

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

Report of: Director of Public Protection

Meeting of: Licensing Sub-Committee

Date: 05/07/2022

Ward(s): St. Mary's

Subject:

PREMISES LICENCE NEW APPLICATION

Re:

Omnom, 116N Upper Street, London, N1 1QP.

1. Synopsis

- 1.1. This is an application for a new premise licence under the Licensing Act 2003.
- 1.2. The new application is to allow:

- The sale by retail of alcohol, on & off supplies, Mondays to Saturdays from 11:00 until 23:00 and Sundays from 11:00 until 22:00;
- The premises to be open to the public, Mondays to Saturdays from 11:00 until 23:30 and Sundays from 11:00 until 22:30.

1.3. Relevant Representations:

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

2. Recommendations

- 2.1. To determine the application for a new premises licence under Section 17 of the Licensing Act 2003;
- 2.2. These premises are located in the Angel and Upper Street Cumulative Impact Area therefore the Licensing Sub-Committee will need to consider Licensing Policy 3, which states that there is a presumption of refusal unless the Sub-Committee is satisfied that there will be no adverse cumulative impact on the licensing objectives.
- 2.3. If the Licensing Sub-Committee grants the application it should be subject to:
 - i. Conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (see appendix 3); and
 - ii. Any conditions deemed appropriate by the Licensing Sub-Committee to promote the four licensing objectives.

3. Background

- 3.1. This premises licence application was received by the licensing service on 6th May 2022.
- 3.2. There were representations from both the Metropolitan Police and the Council's Noise Service however, these have been satisfied by the applicant's agreement to conditions of approval. These conditions are detailed at Appendix 3 of this report.
- 3.3. There are two outstanding representations from local residents at the time of writing this report. Copies of the representations can be found at Appendix 2 of the report.

4. Implications

4.1. Financial Implications

- 4.1.1. The Head of Finance reports that the applicant has paid the application fee of £635.00. Should the application be refused, the fee is not refundable.

4.2. Legal Implications

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

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

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

4.4. Equalities Impact Assessment

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

public life. The council must have due regard to the need to tackle prejudice and promote understanding.

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

4.5. **Planning implications**

- 4.5.1. The property includes the Old Post Office building 116-118 Upper Street (Block D), which is statutory Grade II listed. The site is also located within the Upper Street (North) Conservation Area
- 4.5.2. Planning permission was granted on 19 November 2019 (P2018/2465/S73) for an application under Section 73 (minor material amendment) of the Town and Country Planning Act (1990) to amend Condition 2 (approved drawings and documents), condition 1 (plans) of planning permission ref: P2013/2697/S73. This application its self was also an amendment of the parent planning application granted on 6 July 2007 for the partial demolition, alteration, extension and change of use of buildings A,B,D F, and associated outbuildings and structures, to provide a mixed use scheme comprising residential (C3), with the creation of 185 new dwellings (127 private and 58 affordable). Change of use of remainder of buildings with 2348 sq m new floorspace to provide:

- Business (B1) Retail (A1, A2, A3 including relocation of post office counter), leisure (D2) serviced apartments (temporary sleeping accommodation as defined by the Greater London Planning Act 1973) performance space, rehearsal space and theatre storage, with associated access, parking and landscaping (P052245).

Condition (5) of the 2018 consent states:

CONDITION: The use of the A3 premises hereby permitted shall not be open to members of the public other than within the following times:

- 0800 -2300 Sunday to Thursday; and
- 0800 - 0000- Friday and Saturday.

REASON: To ensure that no nuisance or disturbance is caused to the detriment of the amenities of adjoining occupiers or users of the area generally.

- 4.5.3. The opening hours of the license application for Monday to Thursday are therefore not compatible with the planning permission.

5. Conclusion and reasons for recommendations

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

Appendices:

Appendix 1: application form;

Appendix 2: representations;

Appendix 3: suggested conditions and map of premises location.

Background papers:

- None.

Final report clearance:

Signed by:



Service Director Public Protection and Regulatory Services

Date: 23/06/2022

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk



Islington
Application for a premises licence
Licensing Act 2003

For help contact
licensing@islington.gov.uk
Telephone: 020 7527 3031

* required information

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

System reference

Not Currently In Use

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

Your reference

sgl:202241

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

Are you an agent acting on behalf of the applicant?

Yes No

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

Applicant Details

* First name

Harshana

* Family name

Shah

* E-mail

s.gibson@sglicensing.co.uk

Main telephone number

01476 589250

Include country code.

