

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

Report of: Director Community Safety, Resilience and Security

Meeting of: Licensing Sub-Committee A

Date: 04/2024

Ward(s): Finsbury Park

Subject:

PREMISES LICENCE NEW APPLICATION

Re: PROPER TACOS, UNIT 6, NAGS HEAD MARKET, 22 SEVEN SISTERS ROAD, LONDON N7 6AG

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 of alcohol, On and Off the premises, Mondays from 12 noon to 20:00, Tuesdays to Thursdays, from 12 noon to 21:00, Fridays and Saturdays, from 12 noon to 22:00 and on Sundays, from 12 noon to 17:00.**
- **Bank Holidays, from 12 noon to 16:00**
- **Premises open to the public, Mondays 08:00 to 20:00, Tuesdays to Thursdays, from 08:00 to 21:00, Fridays and Saturdays, from 08:00 to 22:00, Sundays, from 08:00 to 18:00.**

- **Bank Holidays, open from 10:00 to 16:00**

1.3. Relevant Representations:

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

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 Holloway and Finsbury Park 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. The new premises licence application was received by the Council's Licensing Service on 19th January 2024.
- 3.2. The Licensing Authority received representations from the local ward councillor, and three local residents in objection to the application, copies of the representations can be found at Appendix 2.
- 3.3. The applicant has agreed conditions with the Police and the Council's Noise Service. These conditions are detailed at Appendix 3.

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 Planning & Development section have the following comments to make in relation to the above application.

4.5.2. The property is not listed nor located within a conservation area. However, it is within the Nags Head Town Centre (NHTC) and is part of the designated primary shopping frontage (PSF).

4.5.3. Planning permission was granted on appeal on 3 October 2022 (P2021/1714/S73) for proposed use of mezzanine floor for food and drink uses in association with the retention of Ground Floor Market use (Sui Generis), with associated first floor access door and staircase (emergency escape) to south elevation, and creation of covered first floor terrace to the west elevation, together with the retention of first floor central glazing and build up brickwork to south elevation, retention of north flank first floor central glazing and brick wall enclosure and retention of alterations to rear extractor/plant equipment, louvered screen and associated works, at Nag's Head Market, London N7 6AG in accordance with the terms of the application, Ref P2021/1714/S73, dated 11 June 2021, without compliance with Conditions Nos 3, 5 and 9 previously imposed on planning permission Ref P2020/0079/FUL, dated 11 February 2021, but subject to the conditions set out in the appeal decision.

Specifically, condition 6 of the aforementioned appeal decision, which states: "The ground floor Sui Generis market use hereby permitted shall only operate within the hours detailed below and at no other time unless otherwise approved in writing by the Local Planning authority:

Monday to Saturday: 0600 hours to 2300 hours

Sunday and Bank Holidays: 0700 hours to 2200 hours.

4.5.4. The proposed opening hours in the license application accord with the conditioned hours of operation for the ground floor units within the Nags Head Market.

4.5.5. On this basis, no objection is raised.

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:

Terrie Lane

Licensing Manager

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.

We Scott Collinge and Teresa Lopez

(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

Postal address of premises or, if none, ordnance survey map reference or description			
Proper Tacos Unit 6 22 Seven Sisters Road Islington			
Post town	London	Postcode	N7 6AG

Telephone number at premises (if any)	[REDACTED]
Non-domestic rateable value of premises	£ 5400

Part 2 - Applicant details

Please state whether you are applying for a premises licence as **appropriate** **Please tick as appropriate**

a)	an individual or individuals *	X	please complete section (A)
b)	a person other than an individual *		
	i as a limited company/limited liability partnership		please complete section (B)
	ii as a partnership (other than limited liability)		please complete section (B)
	iii as an unincorporated association or		please complete section (B)
	iv other (for example a statutory corporation)		please complete section (B)

c)	a recognised club		please complete section (B)
d)	a charity		please complete section (B)
e)	the proprietor of an educational establishment		please complete section (B)
f)	a health service body		please complete section (B)
g)	a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales		please complete section (B)
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		please complete section (B)
h)	the chief officer of police of a police force in England and Wales		please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

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

(A) individual applicants (fill in as applicable)

<input checked="" type="radio"/> Mr	<input type="radio"/> Mrs	<input type="radio"/> Miss	<input type="radio"/> Ms	Other Title (for example, Rev)	
Surname Collinge			First names Scott		
Date of birth		I am 18 years old or over		Please tick yes X	
Nationality ██████████					
Current residential address if different from premises address		██████████ ██████████ ██████████			
Post town	██████████			Postcode	██████████
Daytime contact telephone number			██████████		
E-mail address (optional)		██			
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service (please see note 15 for information)					

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Second individual applicant (if applicable)

Mr	<input checked="" type="radio"/> Mrs	Miss	Ms	Other Title (for example, Rev)	
Surname Lopez			First names Teresa		
Date of birth or over		I am 18 years old		Please tick yes X	
Nationality ██████████					
Current residential address if different from premises address		██████████ ██████████ ██████████			
Post town	██████████	Postcode	██████████		
Daytime contact telephone number		██████████			
E-mail address (optional)	██				
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service: (please see note 15 for information)					

(B) Other applicants

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

Name
Address

Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
0 1	0 3	2 0 2 4

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 guidance note 1)

A food unit within a covered market. Limited seating and located in between other food units. The business would serve alcohol to this limited seating area in within the businesses premise for consumption within the covered market only, and as part of a delivery request on the delivery platforms.

