustics Ltd

office:

mobile:

Reply to Richard Vivian, (no reply received):

From: Brothers, Anne

Sent: 26 September 2016 16:04

To: 'Richard Vivian'

Cc:

Subject: RE: Nomad London: 58 Old Street EC1V 9AJ

Dear Mr Vivian

The resident states that noise has not been an issue in recent years but the volume of sound has been increasing over the past few weeks.

Our officers did visit on the night (4/9) and witnessed very loud music and some customer noise outside. They visited and spoke to a door supervisor advising the volume of amplified sound was too high and they noted the volume was reduced while they were still on site.

We also had two complaints in July regarding people noise outside the premises. Looking back at the file for this year there are a total of 8 complaints about the premises. In the main they are about people noise outside.

There are relevant noise conditions on the premises licence about dispersal of customers:

- " Security staff to patrol the vicinity encouraging patrons to disperse quietly.
- " Patrons of the premises shall be encouraged, by signs within the premises visible at all exit points, to disperse from the area of the premises quietly and quickly. Staff and security shall also supervise persons leaving the premises after entertainment has taken place and where necessary, request that persons leaving the premises do so in an orderly manner as quickly as possible.
- " The licensee shall employ a dedicated cab company and devise a system for collection of customers that will minimise disturbance to local residents.

Please discuss the above conditions with your client to ensure that noise outside is sufficiently minimised so as not to be an issue.

In respect of the control of amplified sound, the licence conditions are clear:

- " All amplified sound played on the premises shall be subject to the control of entertainment noise control systems (noise limiters) and set to the council's Noise Team satisfaction.
- " 15. The entertainment noise control system settings are not to be varied so that the music noise levels described above are exceeded without the written approval of the Council.
- " 16. The entertainment noise control system controls are to be kept in a secure, lockable cupboard or similar location. The entertainment noise control system is to be completely independent of control by persons other than the licensee. Access to the

entertainment noise control system control is to be restricted to the Licensee or designated manager.

" The maximum noise levels for amplified sound in the basement, when measured from the centre of the ground floor using a spatial sweep shall not exceed the following:-

LAeq(1min)	Leq(1min)	Leq(1min) at 63Hz	Leq(1min) at 125Hz
93dB	103dB	95dB	93dB

" The maximum noise levels for amplified sound on the raised ground floor, when measured from the centre of the first floor using a spatial sweep shall not exceed the following:-

LAeq(1min)	Leq(1min)	Leq(1min) at 63Hz	Leq(1min) at 125Hz
89dB	98dB	92dB	89dB

" The licensee shall ensure that the limiters are maintained and calibrated as instructed by the Acoustic Consultant, and the calibration certificates shall be submitted to the Council as every 12 months.

If you want to change the conditions then your client needs to make an application to vary the premises licence and the matter would be determined by the Licensing Committee.

In the meantime please recalibrate the sound system to as near as or below the levels specified on the premises licence and please provide a calibration certificate.

Anne Brothers

Licensing Noise Liaison Officer

Pollution Team

Public Protection Division



ISLINGTON

Pollution Team
222 Upper Street
London N1 1XR

T 020 7527 3047
F 020 7527 3059
E anne.brothers@islington.gov.uk
W www.islington.gov.uk

Our ref: abr/160027666
Your ref:

Decco London Limited
8A Cranbrook Row
Ilford
Essex
IG1 4DJ

Date: 26 January 2017

This matter is being dealt with by:
Anne Brothers

Dear Sir

**ALLEGED NOISE NUISANCE FROM AMPLIFIED SOUND AND CUSTOMER NOISE
OUTSIDE. NOMAD, 58 OLD STREET, LONDON EC1V 9AJ. ENVIRONMENTAL
PROTECTION ACT 1990. LICENSING ACT 2003. RECENT ATTENDANCE AT OFFICER
PANEL**

I refer to my letter to you dated 7 September last year and your attendance at an Officer Panel on 30 November and a subsequent letter sent to you on 6 December last year from the Licensing Manager Ms T Lane.

There are noise conditions on the premises licence for Nomad as follows:

1. All amplified sound played on the premises shall be subject to the control of entertainment noise control systems (noise limiters) and set to the council's Noise Team satisfaction.
2. The entertainment noise control system settings are not to be varied so that the music noise levels described above are exceeded without the written approval of the Council.
3. The entertainment noise control system controls are to be kept in a secure, lockable cupboard or similar location. The entertainment noise control system is to be completely independent of control by persons other than the licensee. Access to the entertainment noise control system control is to be restricted to the Licensee or designated manager.
4. The maximum noise levels for amplified sound in the GROUND FLOOR, when measured from the centre of the ground floor using a spatial sweep shall not exceed the following:-

LAeq(1min)	Leq(1min)	Leq(1min) at 63Hz	Leq(1min) at 125Hz
93dB	103dB	95dB	93dB

5. The maximum noise levels for amplified sound on the FIRST FLOOR, when measured from the centre of the first floor using a spatial sweep shall not exceed the following:-

LAeq(1min)	Leq(1min)	Leq(1min) at 63Hz	Leq(1min) at 125Hz
89dB	98dB	92dB	89dB

6. The licensee shall ensure that the limiters are maintained and calibrated as instructed by the Acoustic Consultant, and the calibration certificates shall be submitted to the Council as every 12 months

I understand that at the Officer's panel meeting you agreed to provide a calibration certificate without delay and the requirement on the premises licence to provide an annual calibration certificate was made clear to you.

To date I have not received a calibration certificate detailing the maximum sound levels at the premises.

I also have to inform you that we are again in receipt of a complaint from a member of the public in relation to customer noise outside the premises. The complainant alleges that your customers make a lot of noise outside the premises whenever there is any event on there. This is for your information as I am aware that noise outside the premises was also discussed at the panel meeting. Please can you ensure that your security team is briefed again regarding the control of customer noise outside the premises.

Please provide a calibration certificate within 10 working days of the date of this letter.

The calibration certificate should contain the following information:

Date of calibration.

Make and model of the limiter installed.

Make and model of amplifier/sound distribution system.

Serial number of the limiter.

Location of the limiter and floor plan showing location of speakers.

Specified maximum sound levels with one minute Leqs at the Linear, "A" weighted, 63 and 125 Hz frequencies.

Details of the measurement point.

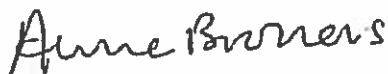
Details of the security arrangements for the limiter and other components.

Details of the sound level meter used during recalibration.

Calibration details for the sound level meter used.

Name and contact details of acoustician.

Yours faithfully,



Anne Brothers

Principal Technical Officer

cc. Mr Benjamin S James-Winston, DPS,

Katie Tomashevski, Licensing Officer.

Correspondence with the licensee

From: Nomad London Club [[mailto:](#)]
Sent: 29 January 2017 19:41
To: Brothers, Anne
Subject: Calibration cert.

Hi Anne,

We are in receipt of your letter dated 26th Jan.

As you are aware, January is a relatively quiet month (and wanting to get a true representation of things), we have had to wait.

We have sent 3x dates in Feb over to Big Sky Accoustics for monitoring and are currently awaiting confirmation on one of them.

Kind Regards,

Steve Burkes

TEAM NOMAD

<http://nomadlondon.com>

From: Brothers, Anne
Sent: 30 January 2017 08:49
To: 'Nomad London Club'
Cc: Tomashevski, Katie
Subject: RE: Calibration cert.
Importance: High

Dear Mr Burkes

This is not a requirement for a new assessment and music levels are set for when the club is either empty or full. Therefore the testing can be carried out anytime.

Therefore please get your acoustic consultant to visit, test the system, ensure it will not exceed agreed maximum sound levels that are stated on the premises licence and provide a calibration certificate on or before Thursday 9 February.

Anne Brothers

Licensing Noise Liaison Officer

Pollution Team

Public Protection Division

222 Upper Street

London N1 1XR

Tel: 020 7527 3047



24 Bell Street
Romsey
SO51 8GW

T: 01794 515999
F: 01794 515100
E: info@24acoustics.co.uk

Stirling Porter
S P Consulting Services Ltd
226-228 Bon Marche Building
London
SW9 8BJ

Date: 18th December 2008
Reference: R2616-1 Rev 1

Dear Stirling,

Re: Floral Nightclub, Old Street, London – Noise Assessment

Further to our recent site visit and measurements, we are pleased to submit our assessment and findings.

1.0 INTRODUCTION

- 1.1 24 Acoustics Ltd has been instructed by SP Consulting Services to undertake an assessment of noise levels arising from proposed plant serving the Floral nightclub at the junction of Old Street and Golden Lane, London. The issue of music noise transmission to an adjacent residential property has also been discussed and assessed.
- 1.2 This report presents the results of a background noise survey undertaken at the nearest residential property to the proposed plant in the period 4th – 5th November 2008. Sound insulation measurements between the licensed premises and adjacent residential property were undertaken on the evening of 2nd September 2008.
- 1.3 All noise levels in this report are presented in dB relative to 20 μ Pa.

2.0 SITE DESCRIPTION, BACKGROUND AND PROPOSED OPERATION

- 2.1 The nightclub is located on the junction of Old Street and Golden Lane and was most recently used as a licensed premises. The nearest residential property is located in Golden Lane and is structurally adjacent to the club.
- 2.2 Figure 1 shows the proposed site and surrounding area.

3.0 NOISE CRITERIA

Plant Noise - BS 4142

- 3.1 For noise from industrial developments, it is normal to make use of British Standard 4142 "Method for Rating Industrial Noise Affecting Mixed Residential and Industrial Areas" [Reference 1].

- 3.2 BS 4142 provides a method for rating the effects of industrial noise on mixed residential and industrial areas. The standard advocates a comparison between the typical measured L_{A90} background noise level and L_{Aeq} noise level from the source being considered. For rating purposes if the noise source is tonal, intermittent or otherwise distinctive in character, a rating correction of +5 dB is applied. The standard states that a difference between the rating level and the background level of +10 dB indicates that 'complaints are likely', a difference of +5 dB is of 'marginal significance' and a difference of -10 dB is a 'positive indication that complaints are unlikely'.

Local Authority Requirements

- 3.3 The Local Planning Authority, Islington Council, requires that noise arising from fixed plant should be 5 dB below the typical background noise level during hours of operation (as assessed under BS 4142). Typical hours of operation for the nightdub's ventilation system are understood to be 09:00 – 05:00.

Music Noise

- 3.4 Islington Council requires that where a licensed premises is structurally attached to a residential property, noise from amplified music be controlled to be inaudible within the residential property; full details are shown in Appendix B.
- 3.5 In practice, this means that the single octave frequency bands at 63 Hz and 125 Hz should not increase between music being played and no music when assessed using the average or L_{eq} index over a single minute period.

4.0 PLANT NOISE ASSESSMENT

Equipment and Procedure

- 4.1 Background noise measurements were taken over the period 4th – 5th November 2008. Measurements were undertaken externally at a location which is acoustically representative of the nearest residential property (as shown in Figure 1). The instrumentation was set up to monitor and store noise levels continuously in 5 minute samples (using fast time weighting) in terms of the overall A-weighted L_{eq} and L_{90} sound pressure levels. A definition of the acoustic terminology used in this report is provided in Appendix A.
- 4.2 The following instrumentation was used during the survey:
- Rion NL-32 precision grade sound level meter;
 - Bruel and Kjaer Type 4231 acoustic calibrator.
- 4.3 Calibration was checked before and on completion of the measurements and no drift was recorded. The weather during the survey was dry with wind speeds below 5 m/s. Noise measurements were made in accordance with BS 7445: 1991 'Description and measurement of environmental noise Part 2 - Acquisition of data pertinent to land use'.

Results

- 4.4 The results of the environmental survey are presented in graphical format in Figure 2, showing the recorded average $L_{Aeq}(5min)$ and background $L_{A90}(5min)$ values. Noise levels were controlled by road traffic.
- 4.5 With reference to the measured data, the following typical background noise level was measured:

43 dB $L_{A90, 5 \text{ min}}$

Assessment

- 4.6 Based upon the requirements of the Local Planning Authority, noise from the plant should not exceed the following levels as measured at 1 metre from the windows of the nearest affected residential property:

38 dB L_{Aeq}

- 4.7 The proposed plant is understood to comprise 4 condensing units (Fujitsu AO54L) which will be located on a flat roof area. The sound pressure level at 1m from a single unit is 54 dBA and not tonal in character. The units have been specified on the basis of the low noise output and located to achieve screening to the nearest residential property.
- 4.8 The proposed ventilation plant has been assessed and found to operate at a level of 34 dBA at the nearest window of the nearest affected residential property. On this basis, the required target given above of 38 dBA has been achieved.
- 4.9 The calculation has been derived taking into account distance and screening losses. The receptor point is at the rear of 125 Golden Lane (ie, where measured background noise levels are lower). A distance loss of 15 dB has been applied to account for the attenuation over a distance of 8m (ie, from a source level of 1m). Screening from the rear edge of the receptor building, to the nearest openable window at the rear, has been calculated to be 11 dB. When subtracted from the combined noise level from the operation of all 4 units, the losses combine to give a level of 34 dBA as referred to above.

5.0 MUSIC NOISE ASSESSMENT

- 5.1 Sound insulation testing was undertaken on the evening of the 2nd September 2008. The tests involved reproducing music at a relatively high level within the ground and first floor areas of the club and measuring the resultant noise level within the residential property next door (with the kind permission of the owner).
- 5.2 The ambient noise levels shown in Table 1 were measured in the adjacent property (with windows closed).

Description	Sound Pressure Level (dB Leq)		dB L _{Aeq}
	63 Hz (1/1 octave)	125 Hz (1/1 octave)	
Ambient	45	38	31

Table 1: Ambient Noise Levels Within Residential Property

- 5.3 The music noise level (using a music track with heavy low frequency bass) was then varied to assess the level at which this threshold would be exceeded. The results of the tests have informed the design of the works which are currently underway.
- 5.4 Additional music measurements were undertaken on the evening of 9th December 2008. The following equipment was used:

Norsonic Precision Sound Analyser	Type 118
Bruel and Kjaer Calibrator	Type 4231

- 5.5 Using the guidance given by the local authority (ie, that amplified music should be inaudible in the adjacent property), the noise limiter (Formula Sound AVC2) was calibrated such that the levels shown in Table 2 could not be exceeded.

Location	Sound Pressure Level (dB L _{eq})		dB L _{Aeq}
	63 Hz (1/1 octave)	125 Hz (1/1 octave)	
Ground Floor	95	93	93
First Floor	92	89	89

Table 2: Maximum Internal Noise Levels

- 5.5 Measurements were obtained in the centre of each of the rooms using a spatial sweep over a duration of 60 seconds to account for potential low frequency measurement error.
- 6.0 CONCLUSIONS**
- 6.1 An assessment of background noise levels has been carried out at Floral Nightdub under the requirements of the Local Planning Authority, Islington Council.
- 6.2 Based upon the survey results, limiting criteria applicable to noise from the proposed ventilation plant been established. In addition, the noise arising from the plant has been reviewed and found to operate within the defined limit.
- 6.3 Noise from amplified music in the adjacent property has been assessed. Source levels within the premises are controlled via a noise limiter which has been configured to ensure that appropriate noise levels within the adjacent property are achieved.

