

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

Report of: Director of Public Protection

Meeting of: Licensing Sub-Committee C

Date: 22/11/2022

Ward(s): St. Peter's & Canalside

Subject:

PREMISES LICENCE NEW APPLICATION

Re:

The Empress, Ground Floor And Basement,
360 St John Street, London, EC1V 4NR.

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 supplies only, Sundays to Thursdays from 11:00 until 23:00 and Fridays & Saturdays from 11:00 until 00:00;**
- **The playing of recorded music, Sundays to Thursdays from 11:00 until 23:00 and Fridays & Saturdays from 11:00 until 00:00;**
- **The provision of late night refreshment, Fridays and Saturdays from 23:00 until 00:00; and**

- The premises to be open to the public, Sundays to Thursdays from 11:00 until 23:30 and Fridays & Saturdays from 11:00 until 00:30 the following day.**

1.3. Relevant Representations:

Licensing Authority	Yes
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: 12 Local residents
Other bodies	Yes: Limited company responsible for the ownership of the building and two local Councillors.

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 Bunhill Cumulative Impact Area therefore the Licensing Sub-Committee will need to consider Licensing Policy 3, which states that there is a presumption of refusal unless the Sub-Committee is satisfied that there will be no adverse cumulative impact on the licensing objectives.
- 2.3. If the Licensing Sub-Committee grants the application it should be subject to:
 - i. Conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (see appendix 3); and
 - ii. Any conditions deemed appropriate by the Licensing Sub-Committee to promote the four licensing objectives.

3. Background

- 3.1. This new premises licence application was received by the licensing service 20th September 2022.
- 3.2. The application was subject to representations from the Responsible Authorities for Metropolitan Police, Licensing Authority and the Council's Noise Service.
- 3.3. The applicant responded to these concerns by amending the hours being sought for licensable activities, these amended hours are those shown at 1.2 of this report.
- 3.4. The Metropolitan Police and the Council's Noise Service withdrew their representations on the basis of Conditions of approval that were agreed, in combination with the amendment to the hours being sought. These agreed conditions can be found at Appendix 3.
- 3.5. At the time of writing this report sixteen representations remain outstanding. These representations are detailed at Appendix 2.
- 3.6. It should be noted that there is a premises licence already in effect at this premises however, the applicant in this case is not the licensee.

4. Implications

4.1. Financial Implications

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

4.2. Legal Implications

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

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

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

4.4. Equalities Impact Assessment

- 4.4.1. The council must, in the exercise of its functions, have due regard to the need to eliminate discrimination, harassment and victimisation, and to advance equality of opportunity, and foster good relations, between those who share a relevant protected characteristic and those who do not share it (section 149 Equality Act 2010). The council has a duty to have due regard to the need to remove or minimise disadvantages, take steps to meet needs, in particular steps to take account of disabled persons' disabilities, and encourage people to participate in public life. The council must have due regard to the need to tackle prejudice and promote understanding.
- 4.4.2. An Equalities Impact Assessment is not required in relation to this report, because this is a decision relating to a Premises Licence application under the Licensing Act 2003.

4.5. Planning implications

- 4.5.1. Based on the street view images, and the information that the ground floor of the property was used as a restaurant (formerly A3 use class, now Class E(b)), along with the evidence provided by the building owner, it is clear that planning permission reference 99/0984 for the "Change of use of first floor to residential; construction of a ground floor and basement conservatory extension to rear; creation of a roof terrace and access stairs and internal alterations", was implemented, and therefore the use as a restaurant is the last lawful use.
- 4.5.2. A change to a public house or drinking establishment with expanded food provision (*sui generis*) from a restaurant use would require planning permission. Use of the property as a public house or drinking establishment with expanded food provision, without the appropriate planning permission in place would be a breach of planning control. No such planning application has been submitted.
- 4.5.3. However, The Pearl & Feather (pub & dining) has been operating at this site since at least October 2015, without there ever being a planning enforcement case opened.
- 4.5.4. Given the above, it would likely be the scenario that a retrospective application for the retention of the public house or drinking establishment with expanded food provision would be invited. In policy terms the Council is generally in favour of retention of traditional pubs, subject to conditions on hours of operation and noise depending on location.

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:

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

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

Your reference

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

Are you an agent acting on behalf of the applicant?

Yes No

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

Applicant Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

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

Is the applicant:

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

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

Continued from previous page...

Address

* Building number or name [REDACTED]

* Street [REDACTED]

District [REDACTED]

* City or town [REDACTED]

County or administrative area [REDACTED]

* Postcode [REDACTED]

* Country [REDACTED]

Agent Details

* First name TURABI

* Family name AY

* E-mail info@deltatechltd.com

Main telephone number 07974145604

Other telephone number [REDACTED]

Include country code.

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

Are you:

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

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

Agent Business

Is your business registered in the UK with Companies House?

Yes

No

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

Registration number [REDACTED]

Business name DELTA TECH LTD

If your business is registered, use its registered name.

VAT number - [REDACTED]

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

Legal status Private Limited Company

Your position in the business DIRECTOR

Home country United Kingdom

The country where the headquarters of your business is located.

Continued from previous page...

Agent Registered Address

Address registered with Companies House.

Building number or name **DELTA TECH LTD, 86-90**

Street **PAUL STREET**

District

City or town **LONDON**

County or administrative area

Postcode **EC2A 4NE**

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 **THE EMPRESS, 360-362**

Street **ST JOHN STREET**

District

City or town **LONDON**

County or administrative area

Postcode **EC1V 4NR**

Country **United Kingdom**

Further Details

Telephone number

Non-domestic rateable value of premises (£) **72,000**

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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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INDIVIDUAL APPLICANT DETAILS

Applicant Name

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

Yes No

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

First name

BESNIK

Family name

NICI

Is the applicant 18 years of age or older?

Yes No

Continued from previous page...

Current Residential Address

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

Yes

No

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

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

United Kingdom

Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

Yes

No

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

E-mail

info@deltatechltd.com

Telephone number

Other telephone number

* Date of birth

/ /

dd

mm

yyyy

* Nationality

BRITISH

Documents that demonstrate entitlement to work in the UK

Right to work share code

Right to work share code if not submitting scanned documents

Add another applicant

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OPERATING SCHEDULE

When do you want the premises licence to start?

/ /

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

Continued from previous page...

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

RESTAURANT AND PUB LOCATED ON ST JOHN STREET, INCLUDES FRONT OUTSIDE SEATING AREA AND REAR YARD WITH GROUND FLOOR AND BASEMENT SEATING AREA TOO.

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](#)

Continued from previous page...

Will you be providing recorded music?

- Yes No

Standard Days And Timings

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

Will the playing of recorded music take place indoors or outdoors or both?

- Indoors Outdoors Both

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

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

AMPLIFIED RECORDED MUSIC TO BE PLAYED OCCASSIONALLY INSIDE BY A DJ OR STAFF ETC ON SPECIAL OCCASIONS OR BOOKINGS, SUCH AS BIRTHDAYS, PARTIES, CELEBRATIONS, NEW YEAR ETC.

State any seasonal variations for playing recorded music

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

Continued from previous page...

N/A

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

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Yes No

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

[See guidance on regulated entertainment](#)

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

Yes No

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LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes No

Standard Days And Timings

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

Continued from previous page...

THURSDAY

Start	23:00	End	01:00
Start		End	

FRIDAY

Start	23:00	End	01:00
Start		End	

SATURDAY

Start	23:00	End	01:00
Start		End	

SUNDAY

Start	23:00	End	01:00
Start		End	

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

Indoors

Outdoors

Both

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

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

State any seasonal variations

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

N/A

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

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

N/A

Continued from previous page...

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

- Yes No

Standard Days And Timings

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

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

Continued from previous page...

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

BESNIK

Family name

NICI

Date of birth

[REDACTED] / [REDACTED] / [REDACTED]
dd mm yyyy

Enter the contact's address

Building number or name

[REDACTED]

Street

[REDACTED]

District

[REDACTED]

City or town

[REDACTED]

County or administrative area

[REDACTED]

Postcode

[REDACTED]

Country

United Kingdom

Personal Licence number
(if known)

[REDACTED]

Issuing licensing authority
(if known)

[REDACTED]

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)

[REDACTED]

Continued from previous page...

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

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

Continued from previous page...

SUNDAY

Start

End

Start

End

State any seasonal variations

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

N/A

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

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

N/A

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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.

Age Verification Policy

(1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—

- (a) a holographic mark, or
- (b) an ultraviolet feature.

4) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

b) The prevention of crime and disorder

1. The premises shall install and maintain a comprehensive CCTV system. All entry and exit points must be covered enabling frontal identification of every person entering in a light condition. The system shall also provide full coverage of any exterior part of the premises accessible to the public. The CCTV system shall continually record whilst the premises are open. All recordings shall be stored for a minimum period of 28 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer of The Council.

2. A staff member from the premises who is conversant with the operation of the CCTV

Continued from previous page...

system shall be in the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested and within a maximum of 24 hours of the initial request.

3. Subject to Data Protection guidance and legislation, the management of the premises will ensure that key staff are fully trained in the operation of the CCTV and will be able to download selected footage onto a disk/USB Stick for the Police or authorised officers of the Local Authority without difficulty, delay or charge.

4. Any CCTV breakdown or system failure will be notified to the Police and Local Authority immediately & remedied as soon as practicable. Repair records shall be kept on site for at least 12 months and be readily available to be viewed by all authorised persons upon request.

5. Notices shall be prominently displayed within the premises stating that CCTV is in operation.

c) Public safety

6. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.

7. Signage advertising the aforementioned proof of age scheme shall be prominently displayed throughout the premises with a particular emphasis on the devices used by staff to serve customers.

8. All staff members engaged, or to be engaged, in selling alcohol on the premises shall receive full training pertinent to the Licensing Act, specifically in regard to age-restricted sales, and the refusal of sales to persons believed to be under the influence of alcohol or drugs. This shall take place every 6 months.

9. All such training is to be fully documented and signed by not only the employee but the person delivering the training. Training records shall be kept at the premises and made available upon request to either Police Officers or an authorised officer of The Council.

10. An incident log shall be kept at the premises and made available on request to an authorised officer of The Council or the Police. It must be completed within 24 hours of the incident and will record the following:

- a) all crimes reported to the venue
- b) any complaints received concerning crime and disorder
- c) any incidents of disorder
- d) any faults in the CCTV system, searching equipment or scanning equipment
- e) any refusal of the sale of alcohol including date, time and name of staff member
- f) any visit by a relevant authority or emergency service.

d) The prevention of public nuisance

11. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of The Council at all times whilst the premises is open.

12. There shall be a personal licence holder

e) The protection of children from harm

13. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

14. Any person or automated system taking an order for the supply of alcohol on behalf of the premises licence holder will inform customers that proof of age by way of photographic driving licence, passport or a form of identification with the PASS hologram may be required before alcohol is supplied in accordance with the Challenge 25 age verification scheme.

15. All deliveries to the site shall take place during the normal working day, i.e., 09:00 to 18:00 daily.

Continued from previous page...

16. A suitable intruder alarm and panic button shall be fitted and maintained.
17. There shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.
18. A minimum of two members of staff shall be present throughout the permitted hours for the sale of alcohol.
19. There shall be no promotions that encourage illegal, irresponsible or immoderate consumption of alcohol.
20. Outside of the hours authorised for the sale of alcohol, all alcohol within the trading area is to be secured behind locked grills, locked screens or locked cabinet doors so as to prevent access to the alcohol by customers or staff.
21. SIA registered door staff shall be employed at the premises, in accordance with a risk assessment, to be carried out by the licence holder/DPS. When employed, door staff will wear high visibility armbands and assist with the dispersal of patrons from the premises.
22. All SIA staff must sign a register detailing the information stated below. This register must be kept on the premises and made available immediately upon the request of Police or authorised officer of The Council.
 - (a) start and end of shift times
 - (b) SIA badge registered number
 - (c) Full name
23. Sound level limiting device to be installed on amplified music equipment

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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.

Continued from previous page...

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

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

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

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

Continued from previous page...

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

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

Home Office online right to work checking service

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

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

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

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

Section 20 of 21

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

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

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

Continued from previous page...

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

Section 21 of 21

PAYMENT DETAILS

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

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

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

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £87000 £315.00

Band D - £87001 to £125000 £450.00*

Band E - £125001 and over £635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then 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 (£)

315.00

DECLARATION

Continued from previous page...

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

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

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

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

* Full name

* Capacity

* Date / /
dd mm yyyy

[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.

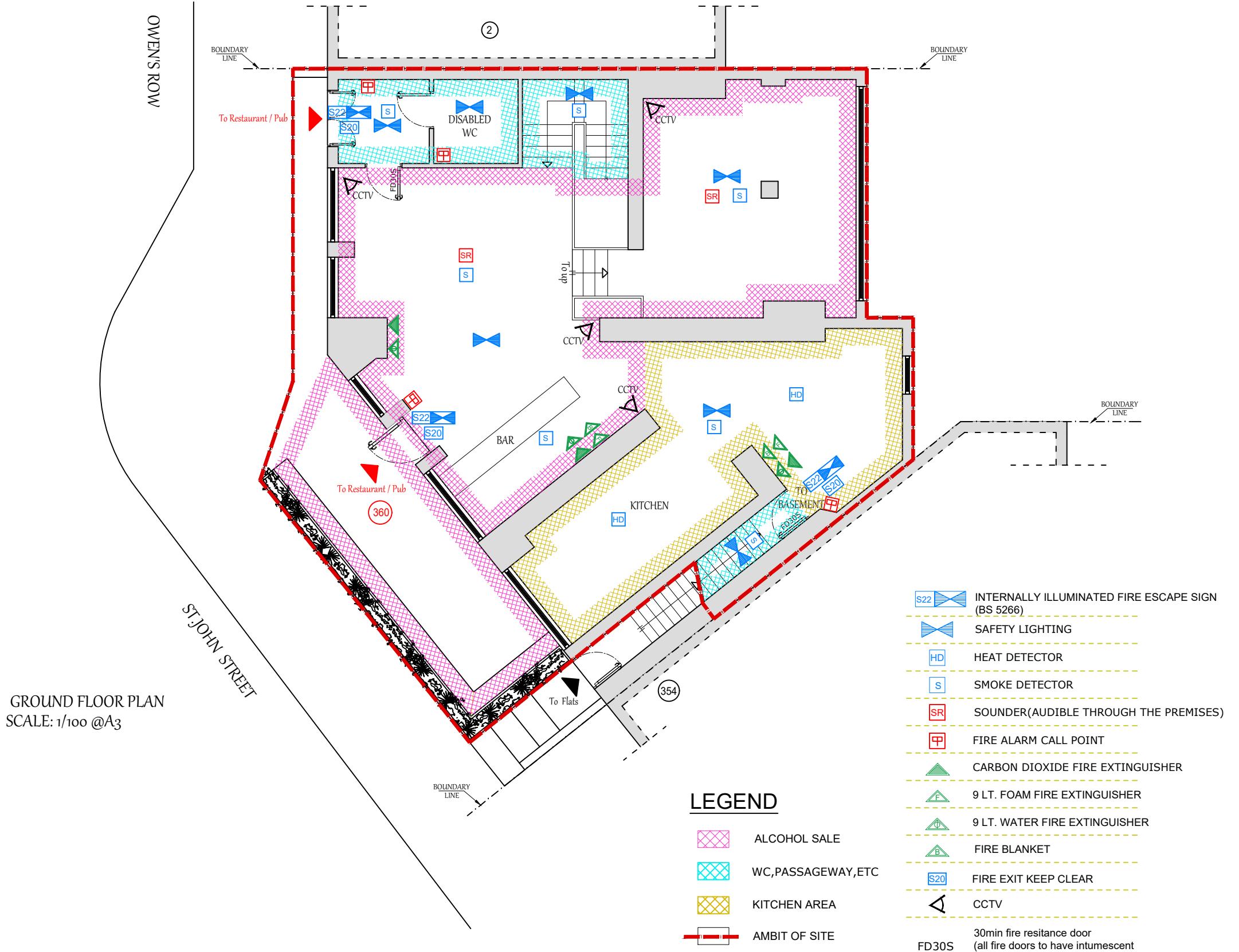
IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

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

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



Delta Tech Ltd
Architecture & Construction

TOWN PLANNING CONSULTANTS & ARCHITECTURAL DESIGN
86-90 PAUL STREET LONDON EC2A 4NE
info@deltatechtd.com
www.deltatechtd.com