Other telephone number

07976844694

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

Is the applicant:

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

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

Applicant Business

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

Yes

No

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

Registration number

10769708

Business name

Omnom Group Limited

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

VAT number

-

n/a

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

Legal status

Private Limited Company

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Applicant's position in the business	Manager	
Home country	United Kingdom	The country where the applicant's headquarters are.
Registered Address		Address registered with Companies House.
Building number or name	Omnom	
Street	116n Upper Street	
District	Islington Square	
City or town	London	
County or administrative area		
Postcode	N1 1QP	
Country	United Kingdom	
Agent Details		
* First name	Stewart	
* Family name	Gibson	
* E-mail	s.gibson@sglicensing.co.uk	
Main telephone number	01476 589250	Include country code.
Other telephone number	07976844694	
<input type="checkbox"/> Indicate here if you would prefer not to be contacted by telephone		
Are you:		
<input type="radio"/>	An agent that is a business or organisation, including a sole trader	A sole trader is a business owned by one person without any special legal structure.
<input checked="" type="radio"/>	A private individual acting as an agent	
Your Address		Address official correspondence should be sent to.
* Building number or name	4	
* Street	Brecon Close	
District		
* City or town	Grantham	
County or administrative area		
* Postcode	NG31 8FX	
* Country	United Kingdom	

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PREMISES DETAILS

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

Premises Address

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

- Address OS map reference Description

Postal Address Of Premises

Building number or name	Omnom
Street	116n Upper Street
District	Islington Square
City or town	London
County or administrative area	
Postcode	N1 1QP
Country	United Kingdom

Further Details

Telephone number	
Non-domestic rateable value of premises (£)	142,000

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APPLICATION DETAILS

In what capacity are you applying for the premises licence?

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

Confirm The Following

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

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NON INDIVIDUAL APPLICANTS

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

Non Individual Applicant's Name

Name

Omnom Group Limited

Details

Registered number (where applicable)

10769708

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

Continued from previous page...

Private Limited Company

Address

Building number or name 116n
Street Upper Street
District Islington Square
City or town London
County or administrative area
Postcode N1 1QP
Country United Kingdom

Contact Details

E-mail s.gibson@sglicensing.co.uk
Telephone number 01476 589250
Other telephone number 07976844694
* Date of birth / /
 dd mm yyyy
* Nationality British

Documents that demonstrate entitlement to work in the UK

[Add another applicant](#)

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OPERATING SCHEDULE

When do you want the premises licence to start? 04 / 06 / 2022
 dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
 dd mm yyyy

Provide a general description of the premises

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

Omnom provides a modern day approach to eating and wellbeing through the restaurant and multifunction space. This is a Far East-inspired haunt with a plant-based food menu, yoga classes & frequent wellness events. The applicant is seeking to supply the sale of alcohol for consumption on and off the premises.

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

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PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes No

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PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes No

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PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes No

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PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes No

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PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

- Yes No

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PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

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

[See guidance on regulated entertainment](#)

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

Yes No

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LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes No

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SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

Continued from previous page...

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption:

On the premises Off the premises Both

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

State any seasonal variations

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

N/A

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

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

n/a

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

Name

First name

Family name

Date of birth
dd mm yyyy

Continued from previous page...

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number
(if known)

Issuing licensing authority
(if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

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

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

Reference number for consent form (if known)

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

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ADULT ENTERTAINMENT

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

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

n/a

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

Continued from previous page...

MONDAY

Start

End

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

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

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

n/a

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

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

n/a

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LICENSING OBJECTIVES

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

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

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

The licensee shall ensure that all staff are trained on relevant matters , including the conditions of the premises licence , age restricted products and the operation of the CCTV system and how to deal with visits from authorised officers . The licensee shall keep written records of training and instructions given to each member of staff , detailing the areas covered to include the Licensing Objectives , identifying persons under 25, making a challenge, acceptable proof of age & checking it, making & recording a refusal, avoiding conflict & responsible alcohol retailing.

Staff shall sign to confirm that they have received and understood the training .

The written training records kept for each staff member will be produced to police & authorised council officers on request. The licence holder and staff will attend any offered Trading Standards training in the sale and supply of alcohol .