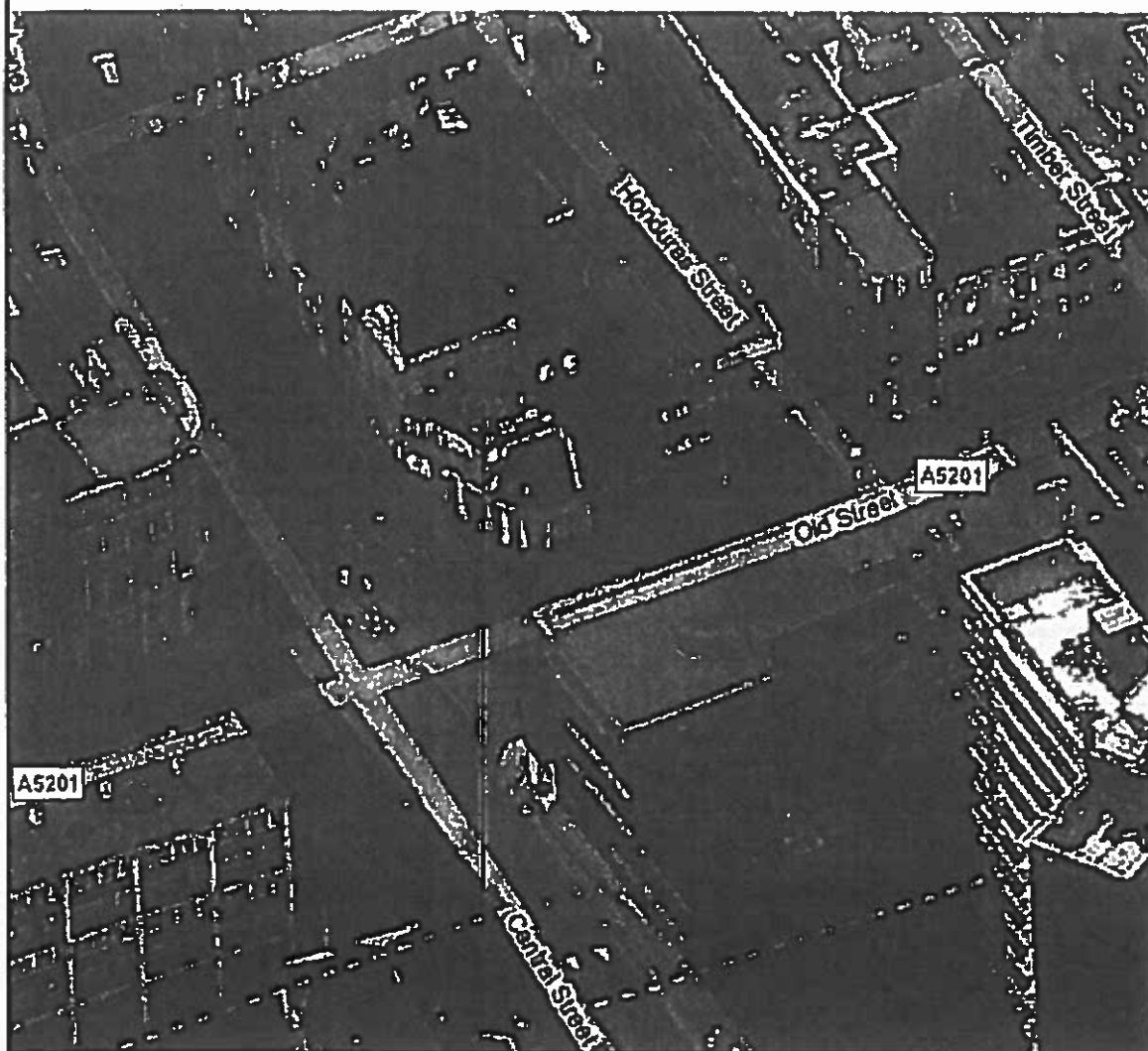
I trust the above is satisfactory. Should you have any further questions or require assistance, please do not hesitate to call.

Yours sincerely,

Steve Gosling BEng MIOA
Principal Consultant

REFERENCES

1. British Standards Institution. British Standard 4142. Method for Rating Industrial noise affecting mixed residential and industrial areas, 1997.
2. International Standards Organisation. ISO 9613. Acoustics- attenuation of Sound Propagation Outdoors.



Noise Monitoring
Position


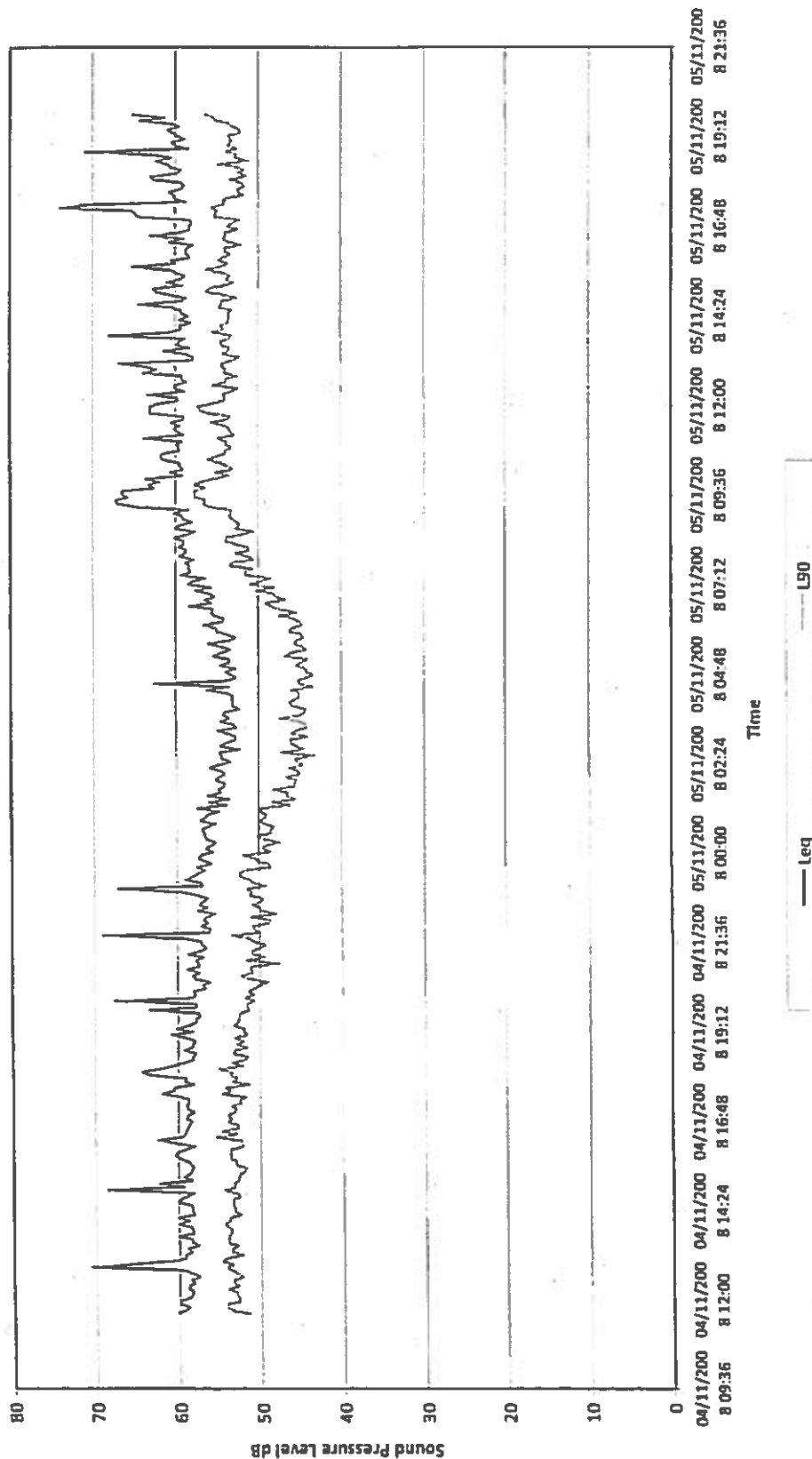
Project: Floral, Old Street	Project: Site Overview and Measurement Position		 24Acoustics www.24acoustics.co.uk
DWG No: Figure 1	Scale: N.T.S.	Rev: A	
Date: 30th October 2008	Drawn By: SG	Job No: 2616-1	

FIGURE 2 – ENVIRONMENTAL NOISE RESULTS

Floral Nightclub
Old Street, London 4th - 5th November 2008



APPENDIX A: ACOUSTIC TERMINOLOGY

Noise is defined as unwanted sound. The range of audible sound is from 0 to 140 dB. The frequency response of the ear is usually taken to be around 18 Hz (number of oscillations per second) to 18000 Hz. The ear does not respond equally to different frequencies at the same level. It is more sensitive in the mid-frequency range than the lower and higher frequencies and because of this, the low and high frequency components of a sound are reduced in importance by applying a weighting (filtering) circuit to the noise measuring instrument. The weighting which is most widely used and which correlates best with subjective response to noise is the dB(A) weighting. This is an internationally accepted standard for noise measurements.

For variable sources, such as traffic, a difference of 3 dBA is just distinguishable. In addition, a doubling of traffic flow will increase the overall noise by 3 dBA. The 'loudness' of a noise is a purely subjective parameter, but it is generally accepted that an increase/ decrease of 10 dB(A) corresponds to a doubling/ halving in perceived loudness.

External noise levels are rarely steady, but rise and fall according to activities within an area. In attempt to produce a figure that relates this variable noise level to subjective response, a number of noise indices have been developed. These include:

i) The L_{Amax} noise level

This is the maximum noise level recorded over the measurement period.

ii) The L_{Aeq} noise level

This is "equivalent continuous A-weighted sound pressure level, in decibels" and is defined in British Standard BS 7445 [1] as the "value of the A-weighted sound pressure level of a continuous, steady sound that, within a specified time interval, T, has the same mean square sound pressure as a sound under consideration whose level varies with time".

It is a unit commonly used to describe construction noise and noise from industrial premises and is the most suitable unit for the description of other forms of environmental noise. In more straightforward terms, it is a measure of energy within the varying noise.

APPENDIX B: ISLINGTON'S MUSIC NOISE CRITERIA**TECHNICAL ADVICE FOR CONSULTANTS ON SOUND INSULATION AND NOISE CONTROL CRITERIA FOR ENTERTAINMENT LICENSED PREMISES.**

Appoint an acoustic consultant registered with the Institute of Acoustics or Association of Noise Consultants with the brief to undertake a thorough acoustic survey of the neighbourhood with regard to noise sensitive premises near the proposed licensed premises. The survey to identify representative existing background and ambient noise levels during all times of operation of the proposed licensed premises, as $L_{A90}(1min)(t)$ and as real time simultaneous $L_{eq}(1min)(t)$ 1/1 octave bands centred on the frequencies 63Hz and 125Hz.

Measurements to be taken 1 metre from the facade of the nearest noise sensitive premises or calculated as for this position from readings taken at appropriate locations. Where the proposed licensed premises share party walls, floor/ceiling partitions or other construction elements with a non-associated noise sensitive premises, then existing background and ambient noise levels as described above shall be measured within those non-associated noise sensitive premises. Where access to such noise sensitive premises is not available, then measurements in similar premises in a similar acoustic environment may be substituted.

Using the results of the acoustic survey, a scheme of sound insulation works and other noise control measures is to be designed for the proposed licensed premises. The objective of the scheme is to ensure that music noise from the proposed licensed premises does not cause undue disturbance or is unreasonably intrusive. The scheme of works and other noise control measures is to be based on predicted minimum internal music noise levels of 95 dB(A) $L_{eq}(1min)(t)$ with 95 dB in the 63Hz and 125Hz 1/1 octave bands within the parts of the premises designated for music and dancing.

The schedule of works should achieve the following

Where there are no shared party walls, floor/ceiling partitions or other construction elements with adjoining non-associated noise sensitive premises.

Where the licensed premises is proposed to operate only between 0700 and 2300 the music noise at all times of operation, shall not cause an increase of more than 2dB in the $L_{A90}(1min)(t)$ when compared with the existing equivalent $L_{A90}(1min)(t)$ without the premises in operation.

At the same times the music noise from the proposed licensed premises shall not cause an increase of more than 3dB, above the real time simultaneous $L_{eq}(1min)(t)$ 1/1 octave band sound pressure level centred on the frequencies 63Hz and 125Hz, when compared with the existing equivalent $L_{eq}(1min)(t)$ (63Hz and 125Hz) taken without the premises in operation.

Where the licensed premises is proposed to operate at any time between 2300 and 0700. the music noise at all times of operation, shall not cause any increase in the $L_{A90}(1min)(t)$ when compared with the existing equivalent $L_{A90}(1min)(t)$ without the premises in operation.

At the same times the music noise from the proposed licensed premises shall not cause any increase in the real time simultaneous $L_{eq}(1min)(t)$ 1/1 octave band sound pressure level centred on the frequencies 63Hz and 125Hz, when compared with the existing equivalent $L_{eq}(1min)(t)$ (63Hz and 125Hz) taken without the premises in operation.

Measurements to be taken 1 metre from the facade of the nearest noise sensitive premises. Where access to the facade of non-associated noise sensitive premises is not available, then the above music noise levels 1 metre from the facade of non-associated noise sensitive premises shall be predicted by calculation rather than measured.

Where there are shared party walls, floor/ceiling partitions or other construction elements with adjoining non-associated noise sensitive premises.

At all times of operation the music noise from the proposed licensed premises, within adjoining non-associated noise sensitive premises, shall not cause any increase in the $L_{A90(1min)(f)}$ when compared with the existing $L_{A90(1min)(fast)}$ without the premises in operation.

At the same times the music noise from the proposed licensed premises shall not cause any increase in the real time simultaneous $L_{eq(1min)(f)}$ 1/1 octave band sound pressure level centred on the frequencies 63Hz and 125Hz, when compared with the existing equivalent $L_{eq(1min)(f)}$ (63Hz and 125Hz) taken without the premises in operation.

Where access to adjoining non-associated noise sensitive premises is not available, then the above music noise levels within the adjoining non-associated noise sensitive premises shall be predicted by calculation rather than measured.

Guidance on the determination of existing background A-Weighted L_{90} and ambient L_{eq} 1/1 octave band sound pressure Levels.

The existing A-weighted background L_{A90} and ambient L_{eq} 1/1 octave band sound pressure levels referred to above are liable to vary at similar times from day to day. In order to establish representative values for these sound levels you are advised to follow the guidance in BS 4142 : 1997 and BS 7445 : 1991 so as to derive logarithmic mean values, which have a standard deviation as small as possible, based on a representative sample of measurements relating to the hours of the application. The scheme of sound insulation works and other noise control measures is to be designed for the "worst case scenario" of the lowest existing logarithmic mean A-weighted background L_{A90} and ambient L_{eq} 1/1 octave bands (centred at 63Hz and 125Hz), during any time of proposed operation. For example if the premises is proposed to operate in the early hours of Sunday morning and this is when the existing background and ambient noise levels are at their lowest, then equivalent existing background and ambient sound pressure levels at these times are to be used in respect of the above advice.

Where the internal music noise level within the proposed licensed premises shall exceed the minimum internal music noise levels referred to in 3 above, the scheme of works and other measures shall be appropriately adjusted to meet the music noise targets from the proposed licensed premises at or in non-associated noise sensitive premises as stated in above.

Where entertainment noise control devices or automatic volume control systems are permitted they shall be calibrated and set up, to meet the noise control targets in 4. above. The installation of such devices shall take place under the supervision of an acoustic consultant registered with the Institute of Acoustics who will provide a certificate of the completion and verification of the calibration and set up. The initial set up is to be witnessed by Council officers from the Noise Team. An annual check of the effectiveness, with re-calibration where necessary, of the devices shall be undertaken by an acoustic consultant registered with the Institute of Acoustics, who shall provide a certificate of verification of the calibration and set up. Copies of the certificates of completion and verification of the calibration and set up, both initially and annually, to be provided to the Council's Entertainment Licensing Team within 21 days of the check of effectiveness.

Where entertainment noise control devices or automatic volume control systems are permitted they shall be secured within robust lockable security boxing, or similar, to prevent unauthorised access to and tampering with the controls. Access to the controls is to be restricted to the licensee/s. On no account are DJs, musicians or their sound engineers to have access to the entertainment noise control device or automatic volume control system control

The scheme of sound insulation works and other noise control measures designed for the proposed licensed premises is to be submitted for consideration by the Council before execution. Any licence awarded shall not come into operation until the scheme of sound insulation works and other noise control measures has been undertaken in full and the licensee/s notified in writing of the commencement of operation of the licence.

Correspondence with the acoustic consultant to clarify Linear measurements for the premises licence

From: Brothers, Anne

Sent: 19 December 2008 12:28

To: 'stephen gosling'; Santis, Fanos

Cc: Norris, Louise

Subject: RE: 58 Old Street, EC1, Floral [Scanned]

Dear Steve

With regard to the music noise measurements, in addition to the 63 and 125 Hz and linear measurements, please can we have the levels for the "A" weighting.

Also the old licence for Play Bar gave a monitoring position as follows:

1. The entertainment noise control systems shall be calibrated and maintained so that amplified sound levels measured adjacent to the central pillar in the middle of the ground and first floors of the premises do not exceed the following sound levels:

Will this monitoring point be compatible with your findings? Does the central pillar still exist?

Anne Brothers

Principal Technical Officer - Noise Liaison

From: Brothers, Anne [mailto:Anne.Brothers@islington.gov.uk]

Sent: 19 December 2008 12:50

To: stephen gosling; Santis, Fanos

Cc: Norris, Louise

Subject: RE: 58 Old Street, EC1, Floral [Scanned]

Sorry, I meant Linear.

Anne Brothers

From: stephen gosling [mailto:

Sent: 19 December 2008 12:56

To: Brothers, Anne; Santis, Fanos

Cc: Norris, Louise

Subject: RE: 58 Old Street, EC1, Floral [Scanned]

These were 103 dB Leq (lin) and 98 dB Leq (lin) for ground and first floors respectively.