360 ST JOHN STREET
LONDON
EC1V 4NR

-GROUND FLOOR PLAN

PROJECT: PREMISES LICENCE PLAN

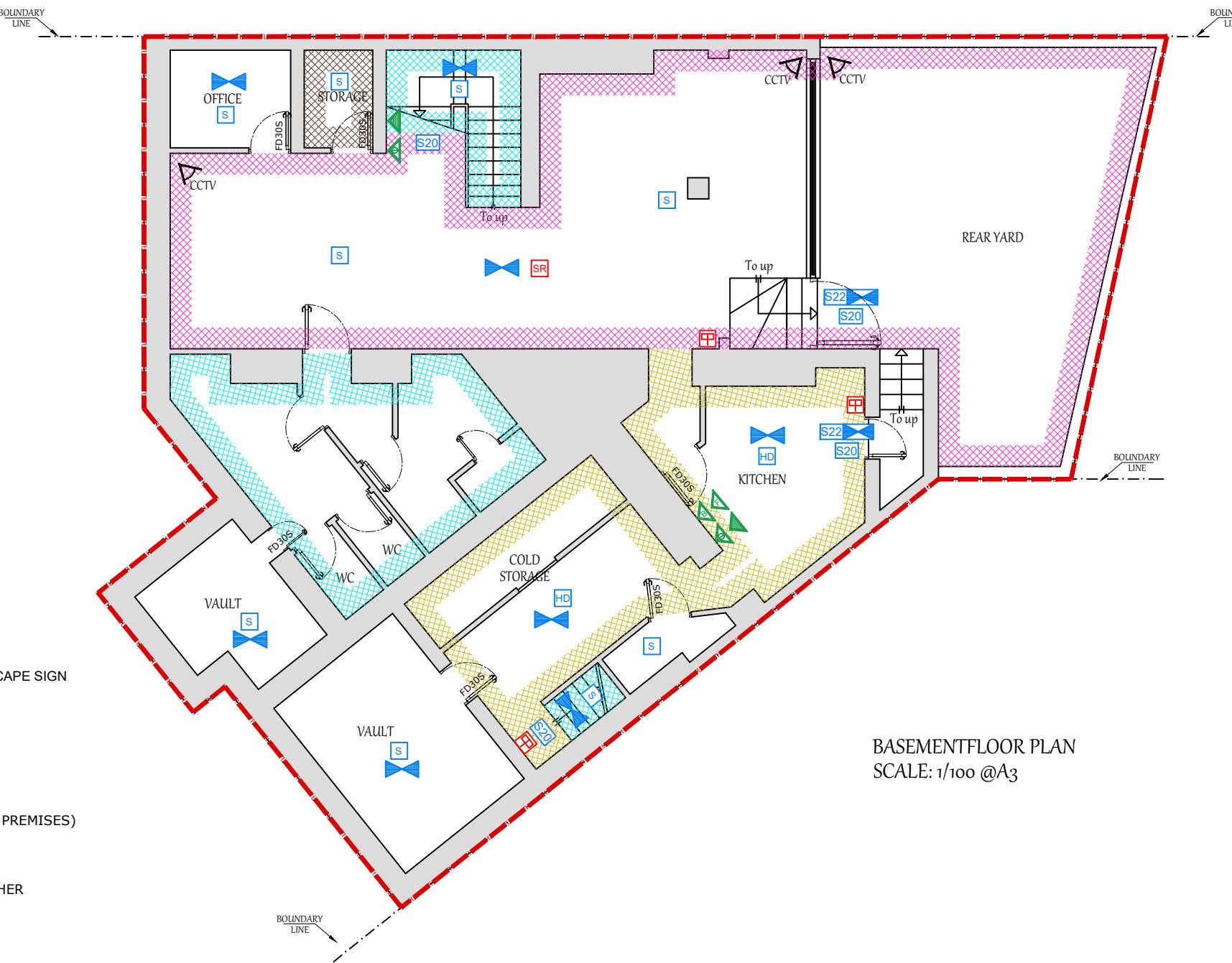
SCALE: 1/100 @A3 REF. NO. STJ360/22/02

DATE: SEP. 2022 DRG BY: B.OZDEMIR

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For all structural aspects please refer to Structural Engineers project information and cross reference all drawings, details and calculations with the architectural drawing prior to commencement of building works. Delta Tech Ltd holds no responsibility or liability for any works carried out on site.

LEGEND

- ALCOHOL SALE
- WC,PASSAGEWAY,ETC
- STORAGE
- KITCHEN AREA
- AMBIT OF SITE
- S22 INTERNALLY ILLUMINATED FIRE ESCAPE SIGN (BS 5266)
- SAFETY LIGHTING
- HEAT DETECTOR
- SMOKE DETECTOR
- SOUNDER(AUDIBLE THROUGH THE PREMISES)
- FIRE ALARM CALL POINT
- CARBON DIOXIDE FIRE EXTINGUISHER
- 9 LT. FOAM FIRE EXTINGUISHER
- 9 LT. WATER FIRE EXTINGUISHER
- FIRE BLANKET
- FIRE EXIT KEEP CLEAR
- CCTV
- FD30S 30min fire resistance door (all fire doors to have intumescent strips and self closers)



BASEMENT FLOOR PLAN
SCALE: 1/100 @A3

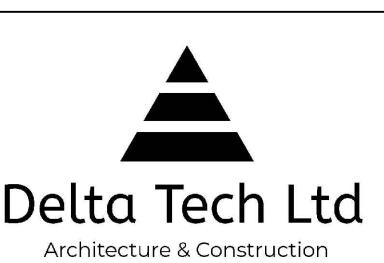
-BASEMENT FLOOR PLAN

PROJECT: PREMISES LICENCE PLAN

SCALE: 1/100 @A3 REF. NO .STJ360/22/01

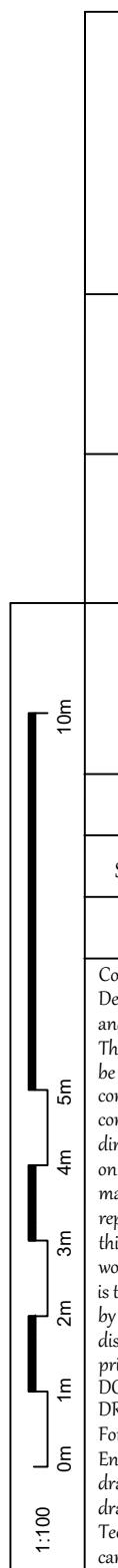
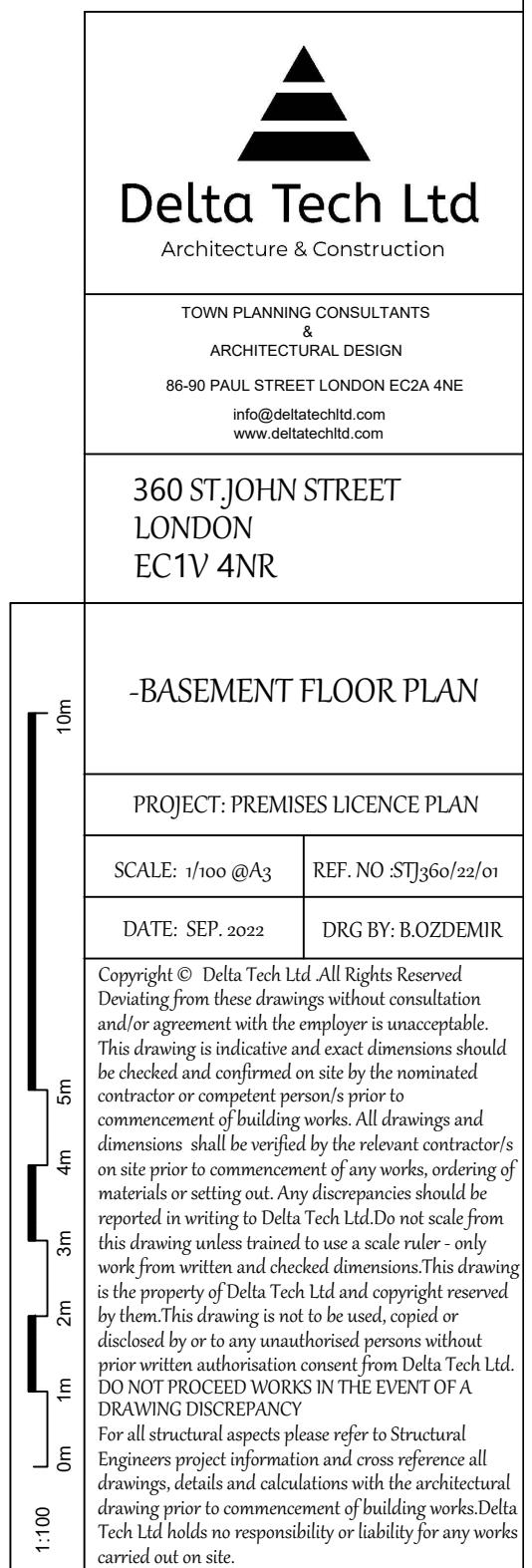
DATE: SEP. 2022 DRG BY: B.OZDEMIR

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360 ST.JOHN STREET
LONDON
EC1V 4NR



Rep 1 - Withdrawn

Licensing Authority Representation**Licensing Act 2003**

Application for a new premises licence in respect of:

The Empress, 360-362 St John Street EC1V 4NR

Licensable activities and timings applied for are:

Alcohol, recorded music and late-night refreshment, on the premises from 1100 to 0100 each day.