- b) The prevention of crime and disorder

CCTV shall be installed, operated, and maintained, to function all times that the premises are open for licensable activities. This CCTV shall comply with the following criteria:

- (a) The licensee will ensure that the system is checked every two weeks to ensure that the system is working properly and that the date and time are correct.
- (b) A record of these checks, showing the date and name of the person checking, will be kept and made available to the police or other authorised officer on request;
- (c) The Police will be informed if the system will not be operating for longer than one day of business for any reason;
- (d) One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering;
- (e) The system will provide full coverage of the interior of the premises and any exterior part of the premises accessible to the public;
- (f) The system will record in real time and recordings will be date and time stamped;
- (g) At all times during operating hours, there will be at least 1 member of staff on the premises who can operate the system sufficiently to allow Police or authorised Council officers to view footage on request.
- (h) Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to the police or other authorised officers on request (subject to the Data Protection Act 1998) within 24 hours of any request.

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

- (a) Any and all allegations of crime or disorder reported at the venue
- (b) Any and all complaints received by any party
- (c) Any faults in the CCTV system
- (d) Any visit by a relevant authority or emergency service
- (e) Any and all ejections of patrons
- (f) Any and all seizures of drugs or offensive weapons
- (g) Any refusal of the sale of alcohol.

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c) Public safety

Staff will be trained to be alert to any potential danger to customers and react accordingly. If they are unable to quickly defuse the situation without risk to customer or staff, then they are instructed to call the police. All relevant fire procedures are in place for a premise of this size.

d) The prevention of public nuisance

Customers will be reminded by way of a notice at the entrance/ exit door to please leave the premises quietly and have consideration for the neighbouring properties.

e) The protection of children from harm

Challenge 25 shall be operated as the proof of age policy and only a valid passport, photo driving licence, HM forces photographic ID card or proof of age card with the PASS logo or hologram on it may be accepted as proof of age. Prominent, clear and legible signage (in not less than 32 font bold) shall also be displayed behind any counter advertising the scheme.

The premises shall at all times maintain and operate refusals recording system (either in book or electronic form) which shall be reviewed by the Designated Premises Supervisor at intervals of no less than 4 weeks and feedback given to staff as relevant. This refusals book will be kept at the premises and made available to officers of any responsible authority upon request.

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NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

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

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

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

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

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

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is A British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

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- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

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

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

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

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

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

Home Office online right to work checking service

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

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

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

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

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NOTES ON REGULATED ENTERTAINMENT

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

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

Continued from previous page...

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

Section 21 of 21

PAYMENT DETAILS

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

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

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

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £87000 £315.00

Band D - £87001 to £125000 £450.00*

Band E - £125001 and over £635.00*

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

Band D - £87001 to £125000 £900.00

Band E - £125001 and over £1,905.00

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

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

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

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39999 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

* Fee amount (£)

635.00

DECLARATION

Continued from previous page...

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

The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or

* her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)

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

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

* Full name

* Capacity

* Date / /
dd mm yyyy

[Add another signatory](#)

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

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/islington/apply-1> to upload this file and continue with your application.