The unit/business premise is 3m x 3m with a kitchen within the back area 2m x 3m and 1m x 3m access into/out of the unit including a table with 6 stools.

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

N/A

What licensable activities do you intend to carry on from the premises?

(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>Provision of late night refreshment</u> (if ticking yes, fill in box I)	
<u>Supply of alcohol</u> (if ticking yes, fill in box J)	X

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guidance 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 use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

C

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

D

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

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
				Both	
Mon			Please give further details here (please read guidance 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 use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon				Please give further details here (please read guidance 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 use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

G

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

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	
Mon				Outdoors	
				Both	
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

I

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

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	
				Off the premises	
Day	Start	Finish		Both	X
Mon	12:00	20:00	State any seasonal variations for the supply of alcohol (please read guidance note 5) Bank Holidays 12:00 – 16:00		
Tue	12:00	21:00			
Wed	12:00	21:00			
Thur	12:00	21:00			
Fri	12:00	22:00	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat	12:00	22:00			
Sun	12:00	17:00			

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	Scott Michael Collinge
Date of birth	██████████
Address	██████████ ██████████ ██████████ ██████████
Postcode	██████████
Personal licence number (if known)	████████████████████

Issuing licensing authority (if known) XXXXXXXXXXXXXXXXXXXX

K

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).

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) Bank Holidays 10am – 4pm
Day	Start	Finish	
Mon	08:00	20:00	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)
Tue	08:00	21:00	
Wed	08:00	21:00	
Thur	08:00	21:00	
Fri	08:00	22:00	
Sat	08:00	22:00	
Sun	08:00	18:00	

M

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)

- CCTV in place with recorded video at least 28 days
- ID anyone who looks under the age of 25yrs old as per challenge 25 policy
- Food Focused, food must be purchased to consume alcohol
- No standing while consuming alcohol
- Delivery of alcohol only, no takeaway alcohol that can be consumed off site.
- Clear notices regarding policies and licensing of Proper Tacos
- Be considerate with our Neighbours poster to be displayed reminding customers to be mindful when leaving the premise.
- Premise License holder to be onsite when alcohol license begins and ends.
- Capacity of Proper Tacos is six for consumption of alcohol due to number of seating available
- Any children under the age of 14 must be accompanied by an adult.
- Cooperation with the Nagshead Market management on any incidents/accidents and general communications.
- Last orders call 30 minutes before closing and 15 minutes prior to adequately disperse customers in an orderly fashion as to keep the noise to a minimum and to reduce any incidents or accidents.
- Always abide by Licensing law and Proper Tacos Policies.
- ADDITIONAL INFORMATION PROVIDED AT THE END OF THIS FORM

b) The prevention of crime and disorder

- Any incidents are reported to the police and recorded in accident report book
- Glass bottles will be collected once finished and disposed of into a dedicated glass bin.
- Alcohol must only be purchased with a meal, once the meal has finished no alcohol may be purchased unless more food is bought and consumed.
- CCTV installed on the premise overlooking the service area. In addition, the Nags Head Market CCTV will be in operation overlooking the corridor in front of Proper Tacos premise within the market.

c) Public safety

- All fire exits have the appropriate signage and fire evacuations instruction within the Nags Head Market. All traders including Proper Tacos abide by the Nags Head Market's Fire evacuation procedure.
- Fire extinguishers and fire blankets are on site of use in case of an incident
- Capacity of limit six dining with alcohol
- Comply with all food safety regulations
- Constant maintenance of cleanliness of the licensable area to provide a safe environment for customers, staff and passing trade in the market.

d) The prevention of public nuisance

- Closing as per scheduled times, customers will be asked to leave the premise in a quiet and orderly fashion without alcohol if not consumed. All alcoholic drinks must be drunk on site and not to be taken outside of the premise.
- Clear notices will be displayed reminding customers to leave quietly and to show respect to our neighbours, both inside and outside of our premise.
- Noise to be monitored and reduced in the event of it becoming a nuisance to other traders/passing trade.
- Any litter that is on the premise to be cleaned up within a reasonable time frame to reduce/eliminate any risks to slips, trips, and falls also to keep the place clean.

e) The protection of children from harm

- The Licensee and staff will ask customers who appear to be under the age of 25 for photographic ID. These will be a passport, biometric permit, driver's license, a pass hologram card or a military ID bearing a photograph of the person purchasing alcohol and their date of birth.
- All staff will be trained, and a record kept of prevention of underage sales every 6 months by a personal license holder.
- A register of refused sales shall be kept on site and maintained.
- all children under the age of 14 must be accompanied by an adult

