

Regulatory Services/Licensing 222 Upper Street, London N1 1XR

Report of: Director Community Safety, Resilience and Security

Meeting of: Licensing Sub-Committee

Date: 12/10/2023

Ward(s): Barnsbury

Subject:

PREMISES LICENCE NEW APPLICATION

Re:

LUCKY SKEWERS, 3 PENTON STREET, LONDON, N1

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, Mondays to Sundays from 12:00 until 23:00; and
 - The premises to be open to the public, Mondays to Sundays from 12:00 until 23:00.

1.3. Relevant Representations:

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

2. Recommendations

- 2.1. To determine the application for a new premises licence under Section 17 of the Licensing Act 2003;
- 2.2. These premises are located in the King's Cross 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 application was received by the licensing service on 16th August 2023.
- 3.2. Representations were submitted by the Responsible Authorities for Noise, Police and Trading Standards however, these were withdrawn on agreement to conditions of approval. These conditions can be found at Appendix 3 of the report.
- 3.3. There were three representations outstanding at the end of the consultation period. These representations can be found at Appendix 2 of this report.

4. Implications

4.1. Financial Implications

4.1.1. The Head of Finance reports that the applicant has paid the application fee of £190.00. Should the application be refused, the fee is not refundable.

4.2. Legal Implications

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

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

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

4.4. Equalities Impact Assessment

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

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

4.5. Planning implications

- 4.5.1. The property is within the Penton St / Chapel Market Conservation Area.
- 4.5.2. There are no planning conditions in relation to opening hours.
- 4.5.3. There are no enforcement cases open in relation to the property.
- 4.5.4. The planning department has no further comments on the application.

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:

Authorised by:

Janice Gibbons

Head of Regulatory Services

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

You may wish to keep a copy of the completed form for your records.													
appl desc relev	I/We YichenLondon Ltd (Insert name(s) of applicant) apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 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 Part 1 – Premises details												
Lucl Grou	Postal address of premises or, if none, ordnance survey map reference or description Lucky Skewers Ground Floor and Basement 3 Penton Street												
Post	town	London			Postcode	N1 9PT							
T. 1	1	1 (6)											
_		number at premises (if any)											
Non-	-domes	tic rateable value of premises	£12500										
Part	2 - Ap	plicant details											
Pleas	se state	whether you are applying for a p	premises licence	as	Please tick a	as appropriate							
a)	an in	dividual or individuals *			please comple	te section (A)							
b)	a per	rson other than an individual *											
	i	as a limited company/limited lia	ability	√	please comple	te section (B)							
	ii	partnership as a partnership (other than limi	ted liability)		please comple	te section (B)							
	iii	as an unincorporated association	1 or		please comple	te section (B)							
	iv	other (for example a statutory co	orporation)		please comple	te section (B)							
c)	a rec	ognised club			please comple	te section (B)							
d)	a cha	nrity			please comple	ete section (B)							

e)	the prop	rietor	of an	education	nal esta	blishm	ent		please comp	lete section (B)
f)	a health	servic	e bod	y					please comp	lete section (B)
g)	Standard	person who is registered under Part 2 of the Care please complete Standards Act 2000 (c14) in respect of an independent hospital in Wales								
ga)	a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England									lete section (B)
h)	the chief officer of police of a police force in England and Wales please complete se									
	ou are app elow):	olying	as a p	erson des	scribed	in (a) o	or (b) ple	ase co	nfirm (by ticki	ng yes to one
premi	ses for lic	ensab	le acti	vities; or		busine	ss which	involv	ves the use of t	the \square
1 alli 1	making the statutory			-	пюа					
	a function	on disc	charge	ed by virt	ue of H	Her Maj	esty's pr	erogat	ive	
(A) II	NDIVIDU	J AL A	PPL	ICANTS	(fill in	as app	licable)			
Mr		⁄Irs		Miss		N	∕Is □		er Title (for nple, Rev)	
Surna	ame						First n	ames		
Date	of birth			I	am 18 y	years ol	d or over	•	Please tick	yes
Natio	nality									
Curre										
addre	nt residen ss if diffe ses addres	rent fr	om							
addre	ss if differences	rent fr	om						Postcode	
addres premi	ss if differences	rent fro		e numbe	er				Postcode	
addres premi Post to Dayti	ss if differses address own me conta	rent fro		e numbe	er				Postcode	