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

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

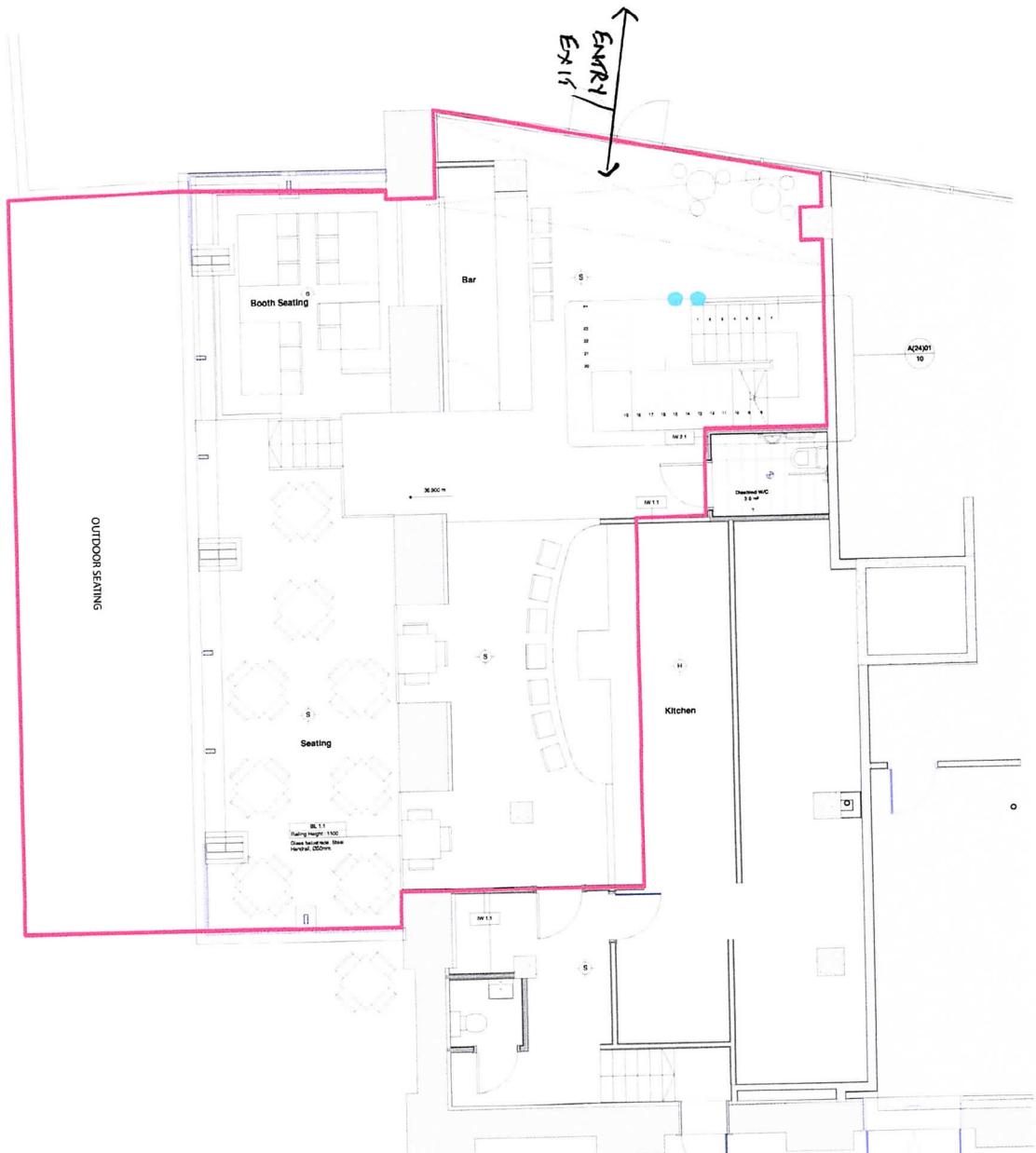
IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT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

OFFICE USE ONLY

Applicant reference number	sgl:202241
Fee paid	
Payment provider reference	
ELMS Payment Reference	
Payment status	
Payment authorisation code	
Payment authorisation date	
Date and time submitted	
Approval deadline	
Error message	
Is Digitally signed	<input type="checkbox"/>

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [19](#) [20](#) [21](#) [Next >](#)

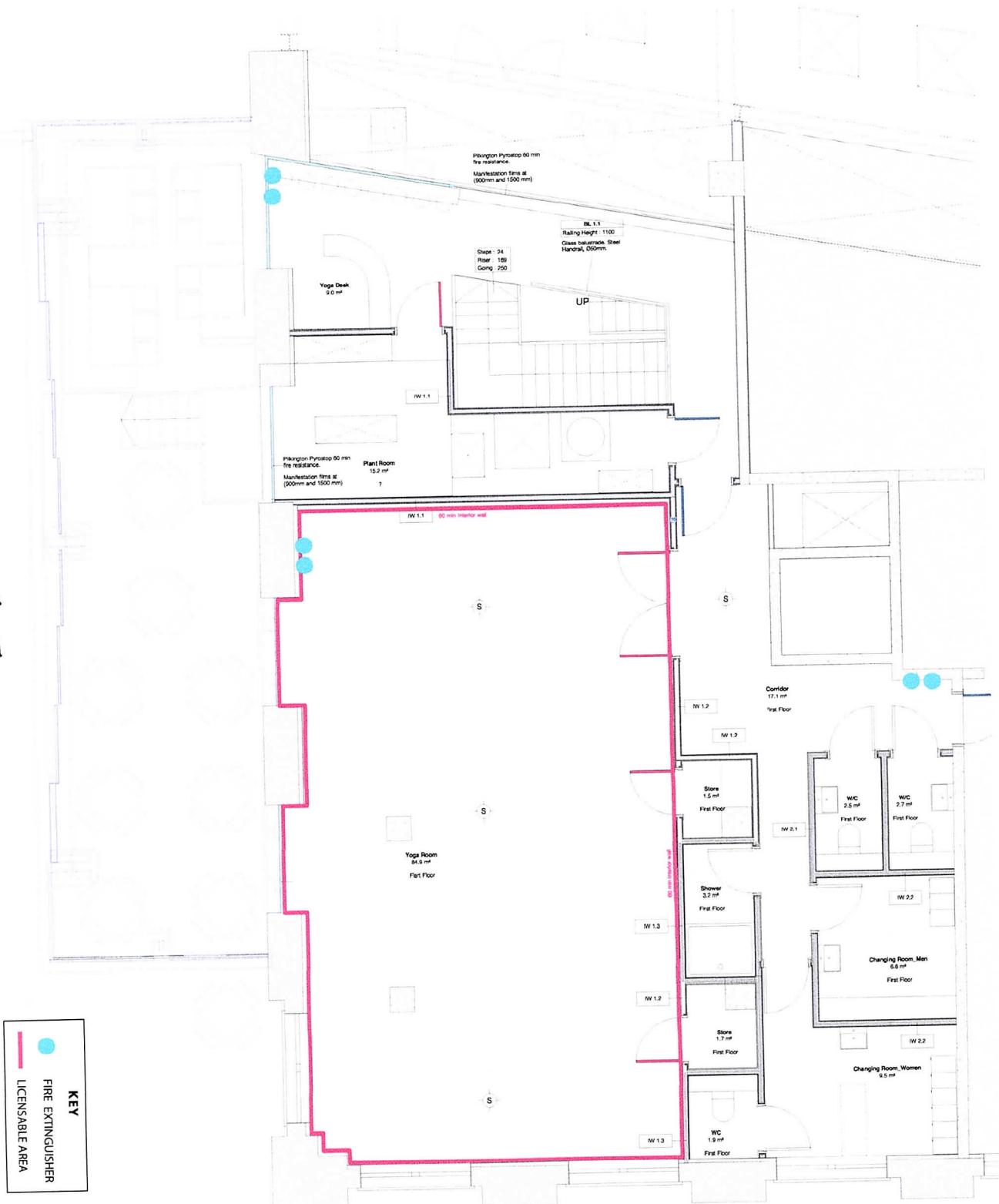
Ground Floor
OMNION
116N UPPER STREET
ISLINGTON SQUARE
LONDON
N1 1QP.