Checklist:

Please tick to indicate agreement

•	I have made or enclosed payment of the fee.	X
•	I have enclosed the plan of the premises.	X
•	I have sent copies of this application and the plan to responsible authorities and others where applicable.	X
•	I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.	X
•	I understand that I must now advertise my application.	X
•	I understand that if I do not comply with the above requirements my application will be rejected.	X
•	[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).	X

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	<ul style="list-style-type: none"> [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	18/01/2024
Capacity	Business Owner

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	18/01/2024
Capacity	Business Owner

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Post town	London	Postcode	N22 5NP
Telephone number (if any)	[REDACTED]		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
[REDACTED]			

Notes for Guidance

1. 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:
 - 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.
 - 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.
- 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:
 - 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.
 - 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.
 - 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;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
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 issued to an individual or an individual in a partnership which is not a limited liability 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 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 the right 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 which an applicant has provided, to demonstrate their entitlement to work in the UK (which do not need to be certified) as per information published on gov.uk and in guidance.
- 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).

Home Office online right to work checking service.

As an alternative to providing a copy of original documents, 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 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, 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 shared digitally. 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 copies of documents as set out above.

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.

ADDITIONAL INFORMATION

Proper Tacos is a food focusses business that would like to serve alcoholic drinks as an accompaniment to a meal.

To control the amount of people ordering alcoholic drinks with our food the capacity of Proper Tacos premise will be no more than six customers seated with no standing allowed for alcohol consumption. This allows the business to control the number of guests in Proper Tacos consuming alcohol including any risks or obstructions to the fire routes, escapes, and flow of traffic within the market.

Fire exits and routes are maintained, and the responsibility of the Nagshead Market. Proper Tacos will abide by these policies and rules of the Nagshead Market and will be in constant communication with the Nagshead Market Management.

To monitor and dissuade guests from bad behaviour or criminal activities we have installed a CCTV camera above our premise which monitors the seating area and part of the corridor of the market in front of Proper Tacos. The Nagshead Market also has CCTV monitoring the corridors in both directions. Any incidents will be recorded in an accident report book, communicated to the Nagshead Market Management team and, if required, to the police to uphold the safety of all guests and staff within the Nagshead Market and Proper Tacos.

All staff will be trained by a license holder on the sale of alcohol, our drugs policy, refusal of sale of alcohol, promotion of the licensing objectives, premise license activities and conditions, DPS authorisations, age verification policy, how to deal with difficult customers, noise impact, dispersal policy, health and safety in the workplace, first aid/who are the first aiders on site, emergency evacuation procedures, and safe working practises and risk assessments.

All records of this training will be recorded and signed by the license holder on site and copy of every personal license in case required by an officer of the government. Refresher training will be provided to all members of staff every 6 months and records kept and made available to the police or local authorities on request.

All staff will be adequately trained in fire, health, and safety risk assessments on all aspects of the business included in their induction material once they are hired by Proper Tacos and reviewed/refreshed every six months or when refresher training is required. This is to prevent any risk to themselves and the public.

Cleanliness will be maintained and a list of daily/weekly cleaning tasks to be signed and recorded once complete.

All manual handling will be training during the induction period of new hires.

Any wet/contaminated surfaces will be cleaned up as soon as reasonably possible and a wet floor sign to be present to warn the surrounding area of risk.

Use of a stool or step ladder to reach items above height to reduce/eliminate risk from falling from height.

For overheating risks within the kitchen staff will be able to have regular breaks outside the premise, provided with plenty of water and able to wear short-sleeved apparels to work.

On site sinks will be stocked with a moisturiser to reduce/prevent dermatitis.