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr ⊔	Mrs	Ц	Miss	Ц]	Ms	П		er Title mple, I	(
Surname						Fi	irst na	ımes					
Date of birt	h			I a	m 18 ye	ears	old or	ove	: 🗆	Plea	ise tic	ck yes	
Nationality													
Where applichecking ser note 15 for in	vice), th	e 9-d											ee
Current reside address if dispremises address	fferent fi	rom											
Post town									Postc	ode			
Daytime con	ntact tel	epho	ne numb	er									
E-mail addı (optional)	ess												
(B) OTHER Please prov give any reg body corpor	ide nam gistered	e and	d registei ber. In t	the ca	se of a	par	tnersl	hip o	r other	r joint v	ventı		
Name YichenLond	on Ltd												
Address Ground Floo 3 Penton Str London N1 9PT		asemo	ent										
Registered n 14829549	umber (where	e applicat	ole)									

Description of applicant (for example, partnership, company, uninco Ltd Company	orporated association etc.)
Telephone number (if any)	
E-mail address (optional) yichenlondon2023@gmail.com	
Part 3 Operating Schedule	
When do you want the premises licence to start?	DD MM YYYY 0 1 0 9 2 0 2 3
If you wish the licence to be valid only for a limited period, when do you want it to end?	DD MM YYYY
Please give a general description of the premises (please read guidant The premises is going to be a Chinese restaurant and offer the finest the public. Our mission is to provide a unique, real and authentic tast appealing atmosphere, similar to dining in China. All food and drink on the premises and served in an organised, speedy but orderly mann wish to dine in, carry out or delivery. Our kitchen is located on the b have some seats on the front part of the ground floor and some seats pantry are located next to the kitchen, you can find a toilet for man a basement.	traditional Chinese cuisine to te experience in a pleasant and as will be freshly prepared daily her to those consumers who back part of the ground floor, we son the basement, our bar and
If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.	
What licensable activities do you intend to carry on from the premise	es?
(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing	Act 2003)
Provision of regulated entertainment (please read guidance note 2)	Please tick all that apply
a) plays (if ticking yes, fill in box A)	
b) films (if ticking yes, fill in box B)	
c) indoor sporting events (if ticking yes, fill in box C)	
d) boxing or wrestling entertainment (if ticking yes, fill in box D)	
e) live music (if ticking yes, fill in box E)	

f)	recorded music (if ticking yes, fill in box F)	
g)	performances of dance (if ticking yes, fill in box G)	
h)	anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)	
<u>Pro</u>	vision of late night refreshment (if ticking yes, fill in box I)	
<u>Sup</u>	oply of alcohol (if ticking yes, fill in box J)	J

In all cases complete boxes K, L and M

Plays Standard days and timings (please read			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors			
guidance note 7)			(4-1112-1-111-2)	Outdoors			
Day	Start	Finish		Both			
Mon			Please give further details here (please read guid	dance note 4)			
Tue							
Wed			State any seasonal variations for performing plays (please read guidance note 5)				
Thur							
Fri			Non standard timings. Where you intend to us for the performance of plays at different times the column on the left, please list (please read g	to those listed	l in		
Sat							
Sun							

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
			(preuse read gurdanice note 3)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read gui	dance note 4)	
Tue					
Wed			State any seasonal variations for the exhibition read guidance note 5)	of films (plea	se
Thur					
Fri			Non standard timings. Where you intend to us for the exhibition of films at different times to column on the left, please list (please read guida	those listed in	
Sat					
Sun					

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (pleas read guidance note 5)
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in to column on the left, please list (please read guidance note 6)
Fri			
Sat			
Sun			

Boxing or wrestling entertainments Standard days and			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors			
timing	s (please ance note 7)	read	(Outdoors			
Day	Start	Finish		Both			
Mon			Please give further details here (please read gui	dance note 4)			
Tue							
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5)				
Thur							
Fri			Non standard timings. Where you intend to use for boxing or wrestling entertainment at differ listed in the column on the left, please list (please)	ent times to tl	<u>10se</u>		
Sat			note 6)				
Sun							

Live music Standard days and timings (please read			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors				
guidance note 7)			(Outdoors				
Day	Start	Finish		Both				
Mon			Please give further details here (please read gui	dance note 4)				
Tue								
Wed			State any seasonal variations for the performance of live music (please read guidance note 5)					
Thur								
Fri			Non standard timings. Where you intend to us for the performance of live music at different to listed in the column on the left, please list (please).	imes to those				
Sat			note 6)					
Sun								