The grounds for the representation are:

- Public nuisance;

Licensing Policy Considerations

Licensing Policies 5 and 6 Licensing Hours

Licensing Policy 22 Noise Associated with Licensable Activities

Issues of Concern

The applicant has applied for operating hours, which are outside of the core policy hours for a restaurant or bar. Where representations are received from responsible authorities or other persons, the Licensing Authority may seek to restrict hours of opening where it is appropriate to promote the licensing objectives.

When dealing with new and variation applications the Licensing Authority will give more favourable consideration to applications with the opening and closing times listed in the Policy, which would be Sunday to Thursday until 11pm and on Fridays and Saturdays until Midnight.

However, there is a current premises licence in place for this address, dated from 2011, which allows for sale of alcohol from 1000 to midnight Monday to Saturday and on Sundays 1200 to 23.30. Late Night refreshment to 0030 Monday to Saturday and to midnight on Sundays. Recorded music can be played 24 hours.

The current licence is conditioned so that alcohol shall only be served with table meals, except for pre booked private functions and in an area that was marked in the bar area.

If this application is granted to Besnik Nici, he would not be able to utilise the current licence which is in the name of Deniz Aydin.

From the Noise officer's representation, I can see that the applicant has agreed to implement the suggested conditions. I would add that this premises is very close to resident's homes and that the rear yard should not be used by customers and the applicants should ensure that there is a scheme of insulation to prevent disturbance to nearby residents. Also, that substantial food should be available at all times the premises is operating.

It must be remembered that the premises lie within the Clerkenwell cumulative impact area and that our Policy states that the Licensing Authority recognises that it has to balance the needs of businesses with those of local residents and it will utilise its Licensing Policy to address these local issues:

- Clerkenwell has the highest number of complaints about drinking in the street than any other ward in the borough
- Residents continue to experience adverse impacts of the late-night licenced venues

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

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

The Licensing Authority is committed to protecting the amenity of residents and businesses in the vicinity of licensed premises, particularly when late hours have been sought.

The Licensing Authority recommends the Licensing Sub Committee take all representations and submissions by the applicants into account and give careful consideration to the possible impact on residents living nearby, bearing in mind any measures proposed by the applicants to minimise disturbance.

Terrie Lane

Licensing Manager

Public Protection Division

0207 527 3031

licensing@islington.gov.uk

18/10/2022

Whitton, Daniel

From: North, Toby
Sent: 23 September 2022 13:22
To: Licensing
Cc: Whitton, Daniel; Ogunro, Rosaline; Klute, Martin
Subject: Re: Premises Licence Application: The Empress, Ground Floor And Basement, 360 St John Street, Islington, London, EC1V 4NR.

Follow Up Flag: Follow up
Flag Status: Completed

Dear Ryan,

I'd like to register my objection to this application as it currently stands.

Within the application I can't see any justification for proposed opening hours beyond the policy framework hours for a pub or bar (particularly as it is in a cumulative impact area). There are also limited measures proposed to mitigate nuisance to neighboring residents (such as restriction to the hours of use of the garden area outside the premises).

Many thanks,

Toby

Councillor Toby North
Labour Member for St Peter's and Canalside Ward
 Town Hall
 Upper Street, N1 2UD

Phone: 020 7527 3114 (daytime message only) E-mail: toby.north@islington.gov.uk

The information you have provided will be used for the purposes of assisting you with casework or an enquiry. All data is held securely and will be processed in accordance with the Data Protection Act 2018 and the UK General Data Protection Regulation. In order to satisfy your request, we will share your name and contact details and your request with other services in the council so that a response can be made to you. If the enquiry relates to casework involving an external organisation, such as a housing provider, we will share you data with them for the purposes of processing your enquiry. This will always be limited to what is required for to respond to your query. We will retain your original request and all associated information gathered to process and respond to your request. For further details please visit our privacy notice: [Privacy notice | Islington Council](#).

From: Burrell, Ryan <Ryan.Burrell@islington.gov.uk>

Sent: Friday, September 23, 2022 12:54 PM

To: [REDACTED]

Subject: Premises Licence Application: The Empress, Ground Floor And Basement, 360 St John Street, Islington, London, EC1V 4NR.

Dear Sir/Madam,

We have received the following attached application for a **New Premises**

Proposed licence holder: Mr Besnik Nici, 17B Great North Way, London, NW4 1PT.

Premises name: The Empress,

Address: Ground Floor And Basement, 360 St John Street, Islington, London, EC1V 4NR.

Application received: 20/09/2022

Last date for representations: 18/10/2022

Regards

Whitton, Daniel

From: Klute, Martin
Sent: 27 September 2022 23:17
To: Licensing
Cc: Whitton, Daniel; Ogunro, Rosaline; North, Toby
Subject: Re: Premises Licence Application: The Empress, Ground Floor And Basement, 360 St John Street, Islington, London, EC1V 4NR.

Follow Up Flag: Follow up
Flag Status: Completed

I also object on the same grounds set out by Cllr North (as below).

Kind regards,

Cllr Martin Klute
Labour member for St Peters and Canalside Ward
London Borough of Islington
Chair: Planning Committee
020 7527 3114 (daytime messages only)

From: North, Toby <Toby.North@islington.gov.uk>
Sent: Friday, September 23, 2022 13:22
To: Licensing <Licensing@islington.gov.uk>
Cc: Whitton, Daniel <Daniel.Whitton@islington.gov.uk>; Ogunro, Rosaline <[Rosaline.Ogunro@islington.gov.uk](mailto>Rosaline.Ogunro@islington.gov.uk)>; Klute, Martin <[Martin.Klute@islington.gov.uk](mailto>Martin.Klute@islington.gov.uk)>
Subject: Re: Premises Licence Application: The Empress, Ground Floor And Basement, 360 St John Street, Islington, London, EC1V 4NR.

Dear Ryan,

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Many thanks,

Toby

Councillor Toby North
Labour Member for St Peter's and Canalside Ward
Town Hall
Upper Street, N1 2UD

Phone: 020 7527 3114 (daytime message only) E-mail: toby.north@islington.gov.uk

The information you have provided will be used for the purposes of assisting you with casework or an enquiry. All data is held securely and will be processed in accordance with the Data Protection Act 2018 and the UK General Data Protection Regulation. In order to satisfy your request, we will share your name and contact details and your request with other services in the council so that a response can be made to you. If the enquiry relates to casework involving an external organisation, such as a housing provider, we will share you data with them for the purposes of processing your enquiry. This will always be limited to what is required for to respond to your query. We will retain your original request and all associated information gathered to process and respond to your request. For further details please visit our privacy notice: [Privacy notice | Islington Council](#).

Whitton, Daniel

From: [REDACTED]
Sent: 14 October 2022 11:50
To: Licensing
Cc: [REDACTED]
Subject: WK/220030746 Objection

Follow Up Flag: Follow up
Flag Status: Flagged

[External]

Hi

I write to you as one of the three appointed directors on behalf of 360 St John Ltd, which is the owner of the building and the landlord of the restaurant (<https://find-and-update.company-information.service.gov.uk/company/04410350/officers>)

We would like to object to the licensing application on the following grounds :

1) Non suitability of the premises - no (guaranteed) access to outdoor space. The applicant has listed the back garden and front garden in their application but this is misleading. The Licensing Justices hearing in September 1999 ruled out the usage of the back garden by any of the applicant's customers and this was integrated as a restriction on their legal ownership. The Front terrace belongs to us (360 St John St Ltd) and its usage by the applicant is not guaranteed. It would be prudent to assume the applicant might not have access to any outside space when considering the extension of the hours where alcohol is served or severing the link between food and drinks.

2) Non suitability of the premises - systems for soundproofing and for preventing disturbances to neighbours. Those were conditions to the initial planning permission (nb 990984) and integrated as legal restrictions. Again, this used to be a pub. It was developed as a restaurant in 1999 when the conservatory (which is an additional source of noise and light) was added and the soundproofing is inadequate for anything other than low level noise of voices and crockery from a restaurant. Other residents have complained the soundproofing has been totally inadequate when events, such as wedding parties, were held there. The applicant needs to bear in mind that the current sound proofing is inadequate, does not conform and has not been maintained to contemporary norms, and will require drastic renovation, especially if the applicant is increasing sound levels and opening hours.

3) Non suitability of the premises - Health. Now that smoking indoors is prohibited the smokers gathering on the front terrace creates smoke that permeates the flat, especially the first floor flat. Smoke alarms were indeed triggered on a few occasions. Increased hours and front and rear access will only exacerbate this health hazard.