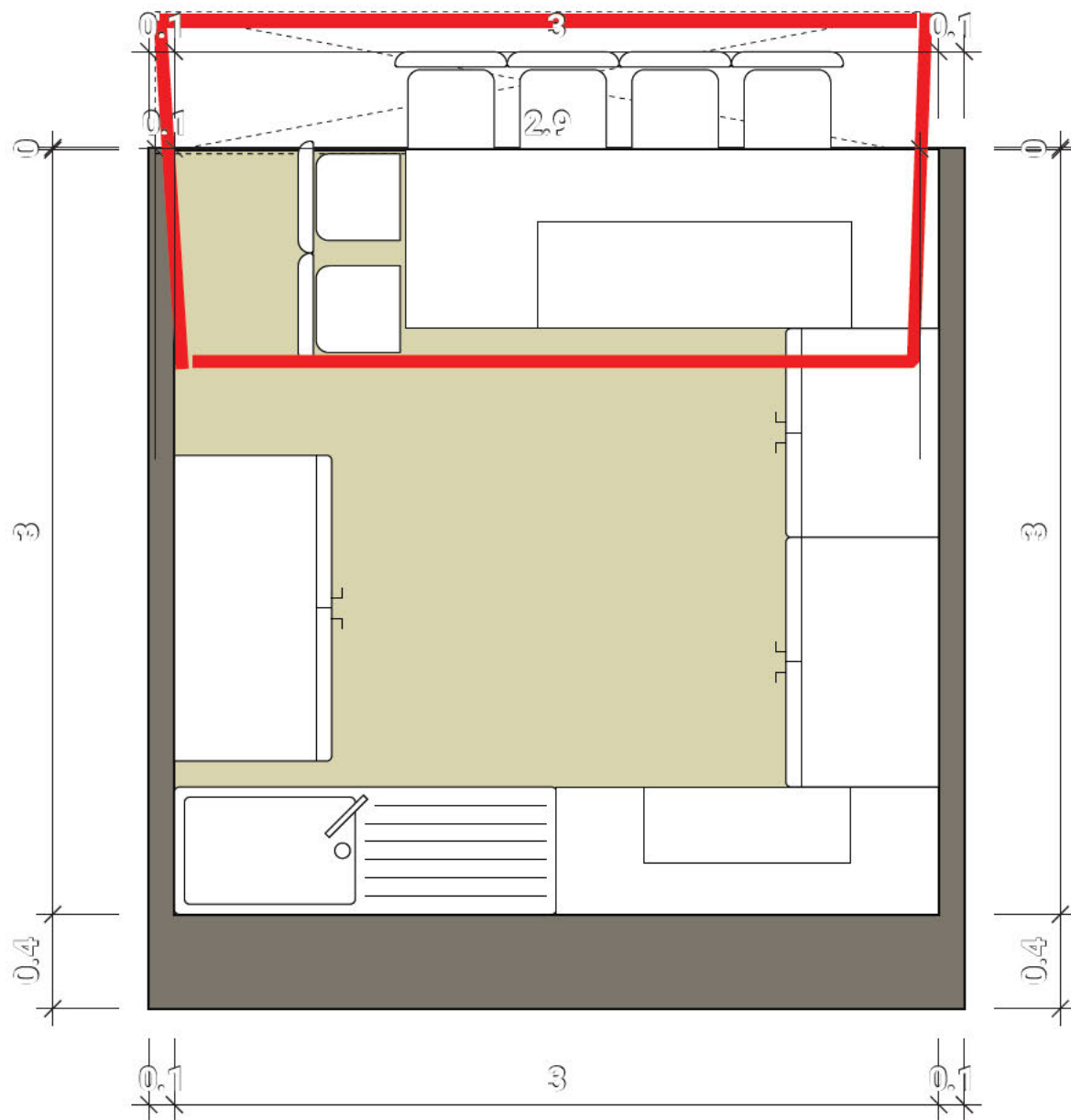
For the sale of alcoholic beverages, customers will need to firstly, present ID if asked by a member of staff using a passport, biometrics permit, PASS hologram ID, military ID, or a UK/European driver's license to provide identification. Secondly, they will need to order their food first before any alcoholic drinks are to be ordered/served.

If a customer's meal is finished, they are allowed to purchase more alcoholic beverages only if more food is ordered, therefore controlling the amount of alcohol consumed on site. No alcoholic drink can be taken off site if not finished. All alcohol is to be consumed on site and not leave the premise unless ordered through a delivery app placed into a sealed container/bag.

Any children/young adult under the age of 14 must be accompanied by a parent or guardian. As per Proper Tacos policy and law anyone under the age of 18 years old may be able to purchase alcohol. ID will need to be provided if asked for by a member of Proper Tacos staff.