Recorded music Standard days and timings (please read			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors				
guidance note 7)			(produce round guidantee riche e)	Outdoors				
Day	Start	Finish		Both				
Mon			Please give further details here (please read gui	dance note 4)				
Tue								
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 5)					
Thur								
Fri			Non standard timings. Where you intend to us for the playing of recorded music at different t listed in the column on the left, please list (pleas	imes to those				
Sat			note 6)					
Sun								

Performances of dance Standard days and			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
timings (please read guidance note 7)			(preuse read guidance note 3)	Outdoors	
Day	Start	Finish		Both	
Mon	Mon		Please give further details here (please read gui	dance note 4)	
Tue					
Wed			State any seasonal variations for the performa (please read guidance note 5)	nce of dance	
Thur					
Fri	Fri		Non standard timings. Where you intend to us for the performance of dance at different times the column on the left, please list (please read g	s to those liste	<u>d in</u>
Sat					
Sun					

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)		hat e), (f) or and read	Please give a description of the type of entertainn providing	nent you will b	2
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read	Indoors	
Mon			guidance note 3)	Outdoors	
				Both	
Tue			Please give further details here (please read gui	dance note 4)	
Wed					
Thur			State any seasonal variations for entertainmen description to that falling within (e), (f) or (g) guidance note 5)		
Fri					
Sat			Non standard timings. Where you intend to use for the entertainment of a similar description to within (e), (f) or (g) at different times to those column on the left, please list (please read guidant please	o that falling isted in the	<u>s</u>
Sun					

Late night refreshment Standard days and		nd	Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
timing	timings (please read guidance note 7)		The state of the s	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read gui	dance note 4)	
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Thur					
Fri			Non standard timings. Where you intend to us for the provision of late night refreshment at d those listed in the column on the left, please list	ifferent times	
Sat			guidance note 6)		
Sun					

Supply of alcohol Standard days and timings (please read		d	Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	1
guidano	ce note 7)			Off the premises	
Day	Start	Finish		Both	
Mon	12:00	23:00	State any seasonal variations for the supply of ale guidance note 5)	cohol (please re	ead
Tue	12:00	23:00			
Wed	12:00	23:00			
Thur	12:00	23:00	Non standard timings. Where you intend to use the supply of alcohol at different times to those lion the left, please list (please read guidance note 6)	sted in the colu	
Fri	12:00	23:00			
Sat	12:00	23:00			
Sun	12:00	23:00			

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

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

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

All food and drinks will be generally served and consumed on the premises. We will ensure that the items listed on the menu state any allergens in them so that our consumers are aware. All children that come to the premises must be accompanied by an adult, their food and drinks must be ordered by an adult. No alcohol will be sold and served to any individuals who is under 18.

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	12:00	23:00	
Tue	12:00	23:00	
Wed	12:00	23:00	Non standard timings. Where you intend the premises to be open
Thur	12:00	23:00	to the public at different times from those listed in the column on the left, please list (please read guidance note 6)
Fri	12:00	23:00	
Sat	12:00	23:00	
Sun	12:00	23:00	

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

We and our staff have responsibility for the effective and safe management of our premises and the promotion of the four licensing objectives. Training will be provided to all staff and will be about both preventing and managing problems occurring at premises. Training will be regularly updated. Our well trained staff will contribute to well-run premises and a responsible approach to the sale of alcohol. We will make sure our staff have formal qualifications, such as Personal License. All staff will be advised of licensing law in writing before they are allowed to serve alcohol. Training will be provided on premises's specific policies relevant to the operation of the business. A record will be kept of the date and name of person trained or advised and be made available for inspection by the police or licensing authority.