4) Non suitability of the premises - Legal status. Again, this was developed as a restaurant and is legally required to stay a restaurant. This is in their lease, additionally to the points made above. While Licensing is not party to the lease, the Council itself and us (as the successor of Jenstone) are party to that agreement with the restrictions. It seems senseless that Licensing, while being part of the Council, will give the applicant the right to breach those restrictions for us to then legally have to enforce them.

5) Public safety and public disorder : Again as per above, one can clearly see what would happen if the drinking hours are extended, and this becomes the only late night licence in this residential area, and there is potentially no outside accessible space in terms of drinkers going on the pavement, or onto restricted places, or the flats and other houses entrances. Public disorder will be prevalent in the street at closing time.

6) The prevention of public nuisance : As per the above, the soundproofing systems are inadequate, the facilities were conceived and have been used as a restaurant for the last 20 years. This will come with big nuisance

implications for all neighbours. On the occasions where the restaurant was open late, the noise from customers indoors, music and leaving/drinking/smoking in outside areas was highly disruptive so having this as a permanent arrangement would be intolerable.

[REDACTED]
On behalf of 360 St John Ltd,
360 St John St, EC1V 4NR

Whitton, Daniel

From: [REDACTED]
Sent: 10 October 2022 10:51
To: Licensing
Subject: WK/220030746 Objection

Follow Up Flag: Follow up
Flag Status: Flagged

[External]

Sir/Madam

As the owner occupier of [REDACTED], [REDACTED] the restaurant applying for a licence extension/change of use, I object in the strongest terms.

When I was planning to purchase my flat in 2004 I specifically enquired with Islington Council if a change of licence or use could ever be granted and was emphatically told not.

It was on this basis that I proceeded with the purchase. The Fish Shop on St John Street as it was known then was very well run and there were never any problems. It then changed hands to become The Brasserie on St John Street and then the Pearl and Feather. Over the years I had to make a number of late-night noise complaints especially on the occasions when they hosted wedding receptions which went later than 11pm. The noise generated was very disturbing. To change the nature of a predominantly residential area by granting a late-night alcohol and music licence would be intolerable not just for me but for the numerous residents surrounding the premises, many of whom, like myself, purchased their homes on the understanding that the premises were a restaurant – not a pub – and there was no music.

I believe you will find all the neighbours on St John St and Owen's Row in agreement on this.

Yours sincerely

Whitton, Daniel

From: [REDACTED]
Sent: 26 September 2022 12:07
To: Licensing
Cc: [REDACTED]
Subject: Licensing Application for 360-362 St John St, EC1

Follow Up Flag: Follow up
Flag Status: Flagged

[External]

Dear Sirs

I and my husband are writing to object most strongly to the application from the business operating from 360-362 St John Street, EC1 for an extension of the hours, from 11pm to 1am, on every day of the week, for the sale of alcohol and refreshments and for the playing of recorded music.

The business, described on the licensing proposal as 'The Empress', is situated on the corner of St John's St and Owen's Row (a short cul-de-sac) and is surrounded on both sides (Owen's Row and St John's St) and behind (Friend Street), by dense housing. There are, in addition, a number of apartments in the building above the pub. This is a quiet enclave within the New River Conservation Area and is totally unsuited to the introduction of late-night drinking and music. Moreover, the latter will not be confined to the interior of the pub but will also take place on the terrace that fronts onto St John St and on Owen's Row itself where, in the past, tables have been set out for drinkers.

We have lived at this address for 35 years, during which time (and for many decades previously) there has been a drinking/dining business at 360-362 St John St – with a closing time of 11pm - and we have never had cause to object to the way any of the successive businesses there have been conducted. However, the proposal for the extension of the licensing hours indicates that there will be a change in the nature of the business which will be detrimental to the character of the area, causing noise and other possible disturbances into the early hours of the morning.

We find the application particularly surprising because there are no late-night drinking establishments south of the Angel crossroads, so that the introduction of one would be a complete (and, in our view, undesirable) innovation. There are a large number of entertainment and hospitality establishments north of the crossroads, some of which, no doubt, will have late licences. There would appear to be no good reason for this activity to spread to a new area, which is appropriately quiet at night.

Yours faithfully

[REDACTED]

[REDACTED]

Whitton, Daniel

From: [REDACTED]
Sent: 14 October 2022 16:43
To: Licensing
Subject: EMPRESS RUSSIA PUBLIC HOUSE, GROUND FLOOR AND BASEMENT, 360 ST JOHN STREET, ISLINGTON, LONDON, EC1V 4NR

Follow Up Flag: Follow up
Flag Status: Completed

[External]

Dear sir/madam,

EMPRESS RUSSIA PUBLIC HOUSE, GROUND FLOOR AND BASEMENT, 360 ST JOHN STREET, ISLINGTON, LONDON, EC1V 4NR

I am writing to object in the strongest possible terms to this licensing application.

Our area, situated in the New River Conservation Area, would be seriously impacted by late night drinking and music. Our property [REDACTED] now, where we have lived for 25 years) [REDACTED] with the premises known as "The Empress". In the past, when the premises were open beyond 11pm we experienced serious disruption on a nightly basis. Customers would congregate outside, often onto the street and sometimes onto our front door steps. Very loud conversation, shouting and laughter meant no sleep until quite late. Even the constant slamming noise of the exterior doors would reverberate through our building and the flats above. Of course, this noise would increase as more alcohol was consumed. The idea that this could continue until 1am and probably beyond, seven days a week, is utterly intolerable. It would have a substantial impact on the nature and character of this largely residential neighbourhood.

As for the playing of recorded music, having a party wall means that, unless it is at a low "restaurant volume", we can hear the music through the lower ground and ground floor walls. In the past, if a wedding or birthday celebration was taking place then it really could become intolerably loud. Often this was caused by a DJ bringing in powerful sound equipment. I would hope that this would not happen in the future, simply out of respect for the neighbours (who include children and elderly people.)

There are no late night establishments nearby and if this licence were granted it would inevitably attract a new clientele composed almost entirely of people who had already spent the earlier part of the evening drinking elsewhere. I am certain that this would lead to public disorder and even threaten public safety.

The applicant has listed the back yard in their application. The Licensing Justices hearing in September 1999, which I [REDACTED] attended with legal representation, ruled out the usage of the back yard by any of the applicant's customers and this, I understand, was integrated as a restriction on their legal ownership. Indeed, to my certain knowledge the back has never been used. If it were to be, it would cause considerable disruption to the many households that surround it. In the past, even having the rear door open created a very high level of noise which greatly impaired the peace and quiet for all surrounding households.

I can conceive of no benefit to the neighbourhood in having a late night drinking establishment. It would be completely out of character with this quiet corner of Islington. I would ask that the licence, in keeping with other pubs and restaurants nearby, restricts the opening times to 11am-11pm.

Yours faithfully,

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]

Whitton, Daniel

From: [REDACTED]
Sent: 15 October 2022 11:43
To: Licensing
Subject: WK/220030746/objection

Follow Up Flag: Follow up
Flag Status: Flagged

[External]

Dear sir/madam,

EMPRESS RUSSIA PUBLIC HOUSE, GROUND FLOOR AND BASEMENT, 360 ST JOHN STREET, ISLINGTON, LONDON, EC1V 4NR

I am writing to object to the licensing application for the above property on the grounds of public nuisance and the prevention of crime and disorder.

This venue we welcome as a prosperous neighbourhood restaurant, that for example could benefit from theatre custom from the opposite Sadlers Wells, but we are strongly objecting this becoming a late night music and drinking establishment where people would naturally be rowdy and drunk when they arrive and leave. The entrance to the restaurant is very close to our entrance to the building and this could even cause blockage of the entryway and customers gathering outside the door (which could certainly be intimidating for our residents, some of whom are small children and elderly).

My property [REDACTED] is [REDACTED] this site and despite the inner windows fitted (since you cannot double glaze in this area of conservation) still receives the noise from the restaurant [REDACTED]. Between the appropriate hours this is something we are happy with but in the past as the owners have tried to turn more into a late night pub, this has caused a lot of disruption for myself and the neighbours. To reiterate, "restaurant volume" not club/late night establishment level music already is something that can be heard by the lower and neighbouring properties. Anything more than this would severely disrupt this more residential part of Islington.

The applicant has listed the back yard in their application which The Licensing Justices hearing in September 1999 ruled out the usage of the back yard by any of the applicant's customers and this, I understand, was integrated as a restriction on their legal ownership. This part of the licensing application being approved would impact further the surrounding properties.