**PREMISES LICENCE
LICENSING ACT 2003**

Premises licence number	LN/10579-220915 Amended	Date of original grant*	1 December 2008
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**An annual fee associated with this licence is to be paid on the anniversary of the original grant date.*

Postal address of premises, or if none, ordnance survey map reference or description NOMAD CLUB LONDON 58 OLD STREET			
Post town	London	Post code	EC1V 9AJ
Telephone number	020 7253 4443		

Where the licence is time limited the dates Not Applicable
--

Licensable activities authorised by the licence
For the Ground and First Floors
<ul style="list-style-type: none"> The provision of regulated entertainment by way of: <ul style="list-style-type: none"> The exhibition of films The performance of live music The playing of recorded music The performance of dance The provision of late night refreshment The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities				
<ul style="list-style-type: none"> The provision of regulated entertainment for the exhibition of films: 				
Monday	09.00	to	03.00	the following day
Tuesday	09.00	to	03.00	the following day
Wednesday	09.00	to	03.00	the following day
Thursday	09.00	to	03.00	the following day
Friday	09.00	to	05.00	the following day
Saturday	09.00	to	05.00	the following day
Sunday	09.00	to	02.00	the following day
<ul style="list-style-type: none"> The provision of regulated entertainment for the performance of live music: 				
Monday	09.00	to	03.00	the following day
Tuesday	09.00	to	03.00	the following day
Wednesday	09.00	to	03.00	the following day
Thursday	09.00	to	03.00	the following day
Friday	09.00	to	05.00	the following day
Saturday	09.00	to	05.00	the following day
Sunday	09.00	to	02.00	the following day

- The provision of regulated entertainment for the playing of recorded music:

Monday	09.00	to	03.00	the following day
Tuesday	09.00	to	03.00	the following day
Wednesday	09.00	to	03.00	the following day
Thursday	09.00	to	03.00	the following day
Friday	09.00	to	05.00	the following day
Saturday	09.00	to	05.00	the following day
Sunday	09.00	to	02.00	the following day

- The provision of regulated entertainment for the performance of dance:

Monday	09.00	to	03.00	the following day
Tuesday	09.00	to	03.00	the following day
Wednesday	09.00	to	03.00	the following day
Thursday	09.00	to	03.00	the following day
Friday	09.00	to	05.00	the following day
Saturday	09.00	to	05.00	the following day
Sunday	09.00	to	02.00	the following day

- The provision of late night refreshment:

Monday	23.00	to	03.00	the following day
Tuesday	23.00	to	03.00	the following day
Wednesday	23.00	to	03.00	the following day
Thursday	23.00	to	03.00	the following day
Friday	23.00	to	05.00	the following day
Saturday	23.00	to	05.00	the following day
Sunday	23.00	to	02.00	the following day

- The sale by retail of alcohol:

Monday	09.00	to	03.00	the following day
Tuesday	09.00	to	03.00	the following day
Wednesday	09.00	to	03.00	the following day
Thursday	09.00	to	03.00	the following day
Friday	09.00	to	05.00	the following day
Saturday	09.00	to	05.00	the following day
Sunday	09.00	to	02.00	the following day

Except on:

There shall be an additional hour for Christmas Eve, Boxing Day and on Sunday's prior to a Bank Holiday Monday for all licensable activities

New Years Eve all activities are permitted throughout the night until the start of permitted hours on New Years Day

The opening hours of the premises:

Monday	09.00	to	03.30	the following day
Tuesday	09.00	to	03.30	the following day
Wednesday	09.00	to	03.30	the following day
Thursday	09.00	to	03.30	the following day
Friday	09.00	to	05.30	the following day
Saturday	09.00	to	05.30	the following day
Sunday	09.00	to	02.30	the following day

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

On and off supplies

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

Decco London Ltd
8a Cranbrook Row
Ilford
Essex
IG1 4DJ

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

07132708

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

Benjamin Samuel James-Winston

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

LAPERS/15/51494 L B Barnet

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


Service Manager (Commercial)

Date of Issue

31/1/16

Annex 1 - Mandatory conditions

1. No supply of alcohol may be made under the premises licence:
 - a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. All door supervisors shall be licensed by the Security Industry Authority.
4. The admission of children to the exhibition of a film shall be restricted in accordance with the recommendation of a film classification body as defined in the Video Recordings Act 1984 or Islington Council acting as the licensing authority where it has given notice in section 20(3) of the Licensing Act 2003.

There are further 'Mandatory conditions' applicable to licences authorising the supply of alcohol. A full list of the current mandatory conditions is available from the licensing pages on Islington's web site, www.islington.gov.uk. This list is subject to change by order of the Secretary of State and licensees and other responsible persons are advised to ensure they are aware of the latest conditions.

Annex 2 - Conditions consistent with the Operating Schedule

1. The premises shall be constructed and maintained in accordance with the Technical Standards for Places of Entertainment.
2. The maximum number of persons accommodated at any one time in the premises shall not exceed the following 150 persons on the ground floor and 110 persons on the first floor.
3. When alcohol and/or public entertainment is provided by way of music and dancing and continues past 2 am, then SIA registered door supervisors will be employed from 9 pm until 1 hour after closing time at the rate of one door supervisor for every one hundred customers.
4. CCTV shall be installed, operated and maintained inside and outside the premises in agreement with the Police. The system will enable a frontal head and shoulders image of every person entering the premises. The system shall record in real time and operate whilst the premises are open for licensable activities. The recordings shall be kept available for a minimum of 31 days. A working copy shall be supplied free of charge to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24 hours of any request. It is the responsibility of the premise to download any recording requests.
5. Premises to adopt BII Challenge 21 The National Proof Of Age Standards Scheme.
6. Polycarbonate drinking vessels only to be used after 2200 hours and the glass bottles to be decanted into polycarbonate prior to service after 2200 hours.
7. No admissions or re-admissions after 1 hour before the cessation of entertainment unless persons leave to smoke in the designated smoking area.
8. Everyone entering, including re-admissions, to be searched, including using a hand held metal detector.
9. A minimum of 2 door supervisors will be employed from 22:00 hours until half an hour after closing.
10. Signage warning people that they will be searched will be prominently displayed at the entrance.
11. There will be a Personal Licence Holder at the premises whenever they are open.
12. Metropolitan Police risk assessment form 696 will be submitted 14 days in advance of any new promoter at the premises with a post event 696A submitted immediately

afterwards in accordance with the requirements set out by Clubs and Vice Division (CO14) of the Metropolitan Police.

13. Security staff to patrol the vicinity encouraging patrons to disperse quietly.
14. All amplified sound played on the premises shall be subject to the control of entertainment noise control systems (noise limiters) and set to the council's Noise Team satisfaction.
15. The entertainment noise control system settings are not to be varied so that the music noise levels described above are exceeded without the written approval of the Council.
16. The entertainment noise control system controls are to be kept in a secure, lockable cupboard or similar location. The entertainment noise control system is to be completely independent of control by persons other than the licensee. Access to the entertainment noise control system control is to be restricted to the Licensee or designated manager.
17. The premises shall adopt a policy where the door supervisors ensure that the inner door is shut before the outer one is opened. This means that main doors are kept closed (not held open by doormen) to avoid outbreak when inner doors opened to dance floor areas.
18. Patrons of the premises shall be encouraged, by signs within the premises visible at all exit points, to disperse from the area of the premises quietly and quickly. Staff and security shall also supervise persons leaving the premises after entertainment has taken place and where necessary, request that persons leaving the premises do so in an orderly manner as quickly as possible.
19. The maximum noise levels for amplified sound in the GROUND FLOOR, when measured from the centre of the ground floor using a spatial sweep shall not exceed the following:-

LAeq(1min)	Leq(1min)	Leq(1min) at 63Hz	Leq(1min) at 125Hz
93dB	103dB	95dB	93dB

20. The maximum noise levels for amplified sound on the FIRST FLOOR, when measured from the centre of the first floor using a spatial sweep shall not exceed the following:-

LAeq(1min)	Leq(1min)	Leq(1min) at 63Hz	Leq(1min) at 125Hz
89dB	98dB	92dB	89dB

21. The licensee shall ensure that the limiters are maintained and calibrated as instructed by the Acoustic Consultant, and the calibration certificates shall be submitted to the Council as every 12 months
22. The licensee shall employ a dedicated cab company and devise a system for collection of customers that will minimise disturbance to local residents.
23. There shall be no drinking allowed outside the venue.
24. The existing or installation of new items of fixed plant shall be such that, when operating, the noise level $L_{Aeq Tr}$ arising from the proposed plant, measured or predicted at 1m from the facade of the nearest noise sensitive premises, shall be a rating level of 5dB(A) below the background noise level $L_{AF90 Tbg}$.
25. The reference time interval T_r shall be 1 hour during the day (07.00 to 23.00 hours) and 5 minutes during the night (23.00 to 07.00 hours). The measurement and/or prediction of the noise should be carried out in line with BS 4142: 1997 and as such, may make use of measurements over a shorter period if appropriate. For the background noise measurement, the reference time interval T_{bg} shall not be less than 15 minutes and the measurements made in accordance with BS 4142: 1997 at a time representative of the hours of operation of the plant. The "Fast" time weighting should be used.

26. The measurements should be reported as façade noise levels. If it is not possible to measure at 1m from a façade, the measurement can be made at an equivalent free-field position with a +3dB correction added to calculate the equivalent façade level. The report shall be submitted to the Council's Noise Team for approval and any works identified to prevent the likelihood of noise nuisance shall be carried out prior to the business being open for licensable activities.

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

1. Security staff to organise people queuing outside to minimise noise and any disturbances.
2. Double exit doors to be kept closed at all times including times of hot weather.
3. Clients from Floral should not be permitted to take their drinks outside when they go out to smoke.
4. Security staff should stay on for at least an hour after closing time.
5. The licensee to use best endeavours to ensure clients wait inside the premises for their taxis to arrive.
6. That management will attend quarterly meetings of Wenlake and Stafford Cripps residents associations.
7. There be a notice displayed, viewable from the outside of the premises, with a management contact telephone number in case of residents concerns.
8. There be a sign displayed on the premises reminding clientele to visit the toilet before leaving.
9. There shall be signs displayed on the premises reminding clients to leave quietly.
10. Signage displaying the name Ghetto and Trash Palace be removed and replaced with Floral.

Annex 4 – Plans

Reference Number: Ground Floor 397-12 Dated: August 2008 & First Floor 397-13 Dated: August 2008

Williams, John

From: [REDACTED]
Sent: 24 February 2017 23:44
To: Licensing; Brothers, Anne
Subject: Nomad Nightclub

Dear MS. Brothers,

Following our conversations over the last two years, I would like to point out that Nomad Nightclub:

- * Has extremely loud music which shakes buildings even from afar on many occasions
- * Their activities and noise goes on often until daylight, around 5 or 6
- * The earliest they stop is around 3 and the clients often leave an hour later
- * The noise level by their clients on the streets is often worse
- * Their bouncers often join in the noise and do little if anything to stop it
- * There are often fights
- * Their clients hold parties with loud music from cars on Old street and Honduras street
- * They often beep their horns to the music repeatedly, until 4 or 5 or 6 in the morning
- * When asked to be quiet, their drunk clients often threaten the local residents
- * Their clients often hold drinking parties on the street and smoke various drugs too
- * The manager is merely interested in money and is totally immoral and does not care about anyone
- * We have had bottles thrown at my and other windows
- * Often after the clients leave, the bouncers themselves play music in their cars loudly on the street after they shut the place, often by then it is daylight
- * And even much more.

The venue is out of control and will lead to serious events amongst it's clients which often ends up in massive fights and closes Old street to traffic.

[REDACTED]

Many local residents who have asked for quiet have been threatened by the gangs of people who regularly frequent the venue.

[REDACTED]

I am writing this after being reassured by you and your few other colleagues I spoke to over the last year when you were away that any information and my name will be confidential.

I also made several reports to the police and they logged my complaints.

[REDACTED]

[REDACTED]

I did what I could, now it is in your hands.

Thank you and to your colleagues for your service, which benefits vulnerable people like the elderly, the sick, many women and children. Old street is the main busy road from central London to east End and people only get a few hours of sleep around here. The Nomad manager has taken away those few hours of possible sleep and rest from hundreds of people and he does not empathise with any other human being.

My previous email service company started charging money and discontinued the service, please email me at this email by [REDACTED] for future correspondence.

Please email me a precise address I can send the videos to for your team to examine.

Warm regards,

[REDACTED]

24th Feb 2017

REF 2

Williams, John

From: [REDACTED]
Sent: 25 February 2017 13:40
To: Licensing
Subject: Nomad - licence review

PLEASE ENSURE THIS REPRESENTATION REMAINS ANONYMOUS AND ALL MY CONTACT DETAILS ARE REDACTED.

Dear Sir/Madam,

I write with regard to the licencing review for Nomad nightclub on Old Street.

Firstly, please can you confirm that my representation will be anonymous and all my contact details will be redacted?

I live at [REDACTED] and my flat looks out onto [REDACTED] and therefore faces [REDACTED] of Nomad. I have lived here for approx 3 years and have had to call the Islington Noise team and the Police a number of times. I have experienced a number of issues resulting from the club & its patrons.

1. Even when the main door on Old Street is closed - the noise generated from the club can be heard inside my [REDACTED] flat with all my windows CLOSED. In my [REDACTED] I have had a [REDACTED] installed to block out the noise, but still it can be clearly heard! Often the noise is the base beat - but sometimes it is so loud that I can make out song lyrics! The noise is enough to disturb my sleep regularly, particularly on Friday & Saturday evenings & early mornings and I would say at least once a week. Further - I have just had a baby on [REDACTED] so quite enjoyment of my flat is even more essential now.

2. The main doors of Nomad, situated on Old Street are frequently left open and then the noise becomes significantly increased.

3. When the club empties of patrons - I am often woken by groups of people standing outside the side of Nomad, on Golden Lane. I often watch them from my flat windows and they linger in groups talking loudly or sitting in cars and playing music - sometimes for up to an hour - usually in the early hours of Saturday or Sunday mornings. I have never seen the security staff ask people to move on or be quiet. I have occasionally called out from my window and asked them to please be quiet, but to little effect. Late in 2016 - I had to call the Police as a fight broke out when a large group left the club and were brawling in the road on Golden Lane - the screaming and shouting woke me up. I called the Police and watched from my flat window as again, the club security did nothing to calm the crowd or ask them to disperse. Again - the noise and disturbance generated from patrons leaving the club disturb my sleep at least once per week.

I appreciate that living in EC1 means that one must get used to noise and I enjoy and celebrate the diversity of our area. However, it seems to me that Nomad is not sufficiently insulated so as to prevent noise from escaping and further that the management and security at the club need to do much more to manage their exiting patrons and show more consideration for local residents.

Should you need any further information on my experience of being disturbed by the noise from Nomad - please feel free to contact me directly.

Yours sincerely,

[REDACTED]


[REDACTED]

--
[REDACTED]

Your Name and Address



Date


28/02/17


Islington Customer Centre
222 Upper Street
London N1 1XR

Dear Islington Council

Premises: - Nomad Club, 58 Old Street, EC1V 9AJ

I write to make a representation about the excessive noise disturbance the Nomad club causes me / us / my family Nomad is an annoying intrusion in my / our life and affects the enjoyment of our home.

Although it opens in the afternoon, the noise nuisance really starts when people queue up outside from around 7 pm. It then goes on throughout the night up and the latest, 5 am, as clubbers come and go or stand around outside to smoke.

The pounding music seems to thump right through the walls of our block of flats. When the club closes, the clubbers spill out onto the street shouting and yelling, and laughing loudly. Some will then hang around on both sides of Old Street waiting for cars to pick them up, or – come onto  where they will carry on their partying.

On the Estate – they might climb over the locked gate to children's play area or into a small garden which is also fenced and locked. They party on the Estate literally right outside our homes. They shout, scream, fight and when they leave there is a lot of litter – broken bottles, drink cans, cigarette ends etc. They urinate or are sick anywhere, including the bin chambers, on the Estate.

I would be grateful if the Council's licensing team to consider my representation on the Nomad and note the amount of disturbance it is causing some residents on 


If you would like to discuss this matter further please write to me directly or contact the 

Having looked at the Council's website at www.islington.gov.uk, I see that there are a number of options open to me for example, this review of the premises licence on the grounds of prevention of public nuisance.

I would prefer to see whether an amicable solution could be reached with Nomad and the constant disturbance it has caused to us residents on Wenlake Estate.

Yours sincerely

[Redacted signature]

PLEASE SEE LETTER ATTACHED.

To whom this may concern,

Please accept this letter as my formal representation and complaint by default regarding the premises known to me as the Nomad Night Club and the [REDACTED] situated within the immediate vicinity of my residence situated at [REDACTED]. Please consider that I have lived at this address which is situated [REDACTED] the Nomad Night Club and [REDACTED] the [REDACTED] for the last 20 years and when I first moved here the Nomad Night Club was operating as a normal public house known as the Central Bar with normal hours of operation for a business of this nature and there was no 24 hour supermarket. This meant that there was no loud music being played till 5am and on the odd occasion when there was an altercation it did cause any undue stress or concern to me or other residents living nearby. Equally the shops which make up part of [REDACTED] situated [REDACTED] operated during normal office hours so this did not cause any noise pollution either.

Unfortunately this all changed a few years ago when the Central Bar began operating as the Nomad Night Club with extended hours of operation and the Lodos supermarket began to operate 24 hours a day. This has meant that for the whole of this time I have been kept awake by the continuous thud of loud music every weekend and on some week nights and the noise associated with people loitering directly under my [REDACTED] facing [REDACTED] due to the Lodos Supermarket operating for 24 hours has dramatically disrupted my quality of life resulting in me becoming quite ill because of it. I have on numerous occasions issued complaints and I have written to Emily Thornberry MP who is also aware of the situation and I have also requested that I be moved because of it.