b) The prevention of crime and disorder

1. We will have clear documented policies and procedures in place which identify all crime and disorder risks associated with our premises and the measures implemented to prevent, manage and respond to those risks; 2. A security alarm will be installed at the premises to protect it when closed or empty; 3. Staff and private areas will keep locked and secured whilst the premises are open to the public; 4. CCTV will be installed inside and outside the premises, the cameras will cover all internal areas accessible to the public and areas immediately outside the premises, recordings will keep for a minimum period of 31 days and make them available for inspection by the police or licensing authority; 5. Consideration will be given to deliberately running below capacity to afford a comfort factor to the consumers and avoid conflict, violence or aggression within the premises; 6. Ejecting or refusing entry to persons from the premises if they do not meet our admissions standards or they are known to be violent or aggressive; 7. Training in conflict management will be provided to staff and give them the knowledge and confidence to deal with difficult situations and reduce crime and disorder at the premises; 8. A zero tolerance policy to the use of drugs and carrying of weapons will be adopted in the premises; 9. Calling the police if customers are suspected of being in possession of drugs or weapons, all staff will be made aware of this requirement: 10. Clear signage will be displayed throughout the premises about crime prevention and to warn customers of the potential for pickpockets and bag snatchers; 11. Layout of the premises and lighting will be considered to avoid secluded or dimly lit parts of the premises as they can encourage crime; 12. Long queuing times can cause people to become agitated or aggressive. We will reduce the potential for excessive queue lines with a well managed and effective door policy; 13. Staff training in preventing disorder will be provided to give them the knowledge and confidence to deal with difficult situations; 14. Drinks promotions will be socially responsible and not encourage excessive drinking; 15. Staff training on the effects of alcohol and how to spot early signs of customers will be provided to give them the knowledge and confidence to deal with drunken consumers; 16. Lockable shutter has been fitted by the entrance and the premises will become more secure when it is closed or empty.

c) Public safety

1. The premises will always comply with all food safety regulations; 2. We will do all we can to assist or enable disabled people to use our service; 3. Air conditioning and ventilation are installed on the premises to control temperature and prevent overheating; 4. A health and safety policy will be prepared for managing health and safety on the premises and share with all employees; 5. Risk assessment will be carried out on the premises to protect our employees, consumers and others from harm. A copy of risk assessment will be kept at the premises and made it available for inspection; 6. Certain workplace injuries and work-related disease will be reported to HSE and all records will be kept to manage risk on the premises; 7. We will give all our workers clear instructions and information as well as adequate training and supervision, make sure all of us know how to work safely and without risk to anyone's health; 8. We will provide welfare facilities and a working environment that is healthy and safe for everyone on the premises, including those with disabilities; 9. We will make sure employees get immediate help if taken ill or injured at work, for example, a

suitably stocked first aid kit, an appointed person or people to take charge of first aid arrangements, etc; 10. Spillages and broken glass will be cleaned up immediately to prevent floors from becoming slippery and unsafe. Bottle bins will be secured at all times and away from public areas; 11. A written policy to deal with all types of accidents and emergency incidents will be in place at the premises; 12. A copy of the fire safety assessment will be kept at the premises and made available for inspection by the fire authority and licensing authority; 13. A fire detection system will be in place at the premises and we will make sure it is fully functional at all times. The system will be tested regularly with records kept and made available for inspection; 14. Means of escape in case of any emergency will be clearly visible, unobstructed and well maintained including areas outside exits leading to a place of ultimate safety such as the street; 15. A zero tolerance policy to the use of drugs in the premises will be adopted, posters will be displayed throughout the premises to remind consumers of the zero tolerance policy; 16. We will make sure our staff are aware of their responsibilities regarding smoke-free legislation and for monitoring compliance.

d) The prevention of public nuisance

1. The behaviours of all consumers will be observed and controlled while they are on the premises so that they do not make too much noise; 2. Doors and windows on the premises will always be closed during opening hours, a mechanical ventilation system and sound-proofing will be used on the premises; 3. Sound levels of music that plays on the premises will always be controlled by the management; 4. Notices will be placed at the entrance and exit to remind consumers to leave quietly; 5. No music is allowed to play in the outdoor area of the premises; 6. Rubbish bins and glass refuse will be kept inside of the premises, away from public access.

e) The protection of children from harm

1. We will ensure that the items listed on the menu state any allergens in them so that our consumers are aware; 2. All children that come to the premises must be accompanied by an adult, their food and drinks must be ordered by an adult; 3. No alcohol will be sold and served to any individuals who is under the age of 18 years; 4. All children should be encouraged to sit down at the table with the rest of the family; 5. Avoid children sitting near the kitchen or next to an aisle where waiters or waitresses are frequently walking along with hot meals or drinks; 6. Children are not allow to wander around on their own on the premises; 7. Encourage courtesy for the other diners on the premises who may not be quite so used to children.