I would ask that the licence, similar to other pubs and restaurants nearby, is only for opening hours from 11am to 11pm. And that the back yard is firmly rejected as a place to be used for customers, even for smoking.

If you would like any further discussions, please feel free to contact me,

Yours faithfully,

[REDACTED]

Whitton, Daniel

From: [REDACTED]
Sent: 09 October 2022 22:26
To: Licensing
Cc: [REDACTED]
Subject: WK/220030746 - Empress Russia Public House 360 St John Street, Islington, London, EC1V 4NR - Premises licence application
Attachments: 20221009 - Premises licence application new - 360 St John Street, EC1V 4NR.pdf
Follow Up Flag: Follow up
Flag Status: Flagged

[External]

Dear Madam, Sir,

We are writing regarding a letter we received a week ago, about the opening of a new license nearby.
Premises Name and address: Empress Russia Public House, Ground Floor And Basement, 360 St John Street, Islington, London, EC1V 4NR

First, thank you for notifying the neighborhood about this subject, we do appreciate it.

After reading the description of this new license, we regret to share our deep concern about this application.

You will find attached our comments about this application

We remain at your disposal if needed.

Kind regards,

Licensing Act 2003 representation pro-forma

Should you wish to comment on the licence application please use this form to help you.

Please feel free to attach additional sheets.

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

Premises Name and address: Empress Russia Public House, Ground Floor And Basement, 360 St John Street, London, EC1M 4NP

Your Name:

Interest:

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

Your Address:

Email:

Telephone:

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

Public nuisance

The issue with the current applicant is the recorded music, refreshments and alcoholic drinks on an open terrace, less than 50m from our flat and until late every night.

It goes without saying it will gravely impact the quietness of our lovely neighborhood and of our nights. Indeed, in the area, we only have a few restaurants and one pub, all closing at 11pm and respecting the local quietude. Having a late-night bar will also increase the risk of littering and decrease the value of the surrounding buildings. In addition, more and more people are now working from home and can't bear any live music and disturbance coming from a bar. It would make us feel better if the license does not include the terrace.

Crime & disorder

Having a new bar in the area will attract a new kind of population, coming from the bars of Upper Street and highly intoxicated. A late-night bar will especially act as a beacon for all people coming from pubs closing at 11pm. It will increase risk of aggression and theft for people living there. We don't recommend the bar being open after 11pm and also not 7 days a week (at least 1 closed day a week).

Protection of Children from Harm

Public Safety

I wish my identity to be kept anonymous: Yes No

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

As it seems to be a Russian bar, we do not feel comfortable sharing our personal informations. The situation is currently tense enough with the war in Ukraine.

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

Signature: _____ Date: 9/10/22

Please ensure name and address details completed above

Return to:

Licensing Service

Licensing Team, Islington Council, 3rd Floor, 222 Upper St, London, N1 1XR.

Or by email to: licensing@islington.gov.uk

Whitton, Daniel

From: [REDACTED]
Sent: 01 October 2022 15:19
To: Licensing
Cc: [REDACTED]
Subject: Re: WK/220030746 Objection

Follow Up Flag: Follow up
Flag Status: Completed

[External]

We are [REDACTED]

On Sat, 1 Oct 2022 at 12:09, [REDACTED] > wrote:

Dear Sir/Madam,

My wife and I strongly object to the licensing application for 360-362 St John Street for an extension to the hours of opening until 1am for the following reasons:

- The location is extremely close to quiet residential housing which is neighbouring it, above it and behind it.
- The residential area includes young families such as ours as well as elderly residents who would all be significantly negatively impacted by having a late night establishment on their doorstep.
- A business whose principle hours of business are late at night is not compatible with the location, which is itself within an conservation area.
- Where alcohol is involved, this will increase the possibility of inappropriate behaviour and disruptive noise levels right outside our property.
- No other shop or restaurant in the immediate area is open past 11pm.

Regards,

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Whitton, Daniel

From: [REDACTED]
Sent: 08 October 2022 06:55
To: Licensing
Subject: Premises Licence Application- Empress of Russia - your ref: WK/220030746

Follow Up Flag: Follow up
Flag Status: Flagged

[External]

Dear Sirs

We wish to make representations re the above application.

Our properties [REDACTED] t) are situated 25 yards/30 yards from the rear of the public house. The whole of the rear wall of the ground floor and basement bars consists solely of glass. This glass wall provides totally inadequate soundproofing. Also, although use of the rear patio is not permitted, the doors leading onto it are often open, particularly during the summer months, with the resultant noise.

Also, the kitchen window is again just 25/30 yards from our properties. The window is always open with the inevitable noise of clattering pans and raised voices.

Given the proposed opening hours, and in particular the 1am closing time, it is obvious the customers will no doubt require transport leading to an increase in traffic, particularly cabs etc. The public house is sited on the junction of 3 major roads with 3 sets of traffic lights. There is absolutely no place for parking and, indeed, would prove extremely dangerous for traffic coming down St John Street and the sharp turn left from Rosebery Avenue into St John Street. In addition the noise generated by idling car engines and car doors slamming would no doubt continue after the proposed 1 am closing time.

We are in our late 70s/80s and are extremely concerned, not only about the noise, but also the inevitable increase in traffic and foot traffic at such a late hour.

Our properties are so close that we can clearly see through the ground floor bar the traffic passing along St John Street.

Yours faithfully

[REDACTED]

Whitton, Daniel

From: [REDACTED]
Sent: 25 September 2022 19:06
To: Licensing
Cc: INFO@DELTATECHLTD.COM
Subject: Notice

Follow Up Flag: Follow up
Flag Status: Flagged

[External]

Dear Sirs,

With reference to the attached notice I wish to raise the following objections based on the following:

Owen's Row is a quiet cul de sac comprising 5 houses and the pub in question. The residents range from 5 children under the age of 12 to elderly couples up to 86 years of age. A licence permitting the playing of recorded music and the serving of alcohol until 1.am is bound to cause considerable noise and sleep disturbance. This will doubtless be aggravated by shouting on the surrounding terrace and pavement. Other nearby public houses and restaurants close at 11 pm and have limited or no outside space and the result will be that Owen's Row will attract large late night crowds.

Yours sincerely

PREMISES LICENCE

PREMISES:

THE EMPRESS, 360-362 St JOHN STREET, LONDON EC1V 4NR

Notice is given that MR BESNIK NICI has applied to
LONDON BOROUGH OF ISLINGTON Council Licensing Authority for
Premises Licence under Section 17 of the Licensing Act 2003.

THE LICENSING ACTIVITIES ARE:

SUPPLY OF ALCOHOL between the hours of:

Monday to Sunday : 11:00 to 01:00

LATE NIGHT REFRESHMENT between the hours of:

Monday to Sunday : 23:00 to 01:00

RECORDED MUSIC between the hours of:

Monday to Sunday : 11:00 to 01:00

Anyone who wishes to make representations regarding this application must write to the:
Licensing Support Team, Public Protection, 222 Upper Street,
London N1 1XR
Email: licensing@islington.gov.uk
Online: www.islington.gov.uk

Representation must be made no later than 18th October 2022.

The application record and register may be viewed during office hours at the above address.

It is an offence under Section 158 of the Licensing Act 2003 to knowingly or recklessly to make a false statement in connection with an application and the maximum fine for which a person is liable on summary conviction for the offence is up to level 5 on the standard scale (£5,000).

Agents: DELTA

Whitton, Daniel

From: [REDACTED]
Sent: 30 September 2022 09:56
To: Licensing
Subject: WK/220030746 Objection
Attachments: Official Copy (Agreement) 25.02.2000 - NGL775525.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

[External]

Hi

As the owner of [REDACTED], [REDACTED] the premises referred to in this application, I would like to object to the following licensing application on the basis of the noise and disturbance this would cause to local residents, and the fact it is out of character with the (conservation) area which has mainly shops and restaurants, none closing past 11pm to my knowledge.

I would like to remind you that Islington Council was party to the original legal agreement (enclosed) with the developer and the freeholder which contains restrictive covenants relating to the development and user of 360-362 St. John Street. In essence, the agreement restricted the user class to being a restaurant and not a drinking establishment, prohibited the use of the back garden for customers and implemented restrictive measures to protect the residential amenity from noise and it was clearly stated that those measures would be permanently retained. Those were conditions of the planning permission which were later integrated in the enclosed legal agreement which was then registered as a charge on the title at Land Registry. All the new licensing changes requested (extending alcohol and refreshments, playing record music) will considerably increase noise and disturbance, and this would be at odds with the restrictive covenants of the agreement and the conditions the council imposed and signed up to originally to allow for the development.