The introduction of a 5am license for the Nomad Night Club as well as the introduction of a 24 hour operation for the Lodos Supermarket has created a toxic atmosphere and the noise and nuisance associated with both of these premises has reached ridiculous levels and has now created an unbearable situation for me and most residents of Wenlake Estate as well as other people living within the immediate vicinity of this section of Old Street.

Please also consider that the majority of the noise and nuisance is fuelled by a combination of recurring events which includes alcohol and drug abuse and all of the problems associated with this activity. Patrons of the Nomad Night Club often buy alcohol from the Lodos Supermarket before visiting the Nomad Night Club and then often proceed to consume this in or around their vehicles whilst playing loud music on both Old Street, Golden Lane, Central street and the surrounding estates including Wenlake Estate which they often use to park their vehicles before going into the night club. This means that I have to contend with the continuous loud thud of music from the Nomad Night Club, people screaming and shouting in the surrounding areas including outside the Lodos Supermarket, loud music being played from the various vehicles surrounding my estate and all of the noise associated with the influx of mini cabs dropping people off and picking people up from Old Street. Equally the noise levels which are continually painful tend to escalate to pandemonium at around 5am when the Nomad night club closes and the patrons spill out onto Old Street. These people often visit the Lodos Supermarket creating even more noise [REDACTED] windows which includes the constant toots and slamming doors from mini cabs picking these people up as well as the usual number of intoxicated people screaming, shouting or fighting in the street. In addition to this, more often than not there will be some sort of escalating argument which will involve bottles smashing or a full scale fight with all of the noise associated with this.

There has been a slight respite from this never ending nightmare recently because the Lodos Supermarket recently had its licence to sell alcohol because of a serious breach revoked, but I am under the impression that this is temporary and they will resume trading as an off license again very soon.

Please process this information as soon as possible and bear in mind that you are welcome to visit me at any time to witness all that I have said in this letter. Equally please feel free to approach or contact me at any time if you need any further information as I am willing to support any action that may alleviate the stress this is causing me and my family.

Yours sincerely

[REDACTED]

[REDACTED]

Williams, John

From: [REDACTED]
Sent: 22 February 2017 17:05
To: Licensing
Subject: Nomad Club (58 Old Street)

FAO: Licensing Review Team

Anne Brothers from the Islington Council Noise Complaint team has advised me that you are reviewing the licensing for the Nomad Club at 58 Old St, London EC1V 9AJ. As a resident at [REDACTED], I am regularly bothered by noise from this venue and it has resoundingly affected my sleep over the past few years. As such, I am writing to put forward my support for this licensing review, and will give evidence below as to the extent of this disturbance.

At this point, I would like to ask for anonymity and for my details to please be redacted from records — thank you.

I have lived at this address since February 2014 and I would say I am bothered — on average — on a weekly basis by noise from club nights held at this venue. It is specifically the noise from customers/patrons that is the most infuriating, unpredictable and difficult to live with. I fully appreciate the level of noise I should expect to bear living where I do, and whilst I am sympathetic to the venue's owners in that they have a business to run and that business runs at night, I do not feel they take suitable or sufficient responsibility for, or action towards limiting, the disruption they cause to their neighbours.

Most weeks, Thursday, Friday and/or Saturday nights see groups of people arriving and leaving the club from late evening to early morning. This starts with customers arriving around 21.00-22.00 but continues throughout the night. They are often already loud and drunk, or they drink before entering the club along the neighbouring side roads (Honduras Street, Central Street, Golden Lane) littering empty bottles and cans. Customers are often dropped off in cars which play exceedingly loud music and which pull up outside the club (on double yellow lines, immediately after a set of traffic lights) causing disruption to other vehicles on the road who then sound their horns continuously until the cars eventually move on. Bouncers seemingly do nothing to prevent cars stopping here, despite it being illegal and disruptive.

In the last few months, the club has also decided to start queuing customers along the street in front of [REDACTED]. I do not understand the thought process behind this because their property (58 Old Street) occupies very little pavement space on Old Street itself and yet fronts ample space along Central Street where they could easily and less selfishly allow their patrons to queue. Instead, metal barriers are set up on club nights along the whole front of [REDACTED]. If I am returning home on these nights, I have to ask the queue to let me through. They can be quite loud or disorderly and this can be intimidating if I am alone. The [REDACTED] and (as a woman) I have had obscenities shouted up at me (by male customers) as I've walked up [REDACTED]. On a couple of occasions, I have had Nomad patrons ring all the doorbells once I have gone inside and they have realised it is a residential property. Vomit, drinking detritus and cigarette butts all litter the doorstep of my building after club nights. The bouncers do not appear to do anything to control or quiet the queuing patrons.

The club empties sometimes around 03.00 but sometimes as late as 05.00. This is when the noise reaches unacceptable levels considering the hour and the fact the majority of surrounding buildings are residential. Drunk patrons gather on the pavement in front of my building (which my

[REDACTED], as well as across the road. Often they are still drinking or have bottles/plastic cups on them. This is not just a quick conversation with their friends when they leave the venue or whilst they are waiting for a ride home. This goes on sometimes for up to an hour. On some nights it has been as late as 06.30 before they have eventually dispersed. They are extremely loud — shouting, squealing, screaming, and arguing — and I can usually hear every word of their conversations. The cars that collect them replicate the aforementioned problems, parking along the double yellow lines beneath [REDACTED] for far longer than is necessarily to simply collect their passengers, always playing loud music, and disrupting other vehicles who are trying to pass through the traffic lights. Horns regularly blare repeatedly around the time the club closes, making it impossible to sleep. Other patrons stumble around in the road causing similar disruptions and horns to sound. Most just stand in groups beneath my window, talking at the top of their voices. My boyfriend and I rarely sleep on these nights and it is extremely stressful to know that you are going to be woken up a few hours after going to bed. The bouncers do absolutely nothing to move patrons on after the club closes or to control the disturbance. I know this because I can hear the conversations.

I have previously had positive experiences speaking to the owner. On some exceptionally bad occasions (for example once when a customer's vehicle was blocking the traffic lights and horns were blaring repeatedly for about 2 minutes at around 05.00, or another night when it was after 06.00 and customers were still drinking outside the club) I have called him and complained and he was very quick to move those patrons on. But no longterm measures were ever implemented and nothing ever happened without my initiating it. The club is seemingly unwilling to change its practices and appears only to act to placate its neighbours when prompted.

I hope this has demonstrated how significant and regular the extent of the disturbance is, and if any further details are required please do not hesitate to contact me.

Thank you for taking the steps to resolve this matter on behalf of local residents. I hope a fair conclusion will be reached.

Sincerely,

[REDACTED]

[REDACTED]

KCT D

Your License Review

Our Licensing/NI

Date: 01/03/2017



PREMISES LICENSE REVIEW:
NOMAD
58 OLD STREET
EC1V 9AJ

METROPOLITAN POLICE
SERVICE
Islington Police Licensing Team
Islington Police Station
2 Tolpuddle Street
London
N1 0YY
Telephone: 07799133204

Email:
licensingpolice@islington.gov.uk

1st March 2017

Dear Sir/Madam

Re: Premises License Review: Nomad 58 Old Street EC1V 9AJ

With reference to the above application, we are writing to inform you that the Metropolitan Police, as a Responsible Authority, will be supporting this application for a review of a premises license under Section 51 Licensing Act 2003.

I have read the application submitted by Miss Anne Brothers, Noise Pollution Team, 222 Upper Street N1 1XR.

I am in full agreement with his assessment of the premises. I believe that the management standards are far from reaching the high standards required and expected by all of the Responsible Authorities and the Council Licensing Policy.

The evidence put forward in Miss Brother's report makes it clear that there have been issues involving noise complaints since 2011, although most details is contained in the reports received within the last 12 months.

On the 30th November 2016 Mr Steven Burkes, Operations Manager and Mr Gareth Hughes Solicitor attended an Officer Panel at 222 Upper Street N1. The venue was called in as the result of a number of noise complaints and nuisance complaints being made against the club by nearby residents. During this Panel Pc Conisbee represented Islington Police Licensing Team. Pc Conisbee spoke of an incident at a nearby kebab shop and the fact that Police had requested CCTV footage from Nomad and that this had not been supplied. As a result of this a new CCTV condition was put forward and Mr Burkes stated that he was happy with that. Pc Conisbee also explained that it was believed that the people involved in the fight at the kebab shop were in fact customers from Nomad and then put forward a further condition regarding any serious assaults occurring at Nomad and Mr Burkes stated that it was common sense.

I am now into March 2017 and yet I have still not had a minor variation application from Nomad asking for these agreed conditions to be added to the license.

It would seem that there is a common theme in that the venue talks of making requested changes but in fact never does and continues to operate in such a way that complaints are received regularly.

I note that Miss Brothers has asked the Committee to consider a number of additions and changes to the venue License as a way to remedy the situation. I fully agree and would add that I would also like the following conditions to be considered for being added to the license. I would point out that the CCTV and Serious Assault conditions were agreed to by Mr Steven Burkes at the Officer Panel in November 2016.

CCTV:

CCTV shall be installed, operated and maintained, at all times that the premises is open for licensable activities, so as to comply with the following criteria:

The licensee will ensure that the system is checked every two weeks to ensure that the system is working properly and that the date and time are correct. A record of these checks, showing the date and name of the person checking, shall be kept and made available to Police or authorised Council officers on request;

One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering;

The system will provide full coverage of the interior of the premises and any exterior part of the premises accessible to the public;

The system shall record in real time and recordings will be date and time stamped;

Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to Police or authorised Council officers on request (subject to the Data Protection Act 1998) within 24 hours of any request; &

At all times, there will be a person on the premises who can operate the system sufficiently to allow Police or authorised Council officers to view footage on request and to supply a copy of footage immediately to Police to assist with the immediate investigation of an offence.

Serious Assaults:

In the event that a serious assault is committed on the premises (or appears to have been committed) the management will immediately ensure that:

- (a) The police (and, where appropriate, the London Ambulance Service) are called without delay;
- (b) All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police;
- (c) The crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and
- (d) Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.

I would also recommend the use of SIA registered door staff at the venue when alcohol and/or public entertainment is provided by way of music and dancing. A minimum of 2 SIA Registered door staff will be employed from 9pm until 1 hour after the venue has closed to assist in the peaceful dispersal of customers.

Islington Police Licensing Team
Pc Steven Harrington 425NI

Williams, John

From: [REDACTED]
Sent: 04 March 2017 00:37
To: Licensing; Brothers, Anne
Subject: Fwd: Nomad

Hello,

I have been notified by Anne that I could email you with regards to the disturbances every Friday and Saturday nights due to Nomad Club.

Indeed, every Fridays and Saturdays, customers arrive at the club, park in our street and make noise before entering the club (11pm-1am). They then make "breaks" outside of the club and go to our street [REDACTED] which is more calm than Old Street or Golden Lane...they drink, smoke and scream...Sometimes the bouncer from Nomad ask them to make less noise (this is another proof that these are the club's customers). At 4am, this is when there are the most noise: people are getting out, finding cars/way to go back home, they put music in their cars...very loud...

The nuisance is slightly less during winter times, but during summer, this is really unbearable.

Many thanks for your help.

ps: I would like to keep anonymity

Best regards,
[REDACTED]

[REDACTED]

REF 7

Williams, John

From: [REDACTED]
Sent: 04 March 2017 13:29
To: Brothers, Anne
Cc: [REDACTED] Licensing
Subject: Re: Nomad

Dear all

I am also living at [REDACTED] and can confirm that the Nomad club nearby is very noisy and that customers stay in our street / on the stairs of our building (aperture house) at night during the week end and occasionally during the week.

Many thanks
[REDACTED]

[REDACTED]

REP8

Website: www.islington.gov.uk

From: [REDACTED]
Sent: 06 March 2017 09:47
To: Licensing
Subject: Support for maintenance of Nomad premises licence - Application for review of premises licence

To whom it may concern,

I am emailing in response to a notice of Application for Review of a Premises Licence concerning the venue Nomad, 58 Old St, London EC1V 9AJ.

The grounds of this application for review are for prevention of public nuisance. Representations regarding this review are invited and as a local resident I write in support of the maintenance of Nomad's licence.

I live a short distance from Nomad and am of course aware of its popularity as a night time venue. I can confirm as a neighbour that noise pollution from Nomad is not an issue, due to responsible management from the venue as well as the nature of the building and its location, which minimises the impact of noise on the surroundings.

The presence of the venue inevitably leads to increased numbers of people in the area late at night. I see this as a highly positive outcome. This is not only an indicator of Islington's successful nighttime economy of which I am proud, but contributes to my own feeling of safety. I feel more secure due to the presence of Nomad patrons in the area at night, as well as due to the presence of door staff. As a young woman I am confident that without Nomad, the area would be quiet and deserted, causing me to feel far less safe.

I often need to walk past the queue to Nomad late at night and have never witnessed any nuisance behaviour or felt concerned by this.

In addition to not causing a nuisance, the presence of Nomad as a highly popular nighttime venue provides an example of the success of Islington's nighttime economy which is to be celebrated. Not only this, but Nomad's hosting of events such as dance classes during the week are a real contribution to community life.

As a local resident I do not feel Nomad causes public nuisance - rather it is a successful venue, contributing to the community, of which we should be proud. I therefore support the maintenance of Nomad's licence.

Thank you for your consideration.

Yours faithfully,

A black rectangular box redacting the signature of the sender.

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

Williams, John

From: [REDACTED]
Sent: 09 March 2017 16:04
To: Licensing
Subject: representation in the case against NOMAD Nightclub

Dear Sir or Madam,

I am writing to you with regards a case that has been opened by the Islington council regarding nuisance caused by the NOMAD Nightclub customers.

I would like to add my voice to the plaintiff list. I recently moved in in [REDACTED] in [REDACTED] and I have been very unpleasantly surprised by the discovery that the customers of the above mentioned nightclub were actually very irritating.

The first nuisance is coming from the noise. I have been able to observe the queue of customers lining-up to get in, arriving almost below my windows (and I don't live around the corner of the nightclub!!). Needless to say that between 11pm and 1am most customers are pretty drunk already and extremely loud. I have been woken up in early hours and I have seen the customers getting out from the club and continuing the party in Honduras street.

The second nuisance has been the regular vomit left on the pavement, and this every week. It is not nice to open the door on a Friday morning to go to work and find at the door the vomit left during the night. And this happened more than once already in the past few weeks I have lived in the flat.

I am only 29 years old, and so probably not your typical plaintiff, and I understand that people like to go out, I do myself, but from what I have seen the club does not manage to control their customers and they should have someone managing this like most clubs do, to keep the volume down and have customers not stay around when the club closes.

My full name is [REDACTED] and postal address is [REDACTED]

I would like to keep my name anonymous because I have started to realise the kind of customers attracted by that place and some of them (meeting regularly on the pavement under my window to smoke pot) are scaring me when I come back to my flat.

Yours faithfully,
[REDACTED]

Your Name and Address-

Date

1 Mar 17

Islington Customer Centre
222 Upper Street
London N1 1XR

Dear Islington Council

Premises: - Nomad Club, 58 Old Street, EC1V 9AJ

I write to make a representation about the excessive noise disturbance the Nomad club causes me / us / my family. Nomad is an annoying intrusion in my / our life and affects the enjoyment of our home.

Although it opens in the afternoon, the noise nuisance really starts when people queue up outside from around 7 pm. It then goes on throughout the night up and the latest, 5 am, as clubbers come and go or stand around outside to smoke.

The pounding music seems to thump right through the walls of our block of flats. When the club closes, the clubbers spill out onto the street shouting and yelling, and laughing loudly. Some will then hang around on both sides of Old Street waiting for cars to pick them up, or – come onto Wenlake Estate where they will carry on their partying.

On the Estate – they might climb over the locked gate to children's play area or into a small garden which is also fenced and locked. They party on the Estate literally right outside our homes. They shout, scream, fight and when they leave there is a lot of litter – broken bottles, drink cans, cigarette ends etc. They urinate or are sick anywhere, including the bin chambers, on the Estate.

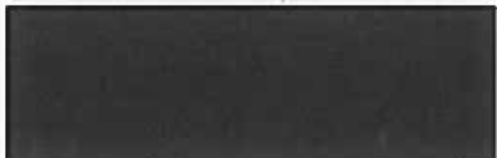
I would be grateful if the Council's licensing team to consider my representation on the Nomad and note the amount of disturbance it is causing some residents on Wenlake Estate.

If you would like to discuss this matter further please write to me directly or contact the Wenlake Tenant Management office on 020 7689 3292.

Having looked at the Council's website at www.islington.gov.uk, I see that there are a number of options open to me for example, this review of the premises licence on the grounds of prevention of public nuisance.

I would prefer to see whether an amicable solution could be reached with Nomad and the constant disturbance it has caused to us residents on Wenlake Estate.

Yours sincerely



When we 1st moved in 5 years ago I made a number
of complaints to the noise abatement team about
Nomad, sadly with no effect. Their noise has
of anything got worse over the last 3 years.