Please tick to indicate agreement

Checklist:

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

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

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

Part 4 – Signatures (please read guidance note 11)

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

Declaration	 [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, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	
Date	22/07/2023
Capacity	Director

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	

Capacity					
with this app	e (where not previou lication (please read or and Basement eet			ress for correspond	dence associated
Post town	London			Postcode	N1 9PT
Telephone n	umber (if any)			-	
	l prefer us to corresp n2023@gmail.com	ond with you	by e-mail, y	our e-mail address	s (optional)

Notes for Guidance

- Describe the premises, for example the type of premises, its general situation and layout
 and any other information which could be relevant to the licensing objectives. Where
 your application includes off-supplies of alcohol and you intend to provide a place for
 consumption of these off-supplies, you must include a description of where the place will
 be and its proximity to the premises.
- 2. 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.
 - 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.
 - 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.
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - 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.

- 3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
- 4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
- 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
- 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
- 7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
- 8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
- 9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
- 10. Please list here steps you will take to promote all four licensing objectives together.
- 11. The application form must be signed.
- 12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
- 13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
- 14. This is the address which we shall use to correspond with you about this application.

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

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

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

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

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this 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.
- 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:
 - o evidence of the applicant's own identity such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

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

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

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

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

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

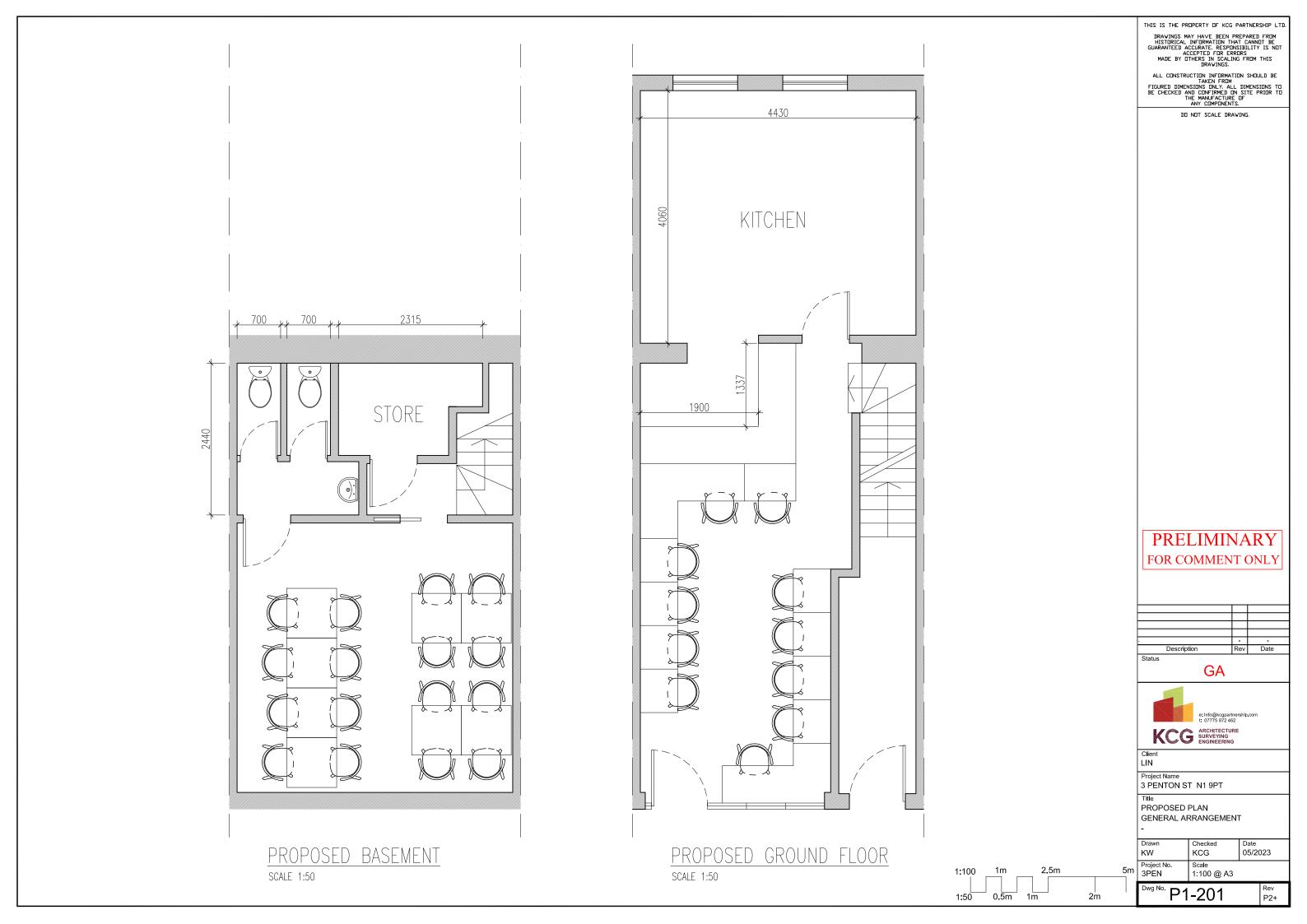
Home Office online right to work checking service

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.