Ground Floor Plan

KEY
FIRE EXTINGUISHER
LICENSABLE AREA

First Floor



First Floor Plan

Whitton, Daniel

From: [REDACTED]
Sent: 03 June 2022 18:19
To: Licensing
Subject: Licence application OMNON WK/220014146
Attachments: [REDACTED]

Follow Up Flag: Follow up
Flag Status: Completed

[External]

Dear Sirs

Please see attached our observations on the above licence application.

Yours faithfully

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

3 June 2022

Dear Sir/ Madam

Licensing Application Ref: WK/220014146

OMNON 116N Upper Street, Islington, London N1 1QP

Background

Islington Square is in the centre of the Angel and Upper Street Cumulative Impact Area. This is an area that is already considered to be saturated by Islington Council, where residents have reported significant noise, nuisance and disturbance from bars and restaurants.

The site and surrounding streets are residential and there are already multiple licensed restaurants in the immediate vicinity. Residents in Theberton Street, Moon Street and Studd Street frequently suffer from noise and disturbance from customers dispersing from these premises in the evening and at night.

116N Upper Street

116N Upper Street is positioned within very close proximity of residential houses on Studd Street and Moon Street. Many of these homes have families with young children or are occupied by the elderly.

Our house is [REDACTED] Studd Street and Moon Street, [REDACTED]
[REDACTED] to Islington Square and a very short distance to 116N
Upper Street.

The impact of additional late night activity has been, and continue to be, extremely detrimental to us. We are aware that 116N Upper Street was granted a provisional statement in October 2015 but we consider that the unit should be subject to the same conditions as Unit 6G (JiJi).

Objection to the hours supplied for the sale of alcohol to be consumed on the premises

We oppose the application on the basis of public nuisance and possible crime and disorder issues.

Whilst we do not oppose the application for the sale of alcohol in principle, the hours granted for the sale of alcohol should continue to respect the exceptional nature of the building's location and be more limited than those recommended by general licensing policy given that the noise created by customers leaving the premises will have a detrimental impact on the amenity of residents in the area, particularly those living in the immediate vicinity.

Other considerations and context

When change of use from A1 to A3 was granted for Unit 6G, a condition was imposed that there was to be no access or egress for customers of this unit via the Studd Street entrance to the site after 20.00 (by way of recognition of the adverse impact on those living close by).

"CONDITION 9: Entrance or exit from the hereby approved A3 unit after 20.00 hours on any day shall be from Upper Street only.