Licensing Act 2003- Representation from the Licensing Authority
Application: Nomad, 58 Old Street, London EC1

I am submitting a representation on behalf of the Licensing Authority with respect to the police application to review the premises licence.

The grounds for the representation are:

- The prevention of public nuisance

Licensing Policy Considerations

Licensing Policies 9 & 10 Standards of Management

Licensing Policy 30 Review of Licences

Issues of Concern

The Licensing Authority supports the Pollution Team application to review the premises licence, as it believes that the management of the premises is undermining the licensing objectives.

Following a number of complaints from residents starting in February 2016 the Pollution Team alerted the Licensing Team about a breach of licence conditions. Specifically, that the licensee had been asked for a calibration certificate as required by Annex 2 Condition 21 since 26 January 2011 and none had been provided. The Pollution Team wrote to the licensee four more times requesting a calibration certificate and to date it has not been provided.

On 8 October 2016 at 01:35 Licensing Officers visited the premises and spoke to Steve Burkes who is the sole director of Decco London Ltd, the licensee. Before entering the premises Officers were parked across the street from the venue on Golden Lane and music from the premises could be heard. During the visit the Officers discussed the complaints about noise from customers outside the premises. When asked about the calibration certificate Mr Burkes said that his noise consultant was speaking to the Pollution Team. Mr Burkes pointed out that there was a mistake on the premises licence and Officers suggested that a minor variation could correct the mistake. It was clear that Mr Burkes was aware of the mistake for a few years and no attempt was made to rectify it.

Following the visit the Licensing Officer investigated the administrative error on the licence. On 11 November 2016 the corrected premises licence was sent to the licensee. The letter that accompanied the licence is attached to this representation as Annex 1

The Licensing Authority then wrote to the licensee requesting a calibration certificate with a deadline for the calibration certificate. This letter was also sent on 11 November 2016 and is attached to this representation as Annex 2

On 19 November 2016 Licensing Officers visited the premises again to carry out a full Licensing check and spoke to Mr Burkes and the DPS Benjamin James-Winston. It was an unsatisfactory visit as there were a number of conditions that were not being complied with. The metal detector was not being used, a number of fire extinguishers were out of service, fire exit signs were blocked, fire doors were propped open and no one could work the CCTV and it was not showing the correct time. Mr Burkes was questioned as to when the Licensing Authority could reasonably expect the required calibration certificate. Mr Burkes told officers that he was unable to have a calibration certificate done until he triple glazed the ground floor and he was planning to do that in January 2017. A warning letter detailing the problems with the visit was sent to the licensee on 28 November and is attached to this representation as Annex 3.

On 30 November Mr Burkes attended Licensing Officer Panel to discuss the findings from the recent visits to the premises. Four actions were agreed at the Panel including providing a calibration certificate. The decision letter following Licensing Officer Panel dated 6 December 2016 is attached to this representation as Annex 4.

On 10 March 2017 Licensing Officers monitored the premises for noise and searching procedures from outside. On arrival an Officer saw a group of men standing outside the premises then cross the road and go into an off licence, after leaving the off licence they then walked past the officers in the parked car and were in between a van and a car in the parking lot behind Anchor House. The men were very raucous for approximately 5 minutes, although it was not possible to see what they were doing as our view was obscured by a large van. Two people from the group crossed the road and entered Nomad at 00:01, both searched prior to entry. At 00:07 five more from the group in the carpark crossed the road and entered Nomad, all searched prior to entry. Officers checked the carpark but could not see any signs of pre-loading. Officers observed customers being physically searched before entry but no search wands were evident.

Conclusion

There have been numerous complaints to the Council's ASB team and Pollution Team for over a year. Several complaints were received following the Licensing Officer Panel regarding noise and ASB caused by customers late at night. Formal requests have been made time and time again to provide calibration certificates as required by the premises licence. The licensee has also been told that if they felt that the condition was particularly onerous then a variation could be made. The last calibration certificate dated 18 January 2011 was rejected as inadequate. There are also concerns the licensee seemed content knowing that there was an administrative error on the licence but he never sought to correct it. Even after meeting with the Licensing Officer Panel about the urgency to provide a calibration certificate in November 2016 none to date has been provided. The Licensing Authority have concerns about the management of the premises and how seriously they take their responsibilities with regards to complying with the conditions on the licence

Recommendations

In order to promote the licensing objectives it is recommended that the licensing committee considers the facts contained in the Pollution Team's Review and any mitigation put forward by the Licence Holder. It is recommended that the licence be suspended for a period of time sufficient for the licensee to carry out the works necessary, including a satisfactory calibration certificate and the imposition of the conditions suggested by the Pollution Team.

Terrie Lane
Licensing Manager
terrie.lane@islington.gov.uk
020 7527 3233

22 March 2017

Annex: 1



Licensing Team
Public Protection Division
222 Upper Street
London
N1 1XR

T 020 7527 3031
F 020 7527 3430
E licensing@islington.gov.uk
W www.islington.gov.uk

Our ref: LN/000010579

Date: 11th November 2016

Decco London Ltd

This matter is being dealt with by:
Katie Tomashevski

Dear Sirs

LICENSING ACT 2003

RE: NOMAD CLUB, 58 OLD STREET, ISLINGTON, LONDON, EC1V 9AJ.

The Licensing Authority has Amended Premises Licence for the above named premises following the visit to the premises on 7 October 2016 where Steve Burkes the director of Decco London Ltd was spoken to. During the visit Mr Burkes pointed out an administrative error on the licence regarding the sound levels on the licence.

Enclosed with this letter are three documents that are the references for the amendment to the premises licence. They are:

1. The decision of the Licensing Sub Committee (LSC) decision for the grant of the original licence on 1 December 2008.
2. The report that went to the LSC which includes the annex of proposed conditions that the decision refers to.
3. The email dated 13 January 2009 with the sound levels with the specified floors. Y

You are advised that if you allow the premises to be used for licensable activities other than in accordance with this licence you may render yourself liable to prosecution. A person found guilty of such an offence is liable to a maximum fine of £20,000 and or 6 months imprisonment.

Should you have any queries on any of the above licensing matters than please do not hesitate to contact us.

Yours faithfully,

Katie Tomashevski
Licensing Officer

If you would like this document in large print or Braille, audiotape or in another language, please telephone 020 7527 2000.

FLORAL, 58 OLD STREET, LONDON, EC1V 9AJ

APPLICATION FOR A NEW PREMISES LICENCE UNDER THE LICENSING ACT 2003
(Item B3)

1. The Licensing Officer reported that following the issue of a statement of intent by the applicant, two representations had been withdrawn. The proposed Police, Health and Safety and Noise conditions had been agreed by the applicant. The Licensing Officer was satisfied that the current and previous management were not connected.
2. [REDACTED] and Councillor Donna Boffa representing local residents, spoke against the application. Residents raised concerns regarding the previous management history and the longer hours of operation. They requested that the conditions proposed by Wenlake resident association be agreed.
3. James Rankin, solicitor, and the premises supervisor, Blanche Leeding, spoke in favour of the application. Following concerns raised by residents regarding the name of the premises, the applicant informed the Sub-Committee that signs displaying Ghetto would be removed and also the conditions as proposed by the Wenlake resident association were agreed wherever possible. The Sub-Committee noted that the application was for on sales only.

RESOLVED

- a) That having considered all the oral and written evidence and having given consideration to the Licensing Act 2003 and its regulations, the national guidance and the Council's licensing policy, the application for a new Premises Licence in respect of Floral, 58 Old Street, London, EC1V 9AJ be granted to allow:
 - i) The provision of films, live music, recorded music, performance of dance, anything similar to that falling within paragraphs e, f and g of the application, facilities for making music, facilities for dancing, anything similar to that falling within i and j of the application and the sale of alcohol on sales only from 09:00 until 03:00 Monday to Thursday, 09:00 until 05:00 Friday and Saturday and from 09:00 until 02:00 on Sundays.
 - i) The provision of late night refreshment from 23:00 until 03:00 Monday to Thursday, from 23:00 until 05:00 Friday and Saturday and from 23:00 until 02:00 Sunday.
 - ii) To allow all licensable activities for an additional hour for Christmas Eve, Boxing Day and on Sunday prior to a Bank Holiday Monday.
 - iii) To allow all licensable activities throughout the night until the start of permitted hours on New Years Day.
- b) That the conditions as outlined in appendix 4 as detailed on page 167 of the agenda be agreed, subject to the following amended/additional conditions:

Condition 27 be amended to read. When alcohol and/or public entertainment is provided by way of music and dancing and continues past 2 am, then SIA registered door supervisors will be employed from 9 pm until one hour after closing time at the rate of one door supervisor for every one hundred customers.

Additional conditions as follows:

1. Security staff to organise people queuing outside to minimise noise and any disturbances.
2. Double exit doors to be kept closed at all times including times of hot weather.
3. Clients from Floral should not be permitted to take their drinks outside when they go out to smoke.
4. Security staff should stay on for at least an hour after closing time.
5. The licensee to use best endeavours to ensure clients wait inside the premises for their taxis to arrive.
6. That management will attend quarterly meetings of Wenlake and Stafford Cripps residents associations.
7. There be a notice displayed, viewable from the outside of the premises, with a management contact telephone number in case of residents concerns.
8. There be a sign displayed on the premises reminding clientele to visit the toilet before leaving.
9. There shall be signs displayed on the premises reminding clients to leave quietly.
10. Signage displaying the name Ghetto and Trash Palace be removed and replaced with Floral.

REASONS FOR DECISION

The Sub-Committee considered the submissions put forward by the responsible authorities, the interested parties and the applicant and have balanced the conflicting needs of residents and the business interests of the applicant.

The Sub-Committee noted that the applicant had accepted the conditions put forward by the responsible authorities.

In reaching their decision, the Sub-Committee took into particular consideration Licensing policy 019 regarding the location of the premises, character of the area, views of the interested parties and the proposed hours of operation. The Sub-Committee decided to grant the hours sought because they were satisfied that the statement of intent submitted by the applicant would meet the licensing objectives and a high standard of management would be provided at the premises. The Sub-Committee also noted the extensive acoustic works undertaken at the premises and the commitment of the new management to working with residents.

The Sub-Committee amended Condition 27 (as agreed with the Police) so that SIA door supervisors would be employed for one hour after closing time. This was the condition agreed by the applicant at the residents' association meeting.

The Sub-Committee were satisfied that with the conditions detailed in Appendix 4 on page 167 of the agenda, with the amendment/additions detailed above, the licensing objectives would be promoted.



Report of: Assistant Director Public Protection

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub Committee	01 December 2008		Bunhill

Delete as appropriate	Exempt	Non-exempt

**Subject: PREMISES LICENCE NEW APPLICATION
RE: FLORAL, 58 OLD STREET, LONDON EC1V 9AJ**

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:

- i) The provision of films, live music, recorded music, performance of dance, anything similar to that falling within (e)(f)&(g), facilities for making music, facilities for dancing, anything similar to that falling within (i)&(j) and the sale of alcohol from 09.00 until 03.00 the days following Monday to Thursday, from 09.00 until 05.00 the days following Friday and Saturday and from 09.00 until 02.00 the day following Sunday.
- ii) The provision of late night refreshment from 23.00 until 03.00 the days following Monday to Thursday, from 23.00 until 05.00 the days following Friday and Saturday and from 23.00 until 02.00 the day following Sunday.
- iii) For an additional hour for Christmas Eve, Boxing Day and on Sunday's prior to a Bank Holiday Monday.
- iv) To allow all licensable activities throughout the night until the start of permitted hours on New Years Day.

2. Recommendations

- 2.1 To determine the application for a new premises licence under Section 34 of the Licensing Act 2003.
- 2.2 If the Committee grants the application it should be subject to:
- i. Conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (See appendix 4);
 - ii. Conditions recommended by responsible Authorities (see appendix 4);
 - iii. Any conditions deemed necessary by the Committee to promote the four licensing objectives.

3. Background

- 3.1 The premises previously held a premises licence which allowed them the following:-
- provision of live music, recorded music, performance of dance, facilities for making music and facilities for dancing from 09.00 until 01.00 the days following Monday to Thursday, from 09.00 until 03.00 the days following Friday and Saturday and from 09.00 until 00.00
 - provision of late night refreshment from 23.00 until 02.30 the days following Monday to Saturday and from 23.00 until 00.30 the day following Sunday.
 - the sale of alcohol from 10.00 until 02.00 the days following Monday to Saturday and from 12.00 until 00.00 on Sunday.
 - New Year's Eve, except on a Sunday, 10.00 until the time authorised on the following day. New Year's Eve on a Sunday, 12.00 to until the time authorised on the following day. If there are no permitted hours on the following day, midnight on 31 December
 - The morning on which summer time begins the sale of alcohol is authorised until 03.00 hours
 - Sundays immediately before a bank holiday, other than Easter Sunday, the sale of alcohol is authorised to 02.00 hours
- 3.2 In March 2007, an application for a review of the premises licence was made by the Metropolitan Police. The grounds of the review were the prevention of crime and disorder, the prevention of public nuisance, public safety and the protection of children from harm.
- 3.3 Members of the Licensing Committee heard the application on 30 May 2007 and decided to suspend the licence for a period of 3 months or until such time as the premises could comply with the additional conditions suggested by the Police and attached to the premises licence by Members of the Licensing Committee.
- 3.4 Papers are attached as follows:-
- | | |
|-------------|---|
| Appendix 1: | Application form; |
| Appendix 2: | Representations; |
| Appendix 3: | Previous Premises Licence |
| Appendix 4: | Suggested conditions and map of premise location. |

4. Conclusion and reasons for recommendations

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

Background papers:

The Council's Statement of Licensing Policy

Licensing Act 2003

Secretary of States Guidance

Final Report Clearance

Signed by

Assistant Director – Public Protection

Date

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Carol Jones

Tel: 020 7527 3052

Fax: 020 7527 3057

E-mail: carol.jones@islington.gov.uk

Appendix 4

Suggested conditions of approval consistent with the operating schedule

1. Polycarbonate drinking vessels only to be used after 2200 hours and the glass bottles to be decanted into polycarbonate prior to service after 2200 hours.
2. No admissions or re-admissions after 1 hour before the cessation of entertainment unless persons leave to smoke in the designated smoking area.
3. A minimum of 2 door supervisors will be employed from 2200 hours until half an hour after closing.
4. Everyone entering, including re-admissions, to be searched, including using a hand held metal detector.
5. Signage warning people that they will be searched will be prominently displayed at the entrance.
6. The venue will install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. The CCTV system shall continually record whilst the venue is open for licensable activities for a period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
7. There will be a Personal Licence Holder at the premises whenever they are open.
8. Metropolitan Police risk assessment form 696 will be submitted 14 days in advance of any new promoter at the premises with a post event 696A submitted immediately afterwards in accordance with the requirements set out by Clubs and Vice Division (CO14) of the Metropolitan Police.
9. Security staff to patrol the vicinity encouraging patrons to disperse quietly.
10. All amplified sound played on the premises shall be subject to the control of entertainment noise control systems (noise limiters) and set to the council's Noise Team satisfaction.
11. The entertainment noise control system controls are to be kept in a secure, lockable cupboard or similar location. The entertainment noise control system is to be completely independent of control by persons other than the licensee. Access to the entertainment noise control system control is to be restricted to the Licensee or designated manager.
12. The entertainment noise control system settings are not to be varied so that the music noise levels described above are exceeded without the written approval of the Council.

13. The licensee shall appoint a noise consultant registered with the Institute of Acoustics or Association of Noise Consultants to prepare a scheme of sound insulation and noise control measures to prevent persons in the neighbourhood from being unreasonably disturbed by noise of regulated entertainment and patrons from the premises. The scheme shall be submitted for approval by the Council, and the approved scheme fully implemented to the satisfaction of the Council and the licensee notified in writing accordingly, prior to the premises being used for regulated entertainment.
14. Adopt a policy where the door supervisors ensure that the inner door is shut before the outer one is opened. This means that main doors are kept closed (not held open by doormen) to avoid outbreak when inner doors opened to dance floor areas.
15. Patrons of the premises shall be encouraged, by signs within the premises visible at all exit points, to disperse from the area of the premises quietly and quickly. Staff and security shall also supervise persons leaving the premises after entertainment has taken place and where necessary, request that persons leaving the premises do so in an orderly manner as quickly as possible.

Suggested conditions of approval recommended by the Health and Safety Officer - Agreed

16. The premises shall be constructed and maintained in accordance with the Technical Standards for Places of Entertainment.
17. The maximum number of persons accommodated at any one time in the premises shall not exceed the number agreed with the responsible authority for health and safety.

Note: This figure will be subject to:

- (i) Width, number and location of the exits.
- (ii) Floor area.
- (iii) Ventilation.
- (iv) Sanitary facilities.

18. The premises shall not be used under the licence until the arrangements at the premises are suitable and sufficient for health & safety and have been approved in writing by the responsible authority for health and safety.