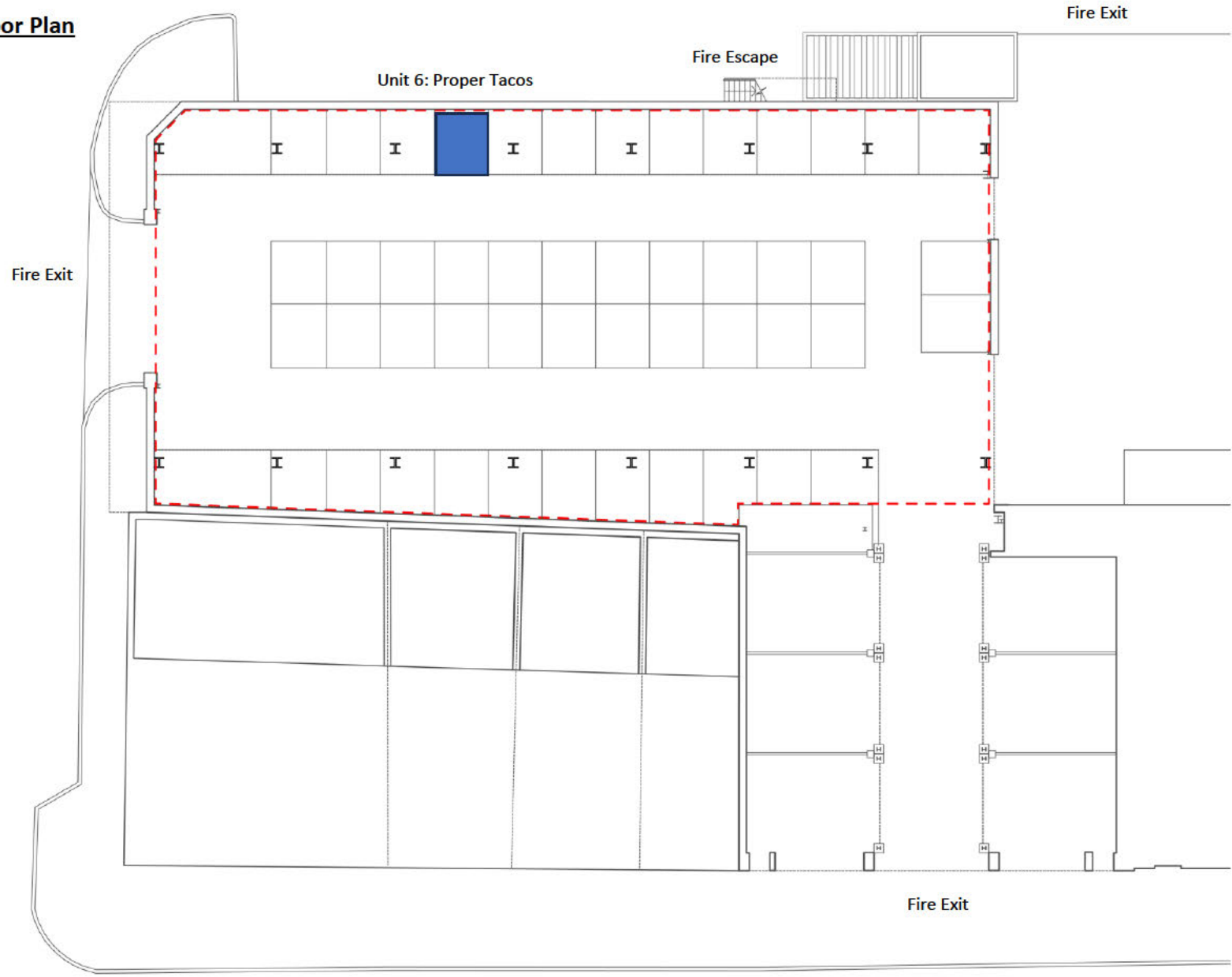
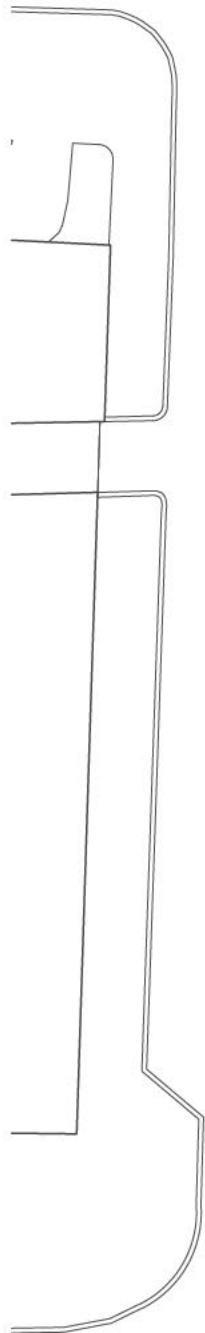
ADDITIONAL DOCUMENTS FOR SUPPORT

- Correct forms of ID Poster
- Challenge 25 policy poster
- Polite notice to customers regarding leaving the premises.
- Proper tacos policies, opening and closing hours poster.
- Personal license of nominated DPS
- Proper Tacos Plan of the premises including licensable area required and CCTV camera placement.
- Consent of individual to being specified as premises supervisor.
- Licensing Act 2003 Weights and Measures Act 1985 poster
- Notice of application for Variation of a Premise license/club premises certificate.
- Dispersal Policy
- Drugs Policy
- Risk assessments and training material



0 m²

Nagshead Market Ground Floor Plan



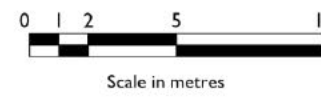
Fire Exit

Unit 6: Proper Tacos

Fire Escape

Fire Exit

Fire Exit



Site Boundary

Existing Ground Floor Plan



1:200 at A3

From: [Heather, Gary](#)
To: [James, Kamari](#); [Licensing](#)
Cc:
Subject: RE: Premises Licence Application: Proper Tacos, Unit 6, Nags Head Covered Market, 22 Seven Sisters Road, London, N7 6AG
Date: 29 February 2024 15:55:32

James,

My representations on above are as follows.