REASON: In order to protect residential amenity." [P2016/2471/FUL]

The vehicle entrance to Studd Street is currently managed by a street barrier that is lifted electronically by security staff in the adjacent control room.

Pedestrians have unrestricted access in and out of Islington Square on the pavements either side of this barrier 24 hours a day. This is despite **planning condition 12** in the amended planning conditions (P2013/2697/S73) and most recently restated in planning decision P2018/2463/S73 dated 5 December 2019, which requires that entrance and exit from the mall area (which include the arcades and Esther Anne Place) is to be from Upper Street only after 22:00 on any day. The reason for this condition is to protect residential amenity. This condition affects all access whereas the A3 unit licence for Unit 6G contains the additional restriction that customers leaving those premises must exit via Upper Street after 20.00.

1. Pedestrian Entrance & Exit

As explained above, conditions have been imposed on a number of units on the Islington Square site in relation to access or egress of customers via the Studd Street entrance to the site after 20.00 (by way of recognition of the adverse impact on those living close by).

As also explained above, pedestrians have unrestricted access in and out of Islington Square on the pavements either side of the Studd Street road barrier, and via Almeida Street, 24 hours a day. This is the case even though **planning condition 12** in the amended planning conditions (P2013/2697/S73), and restated in P2018/2463/S73, provides:

CONDITION 12: Entrance or exit from the hereby approved mall area **including A3 units** after 22:00 hours on any day shall be from Upper Street only.

Reason: In order to protect residential amenity.

To date there has been little effort to restrict pedestrian movement in and out of Islington Square through the Studd Street gate at any point in the evening. Smoking bins within Islington Square have been promised since November 2020 but are yet to materialise.

We have written to Richard Scantlebury on numerous occasions about the problems encountered since the estate opened, but the only explanation we are able to elicit is that **condition 43** in the planning conditions (public access at all times in order to integrate the estate into the surrounding area) must be complied with and that the public must be allowed access via Studd Street 24 hours a day. This clearly doesn't make sense in light of planning condition 12.

It has so far been impossible to obtain any acknowledgement of planning condition 12 and that planning condition 43 is obviously subject to it. We have explained to Richard Scantlebury that condition 43 can be complied with after 22:00 without having to allow access and egress to pedestrians via Studd Street or Almeida Street because the Upper Street gates will be open: condition

43 makes no mention of a requirement for Studd Street and Almeida Street to remain open – only that public access is maintained.

However, we are aware that the Night Time Security Management Plan (which was approved by P2018/2463/S73) provides for closure of the Upper Street gates by midnight. Nevertheless, between the hours of 22:00 and midnight, it would be perfectly possible to comply with condition 43 in the way suggested. This would provide much needed respite for neighbours.

We continue to seek Islington Square's assurance that they will comply with condition 12, and to provide adequate signage (see below). However, in the absence of that assurance, it is even more important that the restaurant licences contain a condition for exit via Upper Street after 20:00 and that the restaurants are required to inform customers of this.

It is obviously also relevant that the Friday and Saturday hours sought, which would permit closing at 00:20, would drive the late night customers out via Studd Street and Almeida Street if the Upper Street gates are locked at midnight. We understand the intention behind the midnight deadline to have been to allow customers of the cinema to exit via the North Arcade.

2. Signage

There is a complete lack of adequate signage on the estate to direct customers of the A3 premises, or pedestrians, to exit via Upper Street after 20:00, or 22:00, as the case may be. To date, we have located only one sign directing customers to leave via Upper Street, which is hard to read and not strategically placed. There are no signs directly outside the restaurants and no signs at the Studd Street gate (or at Almeida Street) to notify pedestrians that they must leave via Upper Street.

It is noted that the **Night Time Security Management Plan** includes provision for signs and for active participation by the security staff to direct customers out via Upper Street. **It would obviously mitigate the problems we face if these conditions were adhered to.**

It could potentially make a huge difference to residential amenity if the restaurants were also required to provide clear signs to direct customers out via Upper Street.

Yours sincerely



Whitton, Daniel

From:
Sent: 29 May 2022 23:23
To: Licensing
Subject: OMNOM

Follow Up Flag: Follow up
Flag Status: Completed

[External]

Hello there,
I am sending this email in regards to the restaurant OMNOM.
We live [REDACTED] OMNOM restaurant and I would like to complain about the loud music they play every Friday!
It is ridiculous my children's room is [REDACTED] the room they play music in. My whole house shakes from the loud music and you can hear everything.
As summer time is approaching windows will be open and will make it even worst for me and my kids.
My children do not sleep before 11 because of the noise and are scared to sleep in their own room because of the noise, I sometimes on a Friday have to leave my house because its that bad.
When signing my contract they did NOT mention that this restaurant will be playing loud music.
However I do not agree for the new license for Omnom.
I have been down to the place few times and complained and nothing has been done about the music noise.
I have mentioned to them I will calling the police if this carry's on.
Thanks

Suggested conditions of approval consistent with the operating schedule

Superseded by conditions agreed with Responsible Authorities, these are detailed below.