Additionally, as a planning point, the agreement says those premises are user class A3, so a restaurant and not a drinking establishment. That user class is registered in the lease of the restaurant so that it always remains a restaurant. I find it very surprising the Council is considering increasing the hours where alcohol/drinks are served and recorded music is played for a non drinking establishment. I am not aware of any other premises with such extended hours nearby, let alone restaurants with such permissions.

Many Thanks

Whitton, Daniel

From: [REDACTED]
Sent: 05 October 2022 10:48
To: Licensing
Subject: Empress of Russia Public house

Follow Up Flag: Follow up
Flag Status: Completed

[External]

Sent from my iPad

Thank you for your information regarding application for licence for the above.
We note that this is an application for serving of alcohol hot food and music together with unsocial hours of opening times. We would like to draw your attention to the objections why this licence should not be granted.

This is a residential area this would change the ethos of this area completely.

The properties In Friend Street rear are directly in line with the back of the Empress of Russia this would place the rear of the properties directly in line with the noise of the music until early hours of the morning seven days a week.

Also Friend Street is used as a cut through from Goswell Road to St.John Street and visa verses. The volume of traffic would increase this of course would be late at night and early hours of the morning seven days a week.

We would therefore ask you to consider the disruption this would cause

Your consideration in this matter would be appreciated.

Yours faithfully

Whitton, Daniel

From: [REDACTED]
Sent: 07 October 2022 15:03
To: Burrell, Ryan
Subject: Home address

[External]

Sent from my iPad
Thank you for your e mail home address:
[REDACTED]

Whitton, Daniel

From: [REDACTED]
Sent: 16 October 2022 09:21
To: Licensing
Subject: EMPRESS RUSSIA PUBLIC HOUSE -EC1V4NR
Attachments: IMG_2987.jpg; IMG_2988.jpg

Follow Up Flag: Follow up
Flag Status: Flagged

[External]

Hi there,

I'm a local resident responding to the Licensing Act Proforma regarding EMPRESS RUSSIA PUBLIC HOUSE EC1V4NR.

In case there are issues reading the attached form, I've reiterated below.

Our major concern is noise travelling 7 days a week until 1am, both directly from the venue and as people leave the venue. Continued music and the sale of alcohol will increase this disturbance if running until 1am. It would be our preference if on weeknights this was limited until 11pm.

Thank you,

Licensing Act 2003 representation pro-forma

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

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

Premises Name and address: Empress Russia Public House, Ground Floor And Basement, 360 St John Street, Islington, London, EC1V 4NR

Your Name: _____

Interest: RESIDENT

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

Your Ad

Email: _____

Telephone: _____

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

Public Nuisance

Music & the sale of alcohol until 1am 7 nights per week will be disruptive to neighbours without a licence.

If this could be reduced to 2-3 nights with 4-5 running to 11pm that would be

Crime and Disorder beneficial to residents.

Protection of Children from Harm

Public Safety

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

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

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

Signature: _____

Date: 15/10/22

Please ensure all details completed above

Return to:

Licensing Service

Licensing Team, Islington Council, 3rd Floor, 222 Upper St, London, N1 1XR.

Or by email to: licensing@islington.gov.uk

Whitton, Daniel

From: [REDACTED]
Sent: 17 October 2022 23:13
To: Licensing
Subject: Comment on Licence application WK/220030746

Follow Up Flag: Follow up
Flag Status: Flagged

[External]

Name: [REDACTED]
Interest: Resident
Address: [REDACTED]
Email: [REDACTED]
Phone: [REDACTED]

Dear Licencing team,

I am writing to express my concerns regarding the above application for the venue located at 360 St John Street EC1V 4NR.

[REDACTED]

My objection to the application for Opening Hours, Late Night Refreshment, Recorded Music and sale of alcohol specifically relates to the extended hours requested by the applicants to continue trading between 23:00 - 01:00 Monday to Sunday. Granting of an extended licence for late night trading at this venue would create greater risks to Public Safety, cause additional Public Nuisance and risk of Crime and Disorder, and increase the risk of harm to children and families.

I have been a resident for several years at this address and enjoyed the amenity of the public house and restaurant under its previous management. However the area is a distinctly residential area and there are no other extended hours licenced venues in the immediate area close by. The position of the venue is very close to the street at the entrance to the building with a small outdoor seating area, surrounded by houses in every direction. The pavement is not wide and patrons sitting at the outdoor seating, or entering and exiting the building, and socialising in groups indoors where voices could be raised, could create significant noise and disturbance in the otherwise quiet street where trading extends beyond usual trading hours after 11pm. There are other late licenced venues on Upper street and at the Old Red Lion pub closer to the intersection with City Road, which faces a commercial building. These venues are close to Angel Tube station and many all night bus routes where the area is already busy with buses and foot traffic, which makes those more appropriate locations to attract late night customers.

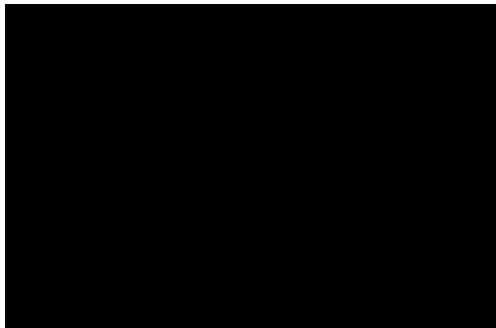
The only bus which travels down St John Street is the 153 and this route finishes at 00:17 so a regular closing time of 11pm allows for patrons to disperse and clear the street between 11pm and midnight while public buses are still operating in St John Street. Late night trading when there are fewer public transport options available could encourage patrons to linger outside, especially as the corner location does not offer good visibility for hailing taxis, which cannot stop in the intersection itself, or parking for ride share services. Ride share vehicles collecting passengers at this location often cannot find an appropriate place to wait outside and need to park some way down St John Street to find space while waiting for the customer, which adds potential for noise disturbance or altercations after midnight as customers walk down the road in an inebriated state.

During the time I have been resident at this address I have witnessed several violent incidents in the area, including a knife fight directly outside my front door while pub patrons at the venue looked on, and have been the victim of acts of theft from my home and violence such as having objects thrown at me in nearby Spencer Street. In the block on St John Street beside and opposite the venue itself there live residents of all ages including elderly people and families with young children. Maintaining the hours of business at the venue within standard opening times closing at 11pm encourages visitors to the venue to associate their alcohol consumption within normal hours of meals, work and rest for residents, including women and children, rather than making the location a destination for late night gatherings both indoors and outside, which could have potential for increasing cases of opportunistic crime or violence or other threats to personal safety from patrons whose behaviour may be amplified by alcohol intake.

Comparing the requested opening hours on this application to opening hours of other public houses in the area, I would suggest that amendments be made to restrict the opening times until 23:00 Monday to Friday, until 22:00 on Saturday and between 12:00 and 20:00 on Sunday

In summary, I am pleased that the venue will return to use for the amenity of residents and visitors to the area, with sensitive adjustments to the safety and quiet enjoyment of home life as well as leisure.

Sincerely,



Suggested conditions of approval consistent with the operating schedule

1. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
2. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
3. There shall be a personal licence holder on site at any time the premises are open for the sale of alcohol under this licence.
4. A suitable intruder alarm and panic button shall be fitted and maintained.
5. A minimum of two members of staff shall be present throughout the permitted hours for the sale of alcohol.
6. There shall be no promotions that encourage illegal, irresponsible or immoderate consumption of alcohol.
7. When employed, door staff will wear high visibility armbands and assist with the dispersal of patrons from the premises.
8. All SIA staff must sign a register detailing the information stated below. This register must be kept on the premises and made available immediately upon the request of Police or authorised officer of The Council. The register will record:
 - a. Start and end of shift times;
 - b. SIA badge registered number; and
 - c. Full name.

Conditions agreed with the Metropolitan Police

9. In the event that crime or serious disorder is, or appears to have been, committed on the premises, the management will immediately ensure that:
 - a. The police and, where appropriate, the London Ambulance Service, are called immediately;
 - b. As far as is safe and reasonable practicable, all measures will be taken to apprehend any identified suspects pending the arrival of the police;
 - c. As far as is safe and reasonable practicable, all measures will be taken to preserve any identified crime scene pending the arrival of the police;
 - d. Any and all appropriate measures are taken to fully protect the safety of all persons present on the premises at all times during operating hours.