Whitton, Daniel

From:

Sent: 01 September 2023 20:20

To:

Subject: WK/230025125 licensing objection

Follow Up Flag: Follow up Flag Status: Completed

[External]

Dear Sir/ Madam

I am writing to object to the proposed licence at 3 penton street on the following grounds

Prevention of crime and disorder Prevention of public nuisance Public safety

As Islington council are fully aware my neighbours and I are suffering with all of the above already due to licensed venues in the area and drunken ASB. Furthermore that is a red route and inappropriate and dangerous to have drunken people all over

Another licensed venue right opposite our front door is the last thing we need

Please confirm receipt of this email

Best,

Whitton, Daniel

From:

Sent: 04 September 2023 18:25

To: Licensing

Subject: REF WK/230025125

Follow Up Flag: Follow up Flag Status: Completed

[External]

LUCKY SKEWERS LICENSE APPLICATION

I am a resident of Lucky Skewers.

I have several concerns of the opening of this premises

- 1 Anti social behaviour noise of customers leaving the premises late at night, we already have a problem with people sitting, smoking, talking on the steps to our building from customers of The Lexington, how are they planning to monitor the noise?
- 2 Anti social behaviour of delivery drivers waiting outside the premises, are they planning on selling take out food?,

I look forward to your response

Kind Regards

Whitton, Daniel

From:

Sent: 05 September 2023 13:50

To: Licensing **Subject:** WK/230025125

Follow Up Flag: Follow up Flag Status: Completed

[External]

As a resident of Penton Street we already have 2 late night bars and 1 takeaway pizza. We already have people sitting on our doorstep eating and talking loudly late into the night. Also what these places also attract is private hire drivers hoping for work. These people also think it's ok to talk loudly or listen to music late at night. We are already suffering from antisocial behaviour and this restaurant will only add to this.

Regards



Suggested conditions of approval consistent with the operating schedule

- 1. The premises shall adopt a zero tolerance policy to the use of drugs and carrying of weapons.
- 2. The premises will reduce the potential for excessive queue lines with a well managed and effective door policy.
- 3. Lockable shutter has been fitted by the entrance and the premises will become more secure when it is closed or empty.
- 4. Air conditioning and ventilation are installed on the premises to control temperature and prevent overheating.
- 5. Doors and windows on the premises will always be closed duing opening hours, a mechanical ventilation system and sound-proofing will be used on the premises.
- 6. Sound levels of music that plays on the premises will always be controlled by the management.
- 7. Notices will be placed at the entrance and exit to remind consumers to leave quietly.
- 8. No music is allowed to play in the outdoor area of the premises.
- 9. Rubbish bins and glass refuse will be kept inside of the premises, away from public access.
- 10. All children must be accompanied by an adult and their food and drinks must be ordered by an adult.
- 11. No alcohol will be sold or served to any individual that is under the age of 18 years.

Conditions agreed with the Metropolitan Police

- 12. CCTV shall be installed, operated and maintained at all times that the premises is open for licensable activities, so as to comply with the following criteria:
 - a. The licensee will ensure that the system is checked every two weeks to ensure that the system is working properly and that the date and time are correct. A record of these checks, showing the date and time of the person checking, shall be kept and made available to police or authorised council officers on request;
 - b. The police must be informed if the system will not be operating for longer than one day of business for any reason;
 - c. One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering;
 - d. The system will provide coverage of any exterior part of the premises accessible to the public;
 - e. The system shall record in real time and recordings will be date and time stamped; and
 - f. Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to police or authorised council officers on request, (subject to the Data Protection Act 1998) within 24 hours of any request.