1. The licence should not be permitted as the location is in a Cumulative Impact Area that is already awash with alcohol sold by many other outlets.
2. Selling alcohol both on the premises and the delivery of off sales will hinder the achievement of the council's four licensing objectives in this area: the prevention of crime and disorder; the prevention of public nuisance; public safety; and the protection of children from harm.
3. The noise generated here will disturb local residents and impair their amenity, and be detrimental to the wellbeing of children trying to sleep in the evening.
4. There is no direct mention in the application of how off sales of alcohol will be delivered to customers. Will this be by delivery drivers? If so, what will stop them causing noise and disruption in the area? Particularly in the evening. And especially when the Hertslet Road entrance to the market closes at 8.30pm – a measure put in place by a licencing committee to prevent noise and disturbance for local residents and children trying to sleep in the evening. Also, welfare facilities for delivery drivers are not mentioned. There is already a problem with delivery drivers mounting the pavements in Mayton Street to avoid detection when driving through the no entry filter into Hertslet Road – in some cases to access the market via the backlands service road. There is not management plan for any of this as far as I can see.
5. There is no mention of security staff in the application.
6. There is no comprehensive management plan mentioned.
7. No consideration is given to on street parking around the market site – from 8.30pm the Hertslet Road entrance to the market is closed and Seven Sisters Road is a red route where stopping and parking is restricted.
8. The planning committee has already restricted another business in the market to alcohol sales up to 9pm.
9. For the above reasons I am against this application being granted.

Regards,

Cllr Gary Heather
Finsbury Park Ward

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](#)

From: [REDACTED]
To: [Forde, Niall; Licensing](#)
Subject: Proper Tacos, Unit 6, Nags Head Covered Market-Ref: WK/230041981
Date: 11 February 2024 19:50:54
Attachments: [Islington Council Review of Cumulative Impact Policy 2022.pdf](#)

[External]

From: [REDACTED]
Address: [REDACTED]
To: Islington Council Licensing team
Re: Premises Licence Application OBJECTION- Proper Tacos, Unit 6, Nags Head Covered Market-22 Seven Sisters Road, London N7 6AG
Ref: WK/230041981

Dear Niall/ Islington Licensing team,

My interest in the Market is that I own and live in [REDACTED] with my family. The front door to my home is [REDACTED] from the Hertslett Road entrance to the Market.

It should be noted that this is the fourth Alcohol Licensing Application that I (and local residents) have had to respond to since 2018 in relation to the Nags Head Covered Market. Two of those Applications have been referred to and heard before Licensing Sub Committee.

It is important that the Licensing team make Licensing Sub Committee members aware of earlier applications in relation to alcohol Licensing and Planning. This Unit 6 has no planning permission to sell alcohol. Licensing Policy One has not been satisfied. Please accept this e-mail as my **OBJECTION** to the entirety of the subject matter of the Premises Licence.

Licensing Objectives

The aim of this note is to address matters relevant to the Licensing Objectives: the prevention of crime and disorder, the prevention of public nuisance, public safety, and the protection of children. The note also considers matters relevant to current Islington Council Licensing policy objectives.

The Licence Application is for a new licensed premises selling alcohol sitting in the centre of an area currently and correctly designated as a Cumulative Impact area by Islington Council.

Off-sales are unacceptable from any part of the Market at any time. There are far too many outlets already selling alcohol as off sales in this immediate area. There is no way off-sales can be reconciled with the area already being designated a Cumulative Impact zone-see attachment for Islington Council's policy on Cumulative Impact Zones within the Borough.

Licensing a single unit within the larger downstairs area of the Market will open the flood gates to the whole of the ground floor area wanting to become licensed. This was tried by the overall Market Operator (Satpal Sethi/Italian job) and failed before Licensing Sub Committee at the end of 2018/early 2019.

As a minimum, if Licensing Sub Committee are minded to consider a licence, it should have the same conditions granted for the upstairs area to the Upper Place (the Simone Moroni operation) as a minimum

Background

I find it objectionable and abhorrent (like most of my neighbours) that we are being dragged through another Premises Licence application for the Market to enable it to stay open late and to sell alcohol.

Extensive consideration of this matter has been before Licensing Sub Committee previously.

The Market site desperately needs proper management, investment and improvement. The Market Operator /Licence Applicant has been unable to provide this since 2006.

The Application should not have been validated or accepted by the Islington Council in the circumstances of what has been happening at the Market. All of this has been carried out by this same Market Operator /Satpal Singh Sethi/ Kawal and Nancy International Limited.

Licensing Sub Committee will need to consider whether Licence Applicant/ Main Market Operator/Satpal Singh Sethi/ Kawal and Nancy International Limited is a fit and proper person to benefit or hold a premises licence to sell alcohol..

This current Application is frivolous and vexatious. The Application should be dismissed by Licensing Sub Committee without further consideration on the basis that the matter has already been considered in great detail by Licensing Sub Committee on February 19, 2019. The Market has been run very poorly by Satpal Singh Sethi for many years. Regrettably, the Market has been a badly operated dirty dump for the period whilst Satpal Sing Sethi has operated it.