Suggested conditions of approval recommended by the Noise Team - Agreed

19. The controls for the entertainment noise control system shall be located in a secure, lockable cupboard or similar location. The entertainment noise control system is to be independent of control by persons other than the licensee. Access to the entertainment noise control system is to be restricted to the Licensee or a designated manager.
20. The licensee shall ensure that the limiters are maintained and calibrated as instructed by the Acoustic Consultant, and the calibration certificates shall be submitted to the Council as every 12 months.

21. The licensee shall employ a dedicated cab company and devise a system for collection of customers that will minimise disturbance to local residents.
22. There shall be no drinking allowed outside the venue.
23. Provide an acoustic survey, carried out by an acoustic consultant registered with either the Institute of Acoustics or the Association of Noise Consultants on the existing or any new fixed plant and machinery.
24. The existing or installation of new items of fixed plant shall be such that, when operating, the noise level $L_{Aeq T_r}$ arising from the proposed plant, measured or predicted at 1m from the facade of the nearest noise sensitive premises, shall be a rating level of 5dB(A) below the background noise level $L_{AF90 T_{bg}}$.
25. The reference time interval T_r shall be 1 hour during the day (07.00 to 23.00 hours) and 5 minutes during the night (23.00 to 07.00 hours). The measurement and/or prediction of the noise should be carried out in line with BS 4142: 1997 and as such, may make use of measurements over a shorter period if appropriate. For the background noise measurement, the reference time interval T_{bg} shall not be less than 15 minutes and the measurements made in accordance with BS 4142: 1997 at a time representative of the hours of operation of the plant. The "Fast" time weighting should be used.
26. The measurements should be reported as façade noise levels. If it is not possible to measure at 1m from a façade, the measurement can be made at an equivalent free-field position with a +3dB correction added to calculate the equivalent façade level. The report shall be submitted to the Council's Noise Team for approval and any works identified to prevent the likelihood of noise nuisance shall be carried out prior to the business being open for licensable activities.

Suggested conditions of approval recommended by the Police - Agreed

27. When alcohol and/or public entertainment is provided by way of music and dancing and continues past 2 am, then SIA registered door supervisors will be employed from 9 pm until 30 minutes after closing time at the rate of one door supervisor for every one hundred customers.
28. CCTV shall be installed, operated and maintained inside and outside the premises in agreement with the Police. The system will enable a frontal head and shoulders image of every person entering the premises. The system shall record in real time and operate whilst the premises are open for licensable activities. The recordings shall be kept available for a minimum of 31 days. A working copy shall be supplied free of charge to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24 hours of any request. It is the responsibility of the premise to download any recording requests.
29. Premises to adopt BII Challenge 21 The National Proof Of Age Standards Scheme.

Jones, Carol

From: Brothers, Anne
Sent: 13 January 2009 11:18
To: Jones, Carol
Subject: RE: Floral

Carol.

Note: We got a noise complaint about this yesterday. Will there be a noise condition that if the council deem it necessary we may adjust the sound levels?

I tried pasting the levels from the report but it won't transfer so therefore I have copied them below:

Ground Floor

A	L	63Hz	125Hz
93	103	95	93

First Floor

89	98	92	89
----	----	----	----

Also include the monitoring points as stated below:

Measurements were obtained in the centre of each of the rooms using a spatial sweep over a duration of 60 seconds to account for potential low frequency measurement error.

OK?



Anne Brothers
Principal Technical Officer
Public Protection
Islington Council
3rd Floor 222 Upper Street, London N1 1XR
Tel : 020 7527 3047 Fax: 020 7527 3057
Alternative contact: Licensing Support Team; 020 7527 3031

www.islington.gov.uk

How to get here:

<http://www.islington.gov.uk.uk/contact/visitingoffices/222upperst.asp>

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05/02/2009

Annex: 2



Licensing Team
Public Protection Division
222 Upper Street
London N1 1XR

Decco London Ltd



This matter is being dealt with by:
Katie Tomashevski

T 020 7527 3882
F 020 7527 3057
E katie.tomashevski@islington.gov.uk
W www.islington.gov.uk

Our ref: WK/160028087
Your ref:

Date: 11 November 2016

Dear Sirs

LICENSING ACT 2003 - WARNING LETTER

NOMAD, 58 OLD STREET, LONDON EC1V 9AJ

I am writing to you, as the licensee for the above premises, regarding the visit made to the premises 8 October 2016 at 01:35 where they found the premises open and using the premises licence. During the first visit the Licensing Officers spoke to John Burkes the sole director of Decco London Ltd.

The visit was prompted by complaints about noise outside the venue. Upon arrival the officers could hear music from across the pavement on the opposite side of Golden Lane. Officers discussed the noise complaint with Mr Burkes who pointed out an administrative error on the licence. An amended licence has now been issued.

The main issue that I would like to bring to your attention is that you have been written to on a number of occasions by the Pollution Team requesting a calibration certificate as set out in Annex 2 Condition 21. I enclose copies of letters sent to you on 19 December 2012, 7 January 2013 and most recently 7 September 2016. No calibration certificate has been received since 18 January 2011. A calibration certificate must be produced and submitted to the Licensing Authority every 12 months.

The amended licence will enable your acoustic consultant to now produce a calibration certificate. During the visit on the 8 October you made officers aware that you knew about the administrative error regarding the floors and the sound levels on the licence (Annex 2 Conditions 19 and 20). We are concerned that you have been aware of a problem with the premises licence and have never contacted the Licensing Authority regarding it. In fact, you were asked by Licensing Officers on 8 October to contact them about the administrative error on the licence and you never did.

Please supply the requested documents and then send to this office by midday Wednesday, 16 November. The calibration certificate shall contain the following information:

- I. Date of calibration.
- II. Make and model of the limiter installed.
- III. Make and model of amplifier/sound distribution system.
- IV. Serial number of the limiter.
- V. Location of the limiter and floor plan showing location of speakers.

- VI. Specified maximum sound levels with one minute Leqs at the Linear, "A" weighted, 63 and 125 Hz frequencies.
- VII. Details of the measurement point.
- VIII. Details of the security arrangements for the limiter and other components.
- IX. Details of the sound level meter used during recalibration.
- X. Calibration details for the sound level meter used.
- XI. Name and contact details of acoustician.

You should note that following this unsatisfactory visit you should expect the premises to be visited again.

Should you have any queries on any of the above licensing matters than please do not hesitate to contact us.

Yours sincerely



Katie Tomashevski
Licensing Officer



ISLINGTON

Pollution Team
222 Upper Street
London N1 1XR

T 020 7527 3047

F 020 7527 3059

E anne.brothers@islington.gov.uk

W www.islington.gov.uk

Our ref: abr/160027463

Your ref:

Decco London Limited

This matter is being dealt with by:
Anne Brothers

Date: 7 September 2016

Dear Sir

**ALLEGED NOISE NUISANCE FROM AMPLIFIED SOUND AND CUSTOMER NOISE
OUTSIDE. NOMAD, 58 OLD STREET LONDON EC1V 9AJ. ENVIRONMENTAL
PROTECTION ACT 1990. LICENSING ACT 2003.**

We are in receipt of a call from a local resident in connection with the above matters. The resident states:

"Significant level of music noise coming from Nomad nightclub located on the corner of Golden Lane & Old Street. The music is very loud & can be heard inside my flat (which overlooks Golden Lane) at 11.50pm on Saturday evening (3/9/16). It's not just noise, I can identify the bass & treble sounds! On Friday eve (2/9/16) - there was significant music noise also. Later at approx 2am a large group (approx 25) people left the club and proceeded to remain outside the club on Golden Lane, talking loudly, sounding car horns & playing music for approx 30mins."

There are conditions on the premises licence for Nomad as follows:

- All amplified sound played on the premises shall be subject to the control of entertainment noise control systems (noise limiters) and set to the council's Noise Team satisfaction.
- The entertainment noise control system settings are not to be varied so that the music noise levels described above are exceeded without the written approval of the Council.
- The premises shall adopt a policy where the door supervisors ensure that the inner door is shut before the outer one is opened. This means that main doors are kept closed (not held open by doormen) to avoid outbreak when inner doors opened to dance floor areas.
- The maximum noise levels for amplified sound in the basement, when measured from the centre of the ground floor using a spatial sweep shall not exceed the following:-

L _{Aeq} (1min)	L _{eq} (1min)	L _{eq} (1min) at 63Hz	L _{eq} (1min) at 125Hz
93dB	103dB	95dB	93dB

- The maximum noise levels for amplified sound on the raised ground floor, when measured from the centre of the first floor using a spatial sweep shall not exceed the following:-



LAeq(1min)	Leq(1min)	Leq(1min) at 63Hz	Leq(1min) at 125Hz
89dB	98dB	92dB	89dB

- The licensee shall ensure that the limiters are maintained and calibrated as instructed by the Acoustic Consultant, and the calibration certificates shall be submitted to the Council as every 12 months.
- The licensee shall employ a dedicated cab company and devise a system for collection of customers that will minimise disturbance to local residents.
- Security staff should stay on for at least an hour after closing time.
- The licensee to use best endeavours to ensure clients wait inside the premises for their taxis to arrive.

I have checked our files and we have not had a calibration certificate from you for some considerable time, therefore please contact your acoustic consultant and check the sound systems and produce a calibration certificate for the files here. Please get the calibration certificate to me within two weeks of the date of this letter.

The calibration certificate should contain the following information:

Date of calibration.

Make and model of the limiter installed.

Make and model of amplifier/sound distribution system.

Serial number of the limiter.

Location of the limiter and floor plan showing location of speakers.

Specified maximum sound levels with one minute Leqs at the Linear, "A" weighted, 63 and 125 Hz frequencies.

Details of the measurement point.

Details of the security arrangements for the limiter and other components.

Details of the sound level meter used during recalibration.

Calibration details for the sound level meter used.

Name and contact details of acoustician.

In addition, please ensure your customers disperse promptly and quietly at the end of trading and any customers outside in the smoking area during trading are considerate to residential neighbours and are not permitted to be noisy.

We look forward to your co-operation in this matter but we must warn that in the event of noise being witnessed and if the Council is satisfied it is a legal nuisance, we have a duty to take steps to ensure the nuisance does not recur. This is likely to require the service of a legal notice, under the above legislation. Failure to comply with a legal notice is a criminal offence. The maximum penalty for an offence that happens on commercial premises is £20,000. In addition, your premises licence may be called in for review if the Noise Team is satisfied that it is necessary in order to prevent a public nuisance.

Yours faithfully,

Anne Brothers

Anne Brothers

Principal Technical Officer

cc. Benjamin S James-Winston, DPS, 



Decco Limited
[Redacted]

Noise Patrol Team
222 Upper Street
London N1 1XR

T 020 7527 3047
F 020 7527 3059
E anne.brothers@islington.gov.uk
W www.islington.gov.uk

Our ref: abr/121369808
Your ref:

This matter is being dealt with by:
Anne Brothers

Date: 7 January 2013

Dear Sir

ALLEGED NOISE NUISANCE, NOMAD, 58 OLD STREET, EC1V 9AJ. ENVIRONMENTAL PROTECTION ACT 1990, LICENSING ACT 2003

I refer you to my letter sent on 19 December 2012. I enclose a copy of the letter for your ease of reference. To date I have not received a reply.
Please respond upon receipt of this reminder.

I have to warn you that if I do not hear from you I may serve a Section 80 noise abatement notice under the provisions of the Environmental Protection Act 1990 on grounds that I am satisfied of the likelihood of a noise nuisance.
In the continued absence of the requested calibration certificate we may also consider making an application for a review of the premises licence. Both courses of action could have serious implications for your business.

Yours sincerely,

Anne Brothers
Principal Technical Officer
cc. Louise Norris, Noise Patrol Manager
Licensing
Robert H L Harrod-Green, DPS, [Redacted]
Steve Burkes via e mail [Redacted]



Public Protection Division
222 Upper Street
London N1 1XR

T 020 7527 3047
F 020 7527 3057
E anne.brothers@islington.gov.uk
W www.islington.gov.uk

Our ref: WK/121369808
Your ref:

Date: 19 December 2012

Decco Limited



This matter is being dealt with by:
Anne Brothers

Dear Sir/Madam

ENVIRONMENTAL PROTECTION ACT 1990, LICENSING ACT 2003
PREMISES: NOMAD CLUB, 58 OLD STREET, ISLINGTON, LONDON, EC1V 9AJ

I am writing following a visit to the above premises to investigate a noise complaint. I visited the premises in the early hours of December 16 at 00:15 and again at 01:50.

We were called by a local resident who alleged noise nuisance from the playing of loud music at the premises. On approach I noted that I could hear the music from Nomad from some considerable distance away.

There are noise conditions on the premises licence for Nomad as follows:

- All amplified sound played on the premises shall be subject to the control of entertainment noise control systems (noise limiters) and set to the council's Noise Team satisfaction.
- The entertainment noise control system settings are not to be varied so that the music noise levels described above are exceeded without the written approval of the Council.
- The maximum noise levels for amplified sound in the basement, when measured from the centre of the ground floor using a spatial sweep shall not exceed the following:-

LAeq(1min)	Leq(1min)	Leq(1min) at 63Hz	Leq(1min) at 125Hz
93dB	103dB	95dB	93dB

- The maximum noise levels for amplified sound on the raised ground floor, when measured from the centre of the first floor using a spatial sweep shall not exceed the following:-

LAeq(1min)	Leq(1min)	Leq(1min) at 63Hz	Leq(1min) at 125Hz
89dB	98dB	92dB	89dB

- The licensee shall ensure that the limiters are maintained and calibrated as instructed by the Acoustic Consultant, and the calibration certificates shall be submitted to the Council as every 12 months.

The most recent calibration certificate that I can find on file is dated January 2011 and there is a note that calibration certificate was rejected as inadequate.

During the visit on 16 December I spoke to Steve Burkes at the premises and I measured sound levels on both the ground and first floors using a spatial sweep as follows:

Table 1

Ref GF	Linear	"A"	125 Hz	63 Hz
1	112.5	102.4	98.2	111.6
2	108.8	100.8	99.7	106.6
3	113.4	101.2	97.8	112.7
4	108.1	100.3	98.3	106.0
5	106.3	101.0	97.5	102.0
Licence levels	103	93	93	95

Table 2

Ref 1F	Linear	"A"	125 Hz	63 Hz
7	108.8	97.5	104.4	105.6
8	110.9	99.9	104.3	109.0
9	109.5	96.5	103.1	107.6
Licence levels	98	89	89	92

I discussed the excess volume measured on both floors with Steve Burkes and he reduced the volume and I measured again on the ground floor as follows:

Table 3

Ref again	GF	Linear	"A"	125 Hz	63 Hz
11		102.3	94.1	89.3	100.3
Licence levels		103	93	93	95

We agreed the second set of measurements on the ground floor in Table 3 above were more in line with the levels agreed and quoted on the premises licence and I agreed to leave it at that for the night. I told Steve Burkes he should contact your acoustic consultant and he should produce a calibration certificate to certify that the sound levels quoted on the premises licence will not be exceeded. Steve Burkes agreed to contact the acoustic consultant the following day and copy me to the correspondence so I may inform the acoustic consultant of the excess levels measured. I have not received any e mail from Steve Burkes.

We were called back to the premises later and I re-visited at 01:50. Again, the music noise could be heard from some distance away and it was clear the volume had been increased again. I spoke to Steve Burkes again outside the premises and requested the levels be reduced.

Please inform me within the next 7 working days of what action you propose to take in order to prevent public nuisance from the premises. As discussed with Steve Burkes on the night as the sound levels measured were significantly in excess of the maximum music volumes quoted on the premises licence we expect you to immediately commission a recalibration of the sound systems in use at the premises and produce a calibration certificate from your accredited acoustic consultant.

A calibration certificate should include the following details:

Date of calibration.

Make and model of the limiter installed.

Make and model of amplifier/sound distribution system.

Serial number of the limiter.

Location of the limiter and floor plan showing location of speakers.

Specified maximum sound levels with one minute Leqs at the Linear, "A" weighted, 63 and 125 Hz frequencies.

Details of the measurement point.

Details of the security arrangements for the limiter and other components.

Details of the sound level meter used during recalibration.

Calibration details for the sound level meter used.

Name and contact details of acoustician.

If the noise is witnessed again and the Council is satisfied it is a legal nuisance, we have a duty to take steps to ensure the nuisance does not recur. This is likely to require the service of a legal notice, under the above legislation. Failure to comply with a legal notice is a criminal offence. The maximum penalty for an offence that happens on commercial premises is £20,000.

In addition to the above action, your premises licence may be called in for review if the Noise Team is satisfied that it is necessary in order to prevent a public nuisance. In the meantime and until the limiters are recalibrated we expect you to operate at reduced sound levels.