- 13. Non-intoxicating beverages shall be available to patrons at all times where alcohol is sold, and tap water shall be provided free of charge upon request.
- 14. The premises shall operate as a restaurant under the following parameters:
 - a. The supply of alcohol is by way of waiter/waitress table-service;
 - A varied menu of substantial hot food offerings, freshly prepared and plated on the premises, shall be available at all times the venue is open for licensable activities; and
 - c. There shall be no vertical drinking on the premises at any time.
- 15. An incident log shall be kept at the premises, and made available on request to officers of the police or local authority. Said log shall be updated as soon as reasonably practicable and in any event within 12 hours of any given incident. All entries will be dated, timed, and signed. Said log shall record the following:
 - a. Any and all crimes reported to the venue;
 - b. Any and all ejections of customers;
 - c. Any and all complaints received concerning crime and disorder;
 - d. Any and all incidents of disorder;
 - e. Any and all seizures of drugs or offensive weapons;
 - f. Any and all faults in the CCTV system;
 - g. Any and all refusals of the sale of alcohol; and
 - h. Any and all visit by a relevant authority or emergency service.
- 16. There shall be no sales of:
 - a. beers or ciders of 6.5% abv or greater; and
 - b. spirit miniatures.
- 17. A current and direct number for a dedicated local taxi company shall be made available to customers at all times.
- 18. No drink promotions shall be operated at any time.
- 19. In the event that any serious assault is (or appears to have been) committed on the premises, the management will immediately ensure that:
 - a. The police (and, where appropriate, the London Ambulance Service) are called without delay;
 - b. All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police;
 - c. The crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and
 - d. Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.

- 20. All staff members engaged in selling alcohol on the premises shall, upon induction and every 12 months thereafter, receive training pertinent to the Licensing Act where:
 - a. All such training shall be fully documented, signed by the employee, and kept at the premises for inspection by Police or other authorised officers; and
 - b. Training shall include, but not be limited to:
 - i. The premises age verification policy;
 - ii. Dealing with refusal of sales; and
 - iii. Identifying attempts by intoxicated persons to purchase alcohol Identifying signs of intoxication.
- 21. The licensee shall train and instruct the management and staff to prevent the admission of, and ensure the immediate and orderly departure of:
 - a. Any and all persons who appear to be drunk and/or disorderly; and
 - b. Any and all persons displaying signs of other substance abuse.
- 22. The premises licence holder shall ensure that any patrons smoking outside of the premises do so in an orderly manner and are regularly monitored by staff so as to ensure that there is no public nuisance or obstruction on the public highway.
- 23. A fully stocked first aid kit shall be maintained at the premises and all staff shall be aware of its location.
- 24. All emergency exits shall be clearly and prominently signed and shall be maintained unobstructed at all times.

Conditions agreed with the Council's Noise Service

- 25. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
- 26. In the event of a noise/nuisance complaint substantiated by an authorised officer, the licensee shall take appropriate measures in order to prevent any recurrence.
- 27. If any music is to be played, it shall be restricted to ambient background levels of sound.
- 28. The licensee shall practice best endeavours to ensure that no internal combustion engine vehicles are used for deliveries from the premises and will monitor noise levels.
- 29. If internal combustion engine vehicles are used for deliveries from the premises, the licensee shall ensure that drivers do not park or loiter in the vicinity of residential premises.
- 30. Alcohol shall not be sold or supplied, via delivery from the premises, otherwise than to persons purchasing food and is ancillary to their meal.
- 31. The premises will operate a no idling policy.
- 32. Delivery drivers will conduct the delivery in a manner that will not cause a noise disturbance to the occupiers of any residential properties surrounding the delivery address.
- 33. Delivery of alcohol will be refused if the driver considers the person receiving the delivery to be under the influence of alcohol or drugs.
- 34. Drivers will abort delivery where it is believed that a sale is a 'street sale'.

35. No deliveries are to be made to an open space.

Conditions agreed with the Council's Trading Standards Service

- 36. The licensee shall adopt a 'Challenge 25' policy and promote it through the prominent display of posters.
- 37. The licensee shall put arrangements in place to ensure that before serving alcohol to persons they believe to be less than 25, staff ask to see accredited proof of age: that is, proof of age cards carrying the 'PASS' logo (and no others), a Passport, or UK Driving Licence bearing the photograph and date of birth of the bearer.
- 38. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training. The licensee shall keep records of training and instructions given to staff, detailing the areas covered, and make them available for inspection upon request by the licensing team, police or trading standards.
- 39. The licensee shall require staff to note any refusals to sell to young people in a refusals log. The refusals log shall be made available for inspection upon request by the licensing team, police or trading standards.