Conditions of approval agreed with the Metropolitan Police

1. CCTV shall be installed, operated and maintained at all times that the premises is open for licensable activities, so as to comply with the following criteria:
 - a. The licensee will ensure that the system is checked every two weeks to ensure that the system is working properly and that the date and time are correct. A record of these checks, showing the date and time of the person checking, shall be kept and made available to police or authorised council officers on request;
 - b. The police must be informed if the system will not be operating for longer than one day of business for any reason;
 - c. One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering;
 - d. The system will provide coverage of any exterior part of the premises accessible to the public;
 - e. The system shall record in real time and recordings will be date and time stamped;
 - f. Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to police or authorised council officers on request, (subject to the Data Protection Act 1998) within 24 hours of any request, and
 - g. At all times the premises are open for licensable activity, 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.
2. Clear and prominent signage will be displayed at the entrance/exit highlighting:
 - a. CCTV in operation;
 - b. Challenge 25 Proof of Age Scheme in operation;
 - c. Residential Area: Please be respectful of our neighbours and leave quietly;
 - d. A current contact telephone number for the DPS or a manager on duty; and
 - e. Co-operation with the premises' search policy is an absolute condition of entry.
3. The use of CCTV at the premises will be registered with the Information Commissioners Office.

4. A dispersal policy will be written and maintained on the premises, and made available upon request to police and local authority. Said policy shall, so far as is possible:
 - a. Ensure that minimum disturbance is caused to neighbouring premises and residents; and
 - b. Ensure that the operation makes the minimum impact upon the environs/vicinity in relation to potential nuisance and anti-social behaviour.
5. An incident log shall be maintained at the premises, and made available to the Police or any authorised officer upon request. All entries will include time/date/name of person making entry. Said log will record the following:
 - a. All crimes reported to the venue;
 - b. All ejections of patrons;
 - c. Any complaints received concerning crime and disorder;
 - d. Any incidents of disorder either in or directly outside the venue;
 - e. All seizures of drugs or offensive weapons;
 - f. Any faults in the CCTV system;
 - g. Any visit by a relevant authority or emergency service; and
 - h. Any refusal of alcohol sales.
6. In the event that any assault or serious crime is (or appears to have been), committed on the premises, the management will immediately ensure that:
 - a. The police (and, where appropriate, the London Ambulance Service) are called without delay;
 - b. All safe and practicable steps are taken to apprehend any suspects pending the arrival of the police; and
 - c. The crime scene is preserved so as to enable a full forensic investigation to be carried out by the police.
7. There shall be at least 1 personal licence holder on duty on the premises at all times when open for licensable activities.
8. A fire safety risk assessment shall be completed as per government guidelines on an annual basis [Regulatory Reform (Fire Safety) Order 2005]. Maximum venue capacity will be maintained at the level dictated by said risk assessment, as per legislation. Management (and SIA as and when applicable), will ensure they are aware of, and rigorously adhere to, that capacity.
9. A comprehensive and fully stocked first aid kit will be maintained at the premises at all times and all staff will be aware of its location.

10. The management shall risk assess the need for door supervisor/security provision on a case by case and ongoing basis, taking into account any advice given by the police and/or local authority. Wherever door staff are employed:
 - a. All SIA door supervisors will be supplied by an Approved Contractor Status (ACS) company registered with the SIA;
 - b. Where possible, a minimum of 1 member of SIA staff shall be female;
 - c. A dated daily register shall be maintained on the premises and made available to police and local authority officers upon reasonable request. Said register will record all SIA door supervisors employed at the premises. This shall include name, badge number, agency if applicable, time of shift start (signed in), time of shift finish (signed out); and
 - d. All SIA Door Supervisors will be suitably attired, with accreditation clearly displayed in lanyard or arm-band in accordance with current SIA directions.
11. On any and all dates when Arsenal Football Club is playing at home (accepted as being when the male 1st team is playing at the Emirates Stadium), the management shall immediately cease the sale of all alcohol if requested to do so by a police officer.
12. The premises shall operate the Challenge 25 proof of age scheme, where the only forms of acceptable identification shall be:
 - a. Photographic driving licence;
 - b. Valid passport;
 - c. Military/ UK Services Photo ID; or
 - d. PASS Hologram ID.
13. All staff members engaged in selling alcohol on the premises shall, upon induction and every 12 months thereafter, receive training pertinent to the Licensing Act. All such training shall be fully documented, signed by the employee, and kept at the premises for inspection by Police or other authorised officers. Training shall include, but not be limited to:
 - a. The premises age verification policy;
 - b. Dealing with refusal of sales;
 - c. Identifying attempts by intoxicated persons to purchase alcohol; and
 - d. Identifying signs of intoxication.
14. The licensee shall train and instruct the management and staff to prevent the admission of, and ensure the immediate and orderly departure of:
 - a. Any and all persons who appear to be drunk and/or disorderly; and
 - b. Any and all persons displaying signs of other substance abuse.