10. An incident log shall be kept at the premises, and made available on request to the police or an authorised officer, which will record:
 - a. Any and all allegations of crime or disorder reported at the venue;
 - b. Any and all complaints received by any party;
 - c. Any faults in the CCTV system;
 - d. Any visit by a relevant authority or emergency service;
 - e. Any and all ejections of patrons;
 - f. Any and all seizures of drugs or offensive weapons; and
 - g. Any refusal of the sale of alcohol.
11. CCTV shall be installed, operated, and maintained, to function all times that the premises is open for licensable activities. Said CCTV will comply with the following criteria:
 - a. The licensee will ensure that the system is checked every two weeks to ensure that the system is working properly and that the date and time are correct;
 - b. A record of these checks, showing the date and name of the person checking, will be kept and made available to the police or other authorised officer on request;
 - c. The Police will be informed if the system will not be operating for longer than one day of business for any reason;
 - d. One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering;
 - e. The system will provide full coverage of the interior of the premises and any exterior part of the premises accessible to the public;
 - f. The system will record in real time and recordings will be date and time stamped;
 - g. At all times during operating hours, there will be at least 1 member of staff on the premises who can operate the system sufficiently to allow Police or authorised Council officers to view footage on request;
 - h. Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to the police or other authorised officers on request (subject to the Data Protection Act 2018) within 24 hours of any request; and
 - i. Signage stating that CCTV is in operation will be clearly and prominently displayed at the premises.

12. The premises will operate the 'Challenge 25' proof of age scheme where:
 - a. All staff will be fully trained in its operation;
 - b. Only physical production of suitable forms of photographic identification, such as passport or UK driving licence, or a holographically marked PASS scheme cards, will be accepted. A screenshot or digital document copy will not be sufficient; and
 - c. Signage advertising the proof of age scheme shall be prominently displayed throughout the premises with a particular emphasis on the devices used by staff to serve customers.
13. The licence holder will at all times maintain adequate levels of staff and security. Such staff and security levels will be disclosed, on request, to the Licensing Authority and the Police. The need for door supervisors will be assessed by way of risk assessment and cognisance will be taken of any police advice.
14. The premises to operate a zero tolerance policy to drugs.
15. "Chelsea Hooks" or similar bag retention devices are to be provided on the underside of tables and counters where customers might reasonably be expected to otherwise place their bags on the floor.
16. The licensee shall ensure that all staff are trained on relevant matters, including the conditions of the premises licence, age restricted products and [if they are ever left in charge of the shop] the operation of the CCTV system and how to deal with visits from authorised officers. The licensee shall keep written records of training and instructions given to each member of staff, detailing the areas covered to include the Licensing Objectives, identifying persons under 25, making a challenge, acceptable proof of age & checking it, making & recording a refusal, avoiding conflict & responsible alcohol retailing.
Staff shall sign to confirm that they have received and understood the training. All staff who work at the till will be trained for their role on induction and be given refresher training every six months. The written training records kept for each staff member will be produced to police & authorised council officers on request.
17. The premises shall not be hired out to any third party.
18. The premises licence holder shall ensure that any patrons smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.
19. A maximum of 6 smokers shall be permitted to stand outside the frontage at any one time. Signage shall be displayed to advise customers of this and customers shall not take drinks outside with them.

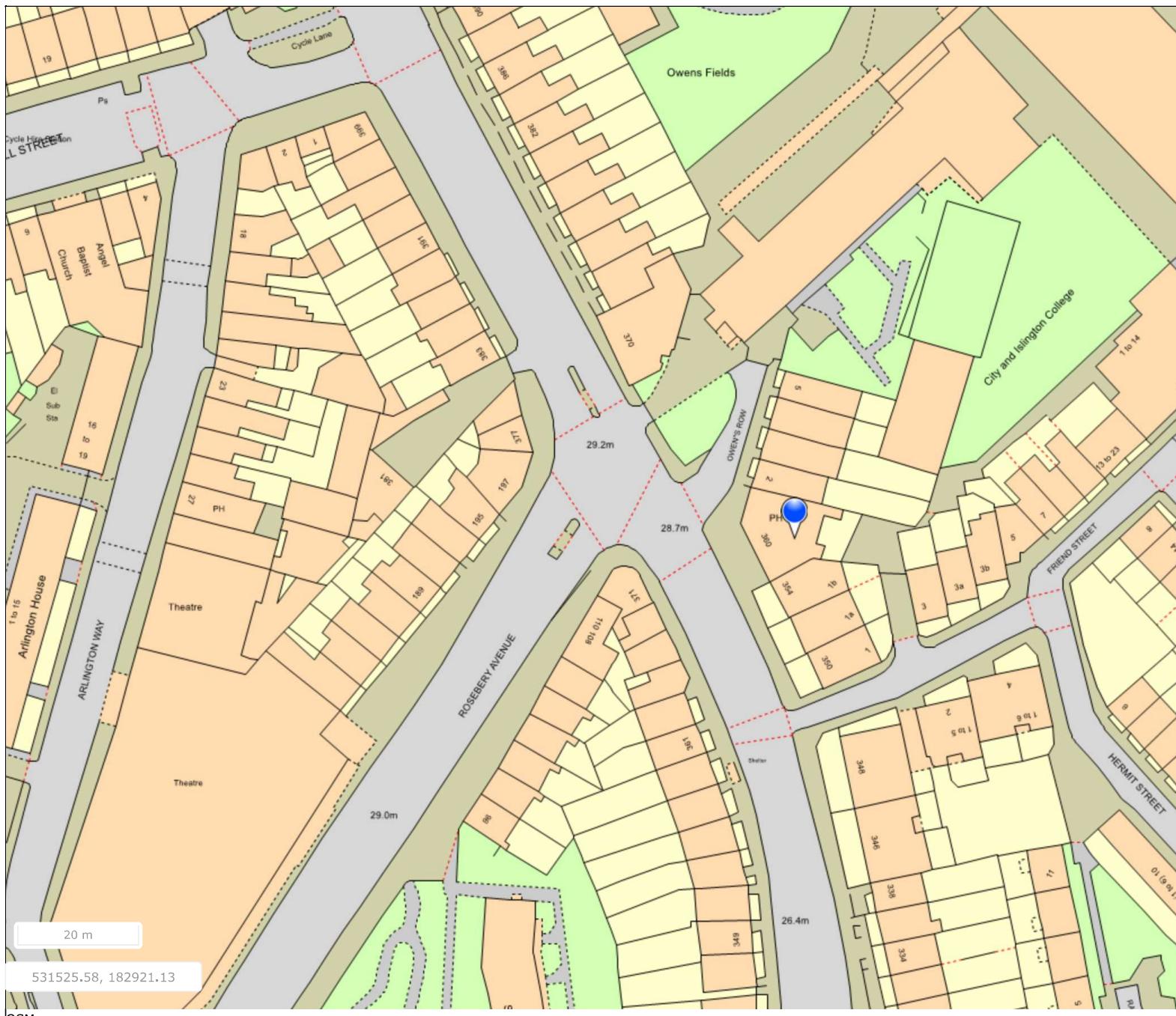
20. The premises licence holder shall endeavour to eliminate or minimise any nuisance arising out of its licensable activities. In doing so the premises licence holder will work with enforcement authorities where any issues are identified. A complaints procedure will be maintained in order that local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

Conditions agreed with the Council's Noise Service

21. Noise and vibration will not be allowed to emanate from the premises so as to cause a nuisance to nearby properties.
22. In the event of noise nuisance being witnessed by a council officer, 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, which may include the installation of a noise limiting device, to prevent persons in the neighbourhood from being unreasonably disturbed by noise of music 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 music and dancing.
23. If the above licence condition is required, and a noise limiting device is installed, the agreed maximum levels of amplified sound shall be expressed on the premises licence.
24. If a noise limiting device is installed, it shall be monitored, checked and calibrated as necessary, so that the levels approved by the Council, are not exceeded.
25. The controls for the noise limiting device shall be located in a secure, lockable cupboard or similar location. The noise limiting device shall be independent of control by persons other than the licensee. Access to the noise limiting system shall be restricted to the Licensee or a designated manager.
26. All doors and windows will remain closed from 23:00 hours, except for access or egress.
27. No more than 10 patrons, at any one time, shall use the frontage of the premises to smoke after 21:00hrs until closing.
28. The premises licence holder shall ensure that any patrons smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.
29. The last sale of alcohol or late night refreshment shall be 30 minutes before the stated closing time.
30. The collection of refuse shall be restricted to the hours between 08:00 and 21:00 Monday-Saturday. No waste collections shall be made on a Sunday or Bank Holiday.

31. The delivery of licensable goods to the premises shall be restricted to the hours between 08:00 and 18:00 Monday-Saturday. No deliveries of licensable goods to the premises shall be made on a Sunday or Bank Holiday.
32. Noise and/or Odour from any flue used for the dispersal of cooking smells serving the building shall not cause a nuisance to the occupants of any properties in the vicinity. Any filters, ducting and extract fan shall be cleaned and serviced regularly.

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