Local residents would be utterly horrified if the Market (ground floor) could now be operated for longer hours and/or alcohol could be sold from it under the control or auspices of Satpal Sing Sethi/ Kawal and Nancy International Limited.

The lesson for the Market Operator Satpal Sing Sethi/ Kawal and Nancy International Limited must be that if you build or develop a Site/Market without consulting the local community and without planning permission (especially on this scale and in an area as sensitive as Nags Head), then you are foolish and risk wasting significant amounts of money. This is what has happened here. Like the rest of us, Satpal Singh Sethi needs to learn that he must also comply with the law.

Background to the Site/Market

The very recent history to the Market is that the current Market Operator (and the Market investors/Mr Satpal Sethi) decided several years ago that the old traditional mixed use ground floor covered Market was not making him/them sufficient money. The Market Operator had realised from the other Market he operates in Tooting Broadway that the best way to make the most money from a Market designated area such as the Nags Head Covered Market would be to sell hot food and alcohol.

From about 2015, the main Market Operator has by stealth, by developing the Market unlawfully through significant (and sometimes secretive) construction/other work/additions, and then through piecemeal incremental planning applications (some also retrospective to cover over previous unlawful development work- see P2017/4532/COL) attempted to convert the Market into a new much larger zone selling hot food (take away/on the premises) and alcohol.

The ruse has been happening slowly but with determination over a number of years now.

The Market Operator has carried out the following activities:

1. Changed the Use of the Market to one which now predominantly sells hot food take away- the Islington Council Planning team did nothing about this well documented change of Use by local residents over the last 3-4 years.
2. Added a row of large shipping containers at the ground floor rear of the Market to sell hot food take away-the Islington Council planning team have done nothing about this either. Other London Boroughs require planning approval for the new positioning of shipping/storage containers. None was obtained here.
3. Carried out significant construction work over a number of years to add a new very large mezzanine/first floor level to the Market (within the previous roof void)-again most of this work was development work which required planning permission. None has been obtained.
4. The Market has changed its hours of operation without planning permission. The

Hertslett Road entrance to the Market has been staying open much later (sometimes until midnight) on a regular basis for the last few years, whilst a few of the Market vendors serve customers and a brisk Deliveroo bike take-away trade.

The Market Operator and his investors were hoping that they could use a simple, ignorant and naïve new proposed Lessee/pub operator (whom he found in the form of the individuals from the Empire Visions/Italian Job Pub) to get a substantial part of the Market premises licensed to sell alcohol with the previous Premises Licence application and to sanctify other illegal development work (the positioning of the new staircase on top of a shipping container with smokers platform Application) and also to extend the opening hours of the Market .

It is very obvious what the Licence Applicant has in mind as a new business opportunity for the Nags Head Covered Market. It would be to convert the Market area into a Camden town/market style drinking hot spot for this area in Holloway.

It remains quite extraordinary that Licensing Sub Committee councillors were expected to hear such a Premises Licence Application earlier this year and again now when there were/are so many flaws/illegal matters outstanding from a planning perspective. Nothing has changed very much since the last Licensing Sub Committee hearings.

This current repeat Premises Licence application and the latest retrospective Planning Application before planning should not have been validated or accepted by the Islington Council in the circumstances of what has been happening at the Market.

Prevention of Crime and Disorder/Prevention of Public Nuisance/Public Safety/Protection of Children from Harm

It is worth us stepping back to understand and remind ourselves why this area has been designated a Cumulative Impact area by Islington Council.

Cumulative Impact Zone

Nag's Head is a Cumulative Impact Area with many venues already selling food, licensed to sell alcohol and play music late at night. Night buses from central London pubs and clubs pass through. More later night food sales from the Market would lead to more crime and disorder. The immediate area around the Market is already very, very busy. The area is a major public transport intersection point where Seven Sisters Road meets Holloway Road. A bus hits the bus stop opposite the Market almost every 3 minutes 24/7. This is a major transiting point.

Coupled with the large number of people and public transport and traffic transiting this area, it already has (directly opposite the Market) a large McDonalds which opens 24/7, a large Kentucky Fried Chicken Open until mid night), several other fast food outlets very close to the Market, two casino/slot machine operating shops ("cashino") which stay open late, 5 betting shops that stay open until 10pm, a very lively and busy pub being the Enkel arms directly opposite the Market (with large numbers of smokers who congregate outside on Hertslett Road at all hours and especially in the Summer months/evenings, a large 12 table snooker hall (Cousins) next door to the Market which stays open until 4am in the morning (with a smoking terrace), a supermarket shop (Singhsbury Superstore-29 Seven Sisters road) (on the corner of Seven Sisters Road and the corner of Eburne Road (also opposite the Market) already licensed to sell alcohol until 11pm), another nearby pub in Eburne Road (The Swimmers), another nearby licensed supermarket at 52 Seven Sisters Road (Groland Food & Wine) staying open late. Michael's Fruiterers Food and Wine at nearby 56 Seven Sisters Road, Halfway House pub at 74 Seven Sisters Road, the Eaglet pub at 124 Seven Sisters Road are also all nearby and licensed to sell alcohol. There is also a very large nearby pub called The Big Red at 385 Holloway Road which already offers food and caters mainly for a younger/student/young professional clientele/. Many of the nearby student halls of residence in this area also have food bars located within them.