If you have any queries regarding this matter, please contact me at the above office

Yours sincerely

Anne Brothers

Anne Brothers

PRINCIPAL TECHNICAL OFFICER - NOISE LIAISON

cc Louise Norris, Noise Patrol Manager
Licensing

Robert H L Harrod-Green, DPS, [REDACTED]

Steve Burkes via e mail: [REDACTED]

Annex:3



Licensing Team
Public Protection Division
222 Upper Street
London N1 1XR

Decco London Ltd



This matter is being dealt with by:
Katie Tomashevski

T 020 7527 3882
F 020 7527 3057
E katie.tomashevski@islington.gov.uk
W www.islington.gov.uk

Our ref: WK/160028087
Your ref:

Date: 28 November 2016

Dear Sirs

LICENSING ACT 2003 - WARNING LETTER

NOMAD, 58 OLD STREET, LONDON EC1V 9AJ

I am writing to you, as the licensee for the above premises, regarding the visit made to the premises 19 November 2016 at 00:15 where they found the premises open and using the premises licence. During the first visit the Licensing Officers spoke to John Burkes the sole director of Decco London Ltd and the DPS Benjamin James-Winston.

During the visit the following issues were discussed:

1. Officers observed the premises from across Old Street to observe the searching procedures. It was noted that a hand led metal detector was not being used to search people and customers were given a basic pat down by door supervisors. This is contrary to Annex 2 Condition 8 of the premises licence.
2. A number of fire extinguishers set out in the premises had not been serviced since 2009 and they were not mounted on the wall. Some of your emergency fire exit signs were blocked with ladders and marked fire doors with signs that they must be kept closed were propped open. These are breaches of Annex 2 Condition 1 of the premises licence.
3. No one could operate the CCTV to show officers that the system was actually recording. It was also noted that the time showing on the monitor was an hour behind. A request for a copy of CCTV from 29 October from 23:00 to midnight on a DVD to be delivered to the Licensing office by midday on Monday 21 November. No CCTV footage has been received.
4. Officers observed part of your sound system in the basement but were unable to say if there was a sound limited as required by Annex 2 Condition 15. You are reminded that the Licensing authority are still waiting for a calibration certificate as required by Annex 2 Condition 21 of the premises licence. This is now a matter of urgency and has been requested by officers four times.
5. When officers arrived they observed a sign that said "Road Closed" and traffic cones placed on Honduras Street. You were advised that you did not have the authority to close the street and asked to remove obstructions.

As a result of this unsatisfactory visit I request the following:

1. A copy of your fire risk assessment which should include: fire extinguisher servicing certificate, emergency lighting testing certificate and the fire detection and alarm servicing certificate.
2. A calibration certificate as required by Annex 2 Condition 21 of the premises licence.
3. A DVD copy of the requested CCTV from 29 October 2015 from 23:00 to midnight.

Please supply the requested documents and bring them to this office for your meeting with the Licensing Officer Panel at midday Wednesday, 30 November.

You should note that following this unsatisfactory visit you should expect the premises to be visited again.

Should you have any queries on any of the above licensing matters than please do not hesitate to contact us.

Yours sincerely



Katie Tomashevski
Licensing Officer

Annex: 4



ISLINGTON

Licensing Team
Public Protection Division
222 Upper Street
London N1 1XR

T 020 7527 3233
F 020 7527 3430
E terrie.lane@islington.gov.uk
W www.islington.gov.uk

Our ref: ppd/lic/tl

Your ref:

Decco London Ltd

This matter is being dealt with by:
Terrie Lane

6 December 2016

Dear Sirs,

LICENSING OFFICER PANEL – 30 NOVEMBER 2016

RE: NOMAD CLUB LONDON 58 OLD STREET LONDON EC1V 9AJ

Thank you for attending the officer panel 30 November 2016.

You met with Jan Hart Service Director, PC Peter Conisbee and Terrie lane, Licensing Manager.

The following are the notes of the meeting:

Nomad Club, Steve Burkes, Operations Manager, Gareth Hughes, Solicitor

JH opened the meeting by explaining that this was an informal and open discussion whereby licensees are asked to come in when any problems are identified in the hope that a serious enforcement issue will not have to take place. She added that she hopes everyone present can agree on steps to be taken to resolve the issues.

JH: We have asked you to come in today after our visit on 19 November. Katie did send out a letter to you but not until Monday, though she emailed it too. A number of issues arose from our visit.

SB: Yes, I received Katie's letter.

JH: We would like to run through the issues on the letter.

SB: I've run through this with GH and would like to make the following comments.

SB: No. 1 searching procedures. We have hand-held metal detectors given to staff at every shift. I have asked managers to bring this to task now after Katie's visit. I am moving a camera down to my front lobby to witness the searches myself. We do a proper rub down and not a basic pat down as Katie states. We search for knives, right down to the ankle as well as the metal detector, although on this occasion it wasn't done. I have been using Martin (doorman) for 12 years.

JH: We want to see a positive tie up from your management side with the security side.

SB: At the end of that evening I brought all the staff together and it was dealt with. I hold staff briefings before every shift too.

SB: No. 2 fire extinguishers out of date. I have company who come every year to do my compliance testing. The extinguishers were colour tagged with this year's colour but the assessor had not written them up. I take full responsibility for not checking the PAT testing when it was done. We use AML Fire Security.

JH: What about the fire exit?

SB: From the 1st floor down through to the emergency spiral staircase there was a ladder which has since been removed.

SB: No. 3 CCTV recovery has never been a problem before. I get lots of visits from the police. However, it was brought to my attention that I must provide this when asked immediately. I couldn't do this as my CCTV officer was away on holiday. Three of my staff are now fully trained on CCTV recovery and can provide this at any time when the premises are open.

PC: There was a recent incident outside the kebab shop a few weeks ago.

SB: One of your colleagues called me and we are in the process of getting the footage for you.

PC: It would have been handy to have had it at that time. I would like you to update your licence with this new CCTV condition and make sure someone will be available on site to provide CCTV recovery.

SB: I'm quite happy with that.

SB: This is for Katie; it is an hour of cctv footage from Halloween. Handed over to JH.

JH: What about the time on the monitor being an hour behind?

SB: Katie came round a week after Halloween and we hadn't put the clocks back one hour. So the time on that recording that I have given you is correct. The CCTV the next day the times were put back. It's a coincidence you want CCTV footage from the same night. Your times will be an hour out as the evidence is from 3:15am – 4:30am but this is noted.

SB: Sound system, we do have a limiter on-board. Can I put the limiter as a separate issue and come back to it? The road closure - obviously I had complaints from the neighbours about people loitering and I have to give them a good night's sleep. I have people who park up and play loud music. On one occasion some people couldn't get in and it was 4/5 people in a car in Honduras Street. So I asked security to move them on. They weren't happy as they pay their licence fee too. Once they reluctantly moved the damage was already done with my neighbours. So I blocked off Honduras Street but was told that only the council can do this and I have since removed the blockade. Although security do patrol the block I station someone there permanently on Honduras Street. I know there's a new family with two children who have moved in now.

JH: We understand that but obviously we cannot allow you to close the road off.

SB: My neighbours are still talking to me after six years. We all remain proactive throughout the entire event. You're only as good as your last gig.

JH: What about your sound system, limiter and the outstanding calibration certificate.

SB: There was an administration error on our licence before. The calibration certificate was issued to Floral in 2009 and quite a lot has happened to 59 Old Street in that time, with sound proofing, the whole dynamics of the premises has changed, the sound system changed and recalibration of our building.

JH: We'll arrange for the Noise Team to visit you and monitor it. You need to first obtain an acoustic report.

SB: I'll use Richard Vivian asap. In my defence, since our last meeting in 2013 with Anne Brothers, until today we have been self-monitoring. I know it's not ideal but it has got us to where we are today. I think you guys gave us rope to hang ourselves and I think we have proved that we can run a club in a residential area and we are proactive and try our best.

JH: We will look at your acoustic report and then arrange revisits. We can also monitor inside the neighbours' properties to check the sound levels.

SB: That's fine. I believe the original complaint was from Golden Lane.

JH: Once you have it calibrated you need to ensure the equipment is working correctly.

TL: So send your acoustic report to Anne Brothers when ready. She has been asking for the report for quite some time.

JH: With regards to the fire risk assessment.

SB: It has always been there and kept up to date as a log book. Katie never asked to see it on the day.

JH: The overriding thing is what are you going to do so these things don't happen again.

TL: There was also another complaint about people leaving the club.

SB: Where our business is increasing, we're fully aware that you can control some aspects outside but you can't 100% control a crowd. Our cab pick-ups, this scenario has changed dramatically now as very few people call for a cab as they're all using Uber. I now have to move people across the road under the City Print shop front so the neighbours aren't disturbed. I do security one per 50 until every single client has dispersed.

TL: Have you met with residents? Do you have quarterly meetings with the two resident groups on your licence? You need to look at the conditions on your licence. If there are some that aren't applicable anymore you can remove them.

JH: If there are any that you are not doing you should update your licence.

SB: I don't go to meetings but I have a close relationship with my neighbours.

TL: This condition refers to when the premises was called Ghetto and then Trash Palace. You need to tidy up the licence conditions and you can do that through minor variations.

JH: If you have problematic clients you can ring the LNL Team.

SB: They love us as we don't give them any grief. The Met Police, the City Police and LNL all have good relationships with me. You know what I inherited there, a whole bag of worms.

GH: In terms of removing the regular meetings with residents' condition, will that upset our relationship with the council and residents?

TL: No as you don't go to the meetings anyway.

SB: I am happy to go to any meeting. I see Judith every week and Mencap too. We're all part of the community.

PC: The fight outside the kebab shop. The report says outside the venue and it says your venue. It's worded in such a way that it was your customers. Going through your licence there was no loss of evidence as the fight was still taking place when the police arrived at the scene and they managed it. Have your staff had any crime preservation training?

SB: No.

PC: I will come and give some quick training to your staff. PC to arrange a visit.

SB: Yes, I am happy for you to do this.

PC hands over the cctv condition.

PC: I would be happy if you added this condition to the licence though we've not had a problem before.

SB: It's common sense. Your police sergeant who attended praised our team.

PC: I'll pop down to see you and we'll arrange a date via email. Steve@nomad.com

JH: So we have agreed on:

- 1) The noise limiter calibration. You will employ your acoustic consultant to carry out a survey and prepare a report. Send it to us for Anne Brothers and she will arrange for testing and the levels can be set. Calibration must be carried out every year and report sent to us.
- 2) PC Conisbee will visit for crime preservation training and will email the minor variation to you and hopefully it can be sorted out after Christmas.
- 3) Ensure your CCTV is in full working order by checking it regularly and staff know how to use it.
- 4) Ensure security staff are fully briefed for each shift, especially on how to control customers outside of the premises.

SB: I run everything from my office. I am anal about how things are done. In our defence is our track record.

JH: Yes, and we want to keep it improving and not go back.

GH: What will be your view if minor variations go in and a few residents complain? Would you maintain the line that it is a minor variation?

TL: If you're just removing conditions which are no longer relevant it should be okay.

Please contact me at the above address if you wish to discuss the matter further, or call me on the above telephone number. In my absence please contact the Licensing Duty Line on 020 7527 3031

Yours sincerely

Terrie Lane
LICENSING MANAGER



21 March 2017

Licensing Support Team
Public Protection Division
222 Upper Street
London N1 1RX

Dear Team

REPRESENTATION - NOMAD Club, 58 Old Street, EC1V 9AJ

The Wenlake Management Committee, on behalf of residents of the Estate, first reported to the Council about the disruption and disturbance caused by the club, which has operated under a different names over the years.

There has been little change, and in fact it seems to have got worse, in the behaviour of the clubbers when they leave club late at night, or the early hours. The "supervision" of the clubbers arriving and leaving has never worked.

They often come onto Wenlake Estate where they generally mess around, relieve themselves anywhere, make a noise, and fight. They climb into the children's' play area where they party and play on the play area equipment.

When they finally leave both the children's play area and the Estate, a trail of litter and worse is left behind.

Staff working on the estate are also affected by Nomad client activities. Our Sunday caretaker, employed for just 3 hours to do minor caretaking work, often complains that he has had to work longer than the 3 hours to clear up the mess left behind. This includes washing and disinfecting the areas where there has been urine and/or excrement. He also has his time taken up carrying out extensive litter picking of the grounds and gardens.

Throughout the warmer months especially, the TMO Manager has many residents complaining directly or by phone about how their sleep being disturbed on weekdays and at the weekend.

Yours faithfully

Estate Management by the Residents for the Residents.

28.13

Your Name and Address



Date 3/3/17

Islington Customer Centre
222 Upper Street
London N1 1XR

Dear Islington Council

Premises: - Nomad Club, 58 Old Street, EC1V 9AJ

I write to make a representation about the excessive noise disturbance the Nomad club causes me / us / my family. Nomad is an annoying intrusion in my / our life and affects the enjoyment of our home.

Although it opens in the afternoon, the noise nuisance really starts when people queue up outside from around 7 pm. It then goes on throughout the night up and the latest, 5 am, as clubbers come and go or stand around outside to smoke.

The pounding music seems to thump right through the walls of our block of flats. When the club closes, the clubbers spill out onto the street shouting and yelling, and laughing loudly. Some will then hang around on both sides of Old Street waiting for cars to pick them up, or – come onto Wenlake Estate where they will carry on their partying.

On the Estate – they might climb over the locked gate to children's play area or into a small garden which is also fenced and locked. They party on the Estate literally right outside our homes. They shout, scream, fight and when they leave there is a lot of litter – broken bottles, drink cans, cigarette ends etc. They urinate or are sick anywhere, including the bin chambers, on the Estate.

I would be grateful if the Council's licensing team to consider my representation on the Nomad and note the amount of disturbance it is causing some residents on Wenlake Estate.

If you would like to discuss this matter further please write to me directly or contact the Wenlake Tenant Management office on 020 7689 3292.

Having looked at the Council's website at www.islington.gov.uk, I see that there are a number of options open to me for example, this review of the premises licence on the grounds of prevention of public nuisance.

I would prefer to see whether an amicable solution could be reached with Nomad and the constant disturbance it has caused to us residents on Wenlake Estate.

Yours sincerely



Your Name and Address—



Date 07/05/17

Islington Customer Centre
222 Upper Street
London N1 1XR

Dear Islington Council

Premises: - Nomad Club, 58 Old Street, EC1V 9AJ

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I would prefer to see whether an amicable solution could be reached with Nomad and the constant disturbance it has caused to us residents on Wenlake Estate.

Yours sincerely

Comment:

I have had to move to sleep in the back bedroom because of the ^{loud} music from the club, car doors slamming, loud music from the cars, shouting and screaming. This has been happening ever since the site was changed from a pub to a club. There SHOULD NOT be a club in such close proximity to a residential area. I have attached the e-mails I have sent to Norse Patrol over the years.

I have slept in earplugs for many years because of the noise & music from the club opposite in Wood Street. It ^{is} ~~inconceivable~~ ^{inconceivable} should have been prevented, because of the closeness of a Council Estate so close by.

RE: Nomad

2011

Tue 13/09/2011 09:21

To: anne.brothers@islington.gov.uk <anne.brothers@islington.gov.uk>;

Hi Anne,

I hope this message finds you well.

Just as a note for your records, Nomad was playing loud music on Sunday night/Monday morning from about 11:50pm to 12:30am. My mum called it in to the Noise Patrol, call reference [REDACTED]. In these instance, we can't arrange a home visit as I have to go to work the next day.

Many thanks,

> Subject: RE: Nomad
> Date: Thu, 12 May 2011 13:53:57 +0100
> From: Anne.Brothers@islington.gov.uk
> To: [REDACTED]
> CC: Louise.Norris@islington.gov.uk

> Dear [REDACTED]
> I was working on Saturday night but was extraordinarily busy so was
> unable to do a proactive pass-by apart from at 05:00 when I noted the
> club was closing.... sorry I missed it, I will be working again on 21
> May. Please let me know if you would like to arrange a proactive visit
> to your home by arrangement during the shift. It's always a good idea to
> have an arrangement to meet up; otherwise other events coming in on the
> shift can redirect me away from proposed 'pass-bys'
> Your mother cancelled the last arranged visit, so please let me know.
> In the meantime, please continue to call NP when you can if you are
> being disturbed by intrusive noise.

>
> Anne Brothers
> Principal Technical Officer
> Noise Patrol
> Public Protection
> Islington Council
> 3rd Floor 222 Upper Street, London N1 1XR
> Tel : 020 7527 3047 Fax: 020 7527 3057
> Alternative contact: Noise Support Team; 020 7527 3258

> www.islington.gov.uk

> How to get here:

> http: www.islington.gov.uk.uk/contact/visitingoffices/222upperst.asp

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

> From: [REDACTED]
> Sent: 09 May 2011 15:21
> To: Brothers, Anne
> Subject: RE: Nomad

>
> Hi Anne,

>
> I'm just e-mailing to let you know that after logging a call with the
> Noise Patrol team on Friday night/Saturday morning, two members of the
> team came to visit our flat. Unfortunately the noise level had lessened
> by the time they visited and they were unable to hear the music from my
> bedroom. On Saturday night/Sunday morning, I was awoken at 2am by
> audible music and singing (again, I was able to identify the songs
> sung), but as I was in bed at the time, I was in no mood to get out of
> bed and phone the Noise Patrol team!

>
>
>
> I just wanted to let you know that this is an ongoing issue.