15. With regard to any off-sales supplied for delivery by third party:
 - a. The licensee will use reasonable endeavours to ensure that all couriers employed by and/or directly contracted to any third-party delivery service will be trained on relevant aspects of the Licensing Act 2003 including underage sales, sales to a person who is drunk, obtaining alcohol for a child or a person who is drunk and delivering alcohol to someone under the age of 18;
 - b. Any person or automated system taking an order for the supply of alcohol on behalf of the premises licence holder will inform all customers that proof of age by way of photographic driving licence, passport or a form of identification with the PASS hologram will be required before alcohol is supplied;
 - c. The licensee shall use reasonable endeavours to ensure that any delivery service employed to facilitate the delivery of alcohol robustly employs the challenge 25 proof age scheme, to be undertaken at the point of delivery to any customer;
 - d. The licensee shall use reasonable endeavours to ensure that any refusals will be logged by the delivery driver. Records of all refusals will be obtained from the delivery company and entered in the incident log as per incident log condition part 'h'.
16. Should any patron be found to be in possession of drugs, those drugs will be confiscated and sealed in a Police evidence bag, timed, dated and signed by the staff member seizing. That customer will be ejected and permanently barred from the venue. The seized drugs will be placed in a safe with an entry placed in the drug seizure log which is also kept in the safe. Staff will inform the relevant Police neighbourhood team and will advise them that there are drugs to be collected as soon as practicable.
17. The sale of alcohol at the premises shall be secondary and ancillary to the premises ongoing primary use as a food-led hospitality, event, and wellness space.
18. The premises licence holder shall ensure that any patrons smoking outside of the premises do so in an orderly manner and are regularly monitored by staff so as to ensure that there is no public nuisance or obstruction on the public highway.

Conditions of approval agreed with the Council's Noise Service

19. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
20. In the event of a noise/nuisance complaint substantiated by an authorised officer, the licensee shall take appropriate measures in order to prevent any recurrence.
21. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.

22. The delivery of licensable goods to the premises shall be restricted to the hours between 07:00 and 23:00 Monday-Saturday. No deliveries of licensable goods to the premises shall be made on a Sunday or Bank Holiday.
23. The collection of refuse shall be restricted to the hours between 07:00 and 23:00 Monday-Saturday. No waste collections shall be made on a Sunday or Bank Holiday.
24. The outside frontage shall be swept and cleared of any rubbish and smoking litter associated with the business towards the end of trade each evening.
25. Any music shall be restricted to ambient background levels of sound.
26. Alcohol may only be consumed on the premises while being seated at a table.
27. The outside of the premises shall be regularly monitored to ensure that noise levels from patrons do not cause a nuisance to any nearby residents.
28. Any outdoor furniture shall be fitted with rubber pads (or similar) to the bottom of the legs to minimise noise when moved.
29. No amplification system or speakers will be used in the external areas of the premises.
30. Drinks shall not be taken outside in open containers for consumption apart from to customers seated in any authorised area for external tables and chairs.
31. The outside seating area shall be closed and cleared of customers by 22:00.
32. The licensee shall practice best endeavours to ensure that no internal combustion engine vehicles are used for deliveries from the premises.
33. If internal combustion engine vehicles are used for deliveries from the premises, the licensee shall ensure that drivers do not park or loiter in the vicinity of residential premises.
34. Alcohol shall not be sold or supplied, via delivery from the premises, otherwise than to persons purchasing food and is ancillary to their meal.
35. The premises will operate a no idling policy.
36. Delivery drivers will conduct the delivery in a manner that will not cause a noise disturbance to the occupiers of any residential properties surrounding the delivery address.