>
>
>
> Many thanks,

>
>
>
> [REDACTED]
>
>
>
>
>
> > Subject: RE: Nomad
> > Date: Mon, 4 Apr 2011 12:54:33 +0100
> > From: Anne.Brothers@islington.gov.uk
> > To: [REDACTED]

> >
> > Please send me your phone number and full address details and I will
> > make arrangements to visit you on Saturday night/Sunday morning.
> > At all other times, please call Noise patrol on 020 7527 3229 for a
> > reactive visit.

> >
> > Anne Brothers
> > Principal Technical Officer
> > Noise Patrol
> > Public Protection
> > Islington Council
> > 3rd Floor 222 Upper Street, London N1 1XR
> > Tel : 020 7527 3047 Fax: 020 7527 3057

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> >
> > -----Original Message-----
> > From: [REDACTED]
> > Sent: 04 April 2011 12:47
> > To: Brothers, Anne
> > Cc: [REDACTED] Norris, Louise
> > Subject: RE: Nomad
> >
> > Hi Anne,
> >
> >
> > Thank you for your e-mail.
> >
> > Would I need to arrange a visit from you and call the Noise Patrol
> > team
> > to arrange a visit from them?
> >
> > I'm happy to do both and am available on Saturday night/Sunday morning
> > this coming weekend. I usually notice the noise from 12:30am onwards,
> > so
> > anytime after that would be best. Also, my mother has a recording that
> > she took on the [REDACTED] in the early hours of Sunday morning of
> > Nomad's
> > patrols singing loudly. They were either outside the club at the time
> > or
> > inside with the doors open; either way, the voices were very clear.
> >
> > I look forward to hearing from you.
> >
> > Best wishes,
> >
> > [REDACTED]
> >
> >
> >
> >
> >
> >
> > _____
> >
> > Subject: Nomad
> > Date: Mon, 4 Apr 2011 12:16:11 +0100
> > From: Anne.Brothers@islington.gov.uk

> > To: [REDACTED]
> > CC: Aled.Griffiths@islington.gov.uk; Louise.Norris@islington.gov.uk
> >
> >
> >
> > Dear [REDACTED]
> >
> > Your e mail to noise issues has been forwarded to me for reply. I have
> > recently visited Nomad and measured sound levels and found them to be
> > capable of exceeding the agreed maximum levels. We required them to
> > recalibrate the sound system and I believe the recalibration may still
> > be outstanding. I work proactive noise and licensing shifts on
> > alternate
> > Saturday nights. my next shift will take place this coming weekend. It
> > would be helpful to visit you by appointment at a time when the noise
> > is
> > likely to be at its worst during the shift to witness noise from your
> > perspective. Please contact me if you could be available this coming
> > Saturday night for a visit.
> >
> > In addition, please find attached a booklet "Bothered by Noise"
> > produced
> > by Islington's Noise Team that explains how we deal with reports of
> > unwanted noise received from residents. Please call Noise Patrol (NP)
> > in
> > the event of any intrusive noise to your home. They will need to visit
> > you briefly to experience the noise from your perspective so please
> > call
> > as soon as the noise becomes apparent to you.
> >
> > The reason for this advice is they operate on a strictly "first come -
> > first served" basis so there may be a delay before they can get back
> > to
> > you. In order to progress matters, should the noise recur, please call
> > NP again, this will help us to establish that it is a recurring issue
> > which strengthens the position.
> >
> > In addition, should you decline a visit, you call will be treated as
> > low
> > priority and other visits will be carried out before they visit the
> > area
> > to make any assessment from outside. An external assessment is
> > generally
> > not useful in establishing a noise nuisance.
> >
> > <<Bothered by Noise booklet (new).pdf>>
> >
> > If you have any queries, please contact me at the office below.
> >
> > Anne Brothers
> >
> > Principal Technical Officer
> >
> > Noise Patrol
> >
> > Public Protection
> > Islington Council
> > 3rd Floor 222 Upper Street, London N1 1XR
> > Tel : 020 7527 3047 Fax: 020 7527 3057
> >

> > Alternative contact Noise Support Team; 020 7527 3258

> >

> >

> >

> > www.islington.gov.uk

> >

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> >

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> >

> > From: [REDACTED]

> >

> >

> > Sent: 03 April 2011 10:58

> >

> > To: Issues, Noise

> >

> > Subject: Noise Complaint - Nomad, 58 Old Street EC1V 9AJ

> >

> > Re: Nomad, 58 Old Street EC1V 9AJ

> >

> >

> >

> > Dear Sirs,

> >

> >

> >

> > I am a resident of [REDACTED] For many weeks now I and
> > other residents have been disturbed on a Saturday night/Sunday morning
> > by music coming from the club Nomad, situated on the corner of Old
> > Street and Golden Lane. Last night was particularly noisy; from 2:30am
> > onwards singing was heard until 5am, keeping my mother awake. It was
> > so

> > loud, I could clearly identify some of the songs.

> >

> >

> >

> > Generally, the loud music starts from approximately 12:30am on a
> > Saturday night/Sunday morning. These previous disturbances have been
> > reported to our estate manager, [REDACTED] and she has advised Nomad
> > of the disturbance more than once, but they are still noisy.

Nomad - 58 Old St, EC1V 9AJ

2013

[REDACTED]
Sun 10/02/2013 12:33

To: anne.brothers@islington.gov.uk <anne.brothers@islington.gov.uk>;

Cc: [REDACTED]

Hi Anne,

I hope you're well.

I was wondering if there was any update on Nomad addressing the issues with their sound system? They were especially noisy on Friday night (there was also a large group of people outside blocking the pavement) and the music was also loud again last night.

I look forward to hearing from you.

Best wishes,

[REDACTED]

[REDACTED]

2015

Thu 31/12/2015 12:03

To:licensing@islington.gov.uk <licensing@islington.gov.uk>; Noise.Issues@islington.gov.uk <Noise.Issues@islington.gov.uk>;

Dear Sirs,

Re: [REDACTED]

I am a resident of [REDACTED] and our living room and my bedroom are on the [REDACTED] of [REDACTED] which is [REDACTED]

I am writing to express my concern at the increase in noise and anti-social behaviour as a consequence of [REDACTED]

[REDACTED] This includes:

- - Delivery vans arriving in the early morning and drivers slamming doors without any regard to residents sleeping (my elderly mother who sleeps in the front room is frequently disturbed by this on at least a weekly basis)
- - Late at night, customers who drive park outside Lodos, slam doors, shout, rev their engines and play loud music while sitting in their cars waiting for whoever's gone in to the shop.
- - Saturday nights are especially bad as we already have to contend with loud music and noise from revellers visiting Nomad nightclub (58 Old St, EC1V 9AJ), but selling alcohol late into the night attracts groups of people who visit Lodos first to buy alcohol which they proceed to drink while standing under our living room/bedroom windows.

I believe that [REDACTED] should take more responsibility for the behaviour of their customers but they aren't very interested by the amount of noise they generate.

I would appreciate it if you would consider potentially shortening their opening hours when their licence next comes up for review. Old Street/Central Street is becoming an increasingly developed area with little regard to the fact it is largely residential and we are being affected.

Also, last night [REDACTED] were doing building works overnight, with drilling at 9:15pm, 10:30pm and 12:15am, with hammering during the night. We have had issue with them doing out of hours building works before and they simply don't care.

I would appreciate it if you could look into the above.

Best wishes,

RE: [REDACTED]

[REDACTED]
Tue 05/01/2016 14:56

To: Santis, Fanos <fanos.santis@islington.gov.uk>;

Thank you very much for your assistance.

Best wishes,
[REDACTED]

From: Fanos.Santis@islington.gov.uk

To: [REDACTED]

CC: Teresa.Lane@islington.gov.uk; Katie.Tomashevski@islington.gov.uk; Anthony.Baptiste@islington.gov.uk

Subject: [REDACTED]

Date: Tue, 5 Jan 2016 10:32:47 +0000

Dear [REDACTED]

I am sorry to hear about the issues you and your mother are experiencing from the above premises. Unfortunately, the premises has a 24 hour operating licence with no restrictions on waste or delivery collections. However, there are ways of amending the operating licence, including a review of the licence.

Below is a link to apply for a review of the premises licence:

[http://www.islington.gov.uk/publicrecords/library/Environmental-protection/Information/Forms/2014-2015/\(2014-09-25\)-Application-For-Review-Of-Premises-Licence.doc](http://www.islington.gov.uk/publicrecords/library/Environmental-protection/Information/Forms/2014-2015/(2014-09-25)-Application-For-Review-Of-Premises-Licence.doc)

Licences do not automatically come up for a review unless they are applied for and there has to be sufficient evidence for a review to be successful. The Licensing Act 2003 allows for local residents to call for a review of the licence where the local authority are unable to gain sufficient evidence to review the premises licence.

In this particular case, if you can complete the attached diary sheet over the next 2-4 weeks when you are disturbed by the various noises you have described, we may be able to confront the licensee and also conduct visits to the area at the most likely times the events occur, officer time permitting.

With regards to building works, we do have a reactive out of hours noise service that can be called out when the building works start. If this recurs, please call our out of hours team on 0207527 7272 or you can report the incident online:

<http://www.islington.gov.uk/services/policing-safety/crime/antisocial/Pages/default.aspx?extra=8>

The out of hours officers are on duty between 4pm and 2am, Sunday to Thursday, and 5pm to 4am Friday and Saturday.

We will be visiting the business in the near future to discuss the matters you have raised and try and find solutions to those issues.

Regards,

Fanos Santis

Senior Environmental Health Officer,

Public Protection, Pollution Team,

Islington Council, 3rd Floor,

222 Upper Street, London N1 1XR

Tel. 020 7527 3963, email: fanos.santis@islington.gov.uk, www.islington.gov.uk

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Your Name and Address—

Date 2/3/17

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222 Upper Street
London N1 1XR

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Premises: - Nomad Club, 58 Old Street, EC1V 9AJ

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The pounding music seems to thump right through the walls of our block of flats. When the club closes, the clubbers spill out onto the street shouting and yelling, and laughing loudly. Some will then hang around on both sides of Old Street waiting for cars to pick them up, or – come onto Wenlake Estate where they will carry on their partying.

On the Estate – they might climb over the locked gate to children's play area or into a small garden which is also fenced and locked. They party on the Estate literally right outside our homes. They shout, scream, fight and when they leave there is a lot of litter – broken bottles, drink cans, cigarette ends etc. They urinate or are sick anywhere, including the bin chambers, on the Estate.

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Yours sincerely

[Redacted signature]

My bedroom and my daughter's bedroom [Redacted]
are on the street side of the [Redacted] The noise and
swearing of drunk people coming out of the club,
has woken us on many occasions. causing my
daughter distress and being tired for school which
is ultimately affecting her learning.

Your Name and Address

Date 6 March 2017

Islington Customer Centre
222 Upper Street
London N1 1XR

Dear Islington Council

Premises: - Nomad Club, 58 Old Street, EC1V 9AJ

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Yours sincerely



Your Name and Address

Date

9.11.2017

Islington Customer Centre
222 Upper Street
London N1 1XR

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Premises: - Nomad Club, 58 Old Street, EC1V 9AJ

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Your Name and Address _____

Date 13-03-2017

Islington Customer Centre
222 Upper Street
London N1 1XR

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Premises: - Nomad Club, 58 Old Street, EC1V 9AJ

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I would prefer to see whether an amicable solution could be reached with Nomad and the constant disturbance it has caused to us residents on Wenlake Estate.

Yours sincerely

A black rectangular box redacting the signature of the sender.

Your Name and Address—

Date 04.03.14

Islington Customer Centre
222 Upper Street
London N1 1XR

Dear Islington Council

Premises: - Nomad Club, 58 Old Street, EC1V 9AJ

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On the Estate – they might climb over the locked gate to children's play area or into a small garden which is also fenced and locked. They party on the Estate literally right outside our homes. They shout, scream, fight and when they leave there is a lot of litter – broken bottles, drink cans, cigarette ends etc. They urinate or are sick anywhere, including the bin chambers, on the Estate.

I would be grateful if the Council's licensing team to consider my representation on the Nomad and note the amount of disturbance it is causing some residents on Wenlake Estate.

If you would like to discuss this matter further please write to me directly or contact the Wenlake Tenant Management office on 020 7689 3292.

Having looked at the Council's website at www.islington.gov.uk, I see that there are a number of options open to me for example, this review of the premises licence on the grounds of prevention of public nuisance.

I would prefer to see whether an amicable solution could be reached with Nomad and the constant disturbance it has caused to us residents on Wenlake Estate.

Yours sincerely



Noise level and sleep disturbance is unacceptable.

I would like to see their licence revoked or at
the very least be made to close at a more reasonable
time in a residential area ie: 11/12 PM.

Your Name and Address

Date 2-3-2017

Islington Customer Centre
222 Upper Street
London N1 1XR

Dear Islington Council

Premises: - Nomad Club, 58 Old Street, EC1V 9AJ

I write to make a representation about the excessive noise disturbance the Nomad club causes me / us / my family. Nomad is an annoying intrusion in my / our life and affects the enjoyment of our home.

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Yours sincerely

[Redacted Signature]

Every time that club opens we in
Wenlake have all the noise and then
vibrating all over the estate and in the
childrens play area; I have seen this as my
[Redacted] looks over the [Redacted] when I here the
noise I look over the [Redacted] and see them

Your Name and Address

Date

4/3/2017

Islington Customer Centre
222 Upper Street
London N1 1XR

Dear Islington Council

Premises: - Nomad Club, 58 Old Street, EC1V 9AJ

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Yours sincerely



Your Name and Address



Date

15/3/2017

Islington Customer Centre
222 Upper Street
London N1 1XR

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Yours sincerely,



- * Numerous times verbally abused when we complain to drunken people in the Childrens park after the club has closed
- * When people are smoking outside no security tell them to be quiet so always hearing laughing, shouting and screaming all through the night.
- * Worse. in the summer nights as want to open our windows as humid but then kept awake because of the noise of people outside of Club.
- * Personally seen drug dealing on the estate and then the people go back into the club.
- * No ~~consider~~ consideration from Owners, management and staff/security for the people whom reside on the estate.
- * Sick, urine and flyers always seen after club night.

Your Name and Address—

Date

2/03/17

Islington Customer Centre
222 Upper Street
London N1 1XR

Dear Islington Council

Premises: - Nomad Club, 58 Old Street, EC1V 9AJ

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Yours sincerely



EVERYTIME THERE IS A PARTY AT NOMAD CWS
IS IMPOSSIBLE TO SLEEP, THERE ARE LOT OF
PEOPLE DRUNK SHOUTING OUTSIDE, MOST OF THE
TIME FIGHTING, BECAUSE THEY ARE DRUNK, WE ALSO
HAVE PROBLEM WHEN THE PARTY FINISH BECAUSE
MOST OF THE TIME THEY CARRY THE PARTY IN
OUR WENLAKE AND  AREA. IT'S
ALSO DISGUSTING FIND SICK ~~AB~~ EVERYWHERE
/ WE NEED TO BE CAREFUL WHERE WE STEP.

Your Name and Address

Date 2nd / March / 2017.

Islington Customer Centre
222 Upper Street
London N1 1XR

Dear Islington Council

Premises: - Nomad Club, 58 Old Street, EC1V 9AJ

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Yours sincerely



* Fights early in the morning between young people, coming out from that Club.

* Not allowing me and my family sleep and rest during the weekend.

Your Name and Address

Date

8/3/17

Islington Customer Centre
222 Upper Street
London N1 1XR

Dear Islington Council

Premises: - Nomad Club, 58 Old Street, EC1V 9AJ

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Date 02/03/2017

Islington Customer Centre
222 Upper Street
London N1 1XR

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[REDACTED]

Called the club around [REDACTED] and asked them to turn down the music. the request got rejected.

People were shouting and screaming in front of the club. Rubbish, empty bottles left over to the next morning in the area.

Your Name and Address—



Date

8/3/17

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222 Upper Street
London N1 1XR

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A black rectangular box redacting the signature of the sender.

Your Name and Address



Date



8th March '17

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222 Upper Street
London N1 1XR

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Your Name and Address



Date

02/03/2017

Islington Customer Centre
222 Upper Street
London N1 1XR

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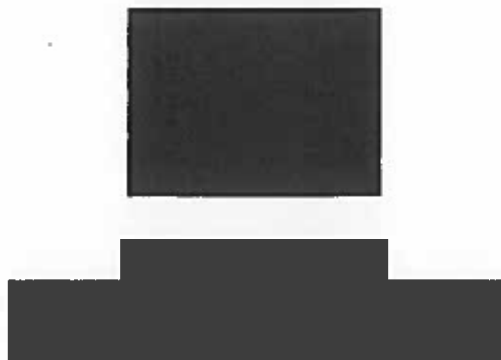
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Yours sincerely





7 March 2017

Licensing Support Team
Public Protection Division
222 Upper Street
London N1 1RX

Dear Licensing Support Team

Premises: - Nomad Club, 58 Old Street, EC1V 9AJ

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Yours faithfully