On top of all of this the Market at the rear is also opposite to the very large Morrisons shopping centre which also stays open until 11pm. Waitrose is also nearby and again sells food and alcohol until 10pm. What this means for this area is that it is very, very busy and probably one of the busiest areas (for street activity/shopping/dining) in the whole of

Islington with lots and lots of food sellers. The area simply does not need another large food vendor in the area as is being proposed by the new Market offering and this Premises Licence Application.

There are already many restaurant and take away establishments in this area which cater for all manner of foodie. We do not need another very, very large establishment or venue of the size proposed selling food from 15 + new food vendors.

What this hive of activity means is that the local residents living nearby already have to deal with large numbers of cars parking in nearby streets (Hertslett Road and Mayton Street) and a large number of pedestrians using these shops/restaurants and other late night operations. Uber drivers block our roads. Deliveroo bikers congregate in nearby streets in large numbers. We do not need any more of this in this area. Seven Sisters Road is a red route, so many cars converge/try to stop on the corner of Seven Sisters Road/Hertslett Road and Mayton Street. It is already a traffic nightmare and a mess

This is also presumably why the Council has already had the sense to make it clear to prospective new businesses proposers that this area is a designated Cumulative Impact Zone.

The Community Problem

By facilitating or approving this Premises Licence Application, Licencing Sub Committee will, without any doubt, significantly increase night-time noise, public drunkenness, discarded food, litter and vomit outside homes and businesses, vandalism, violence, drug-dealing, drug-taking, drains blocked by cooking oil, use of the area near Morrisons car park as an open toilet, and parking problems when patrons arrive by car and delivery motorcyclists use Hertslett Road motorcycle parking bays. Shift workers, children and other residents will get less sleep.

Mayton Street and Hertslett Road are residential streets. The Nag's Head Covered Market eateries/take aways are already making far too much noise/disturbance/nuisance in the evenings currently. The noise levels/disruption and public nuisance around the Market become much worse in the Summer months. There is very regular drug dealing activity directly outside the Market on Hertslett Road because the eateries/take-aways in the Market are staying open until 11pm.

If the Premises Licence Application is granted it will fundamentally change the nature of the Nag's Head Covered Market and this immediate area around it.

Objection

I therefore object to this Premises Licence Application on the following grounds:

1. The activities currently at the Market are just about bearable for the local residents of from a noise/general disruption effect. We have reluctantly had to accept the conversion of the Market into a food takeaway/eatery over the last few years.
2. Mayton Street is a residential Street where families/children/elderly people live. We do not want people falling out of the Market at 11pm/mid night every night making noise/aggravation/public disturbance/nuisance. Deliveroo drivers rev their mopeds up and down Mayton Street waking up my family and children.
3. There are more than enough licensed venues in this neighbourhood already for the activities specified in the Application: drinking alcohol and amplified music. It would simply be totally inappropriate to change the nature of this area by allowing this application....and effectively changing the nature of what was/is a local community market into some sort of business premises offering live/recorded amplified music/alcohol at all hours.
4. There are already often large intimidating groups and individuals that stand outside the Market (Hertslett Road entrance) in the evenings. I am also concerned that these large groups are a public safety concern.

We live side by side the Nag's Head Covered Market and put up with the current noise

levels/disruption/disturbance/nuisance and its activities brought about by the conversion of the Market in recent years to eateries/take-aways. It is not appropriate for this position to be changed/formalised/extended further in any manner with this Premises Licence Application.

Other Matters-Cumulative Impact

The Licence Applicant/Satpal Sethi has made it abundantly clear in press statement after press statement that he must have an alcohol led venue. See Islington Gazette/Islington Tribune.

The Sub Committee would, because of prior Cumulative Impact designation for the area, be well within their rights presumably (in accordance with the *Islington Council Licensing Policy document 2018-2022*) and acting reasonably to accordingly dismiss this very significant alcohol licence application for such an enormous site at first instance and on the basis of the very large number of opposing Representations (and the petition) which it now has before it.

The Applicant has failed in paperwork submitted to the Licensing Authority to establish that there will be no further cumulative impact by the granting of such an Application. In fact, it would be quite impossible in any event for the Licence Applicant to be able to establish that a new licensed premises at the Market (with the business objective of selling alcohol/food) and with a capacity for probably 250 plus people would not have a considerable detrimental and cumulative impact on this area.

Islington Council's published *Statement of Licencing Policy 2018-22* makes the position very clear on matters to be considered when a licence application is made in a Cumulative Impact Area:

CUMULATIVE IMPACT POLICY AREAS

Licensing Policy 3

The Licensing Authority has adopted a special policy relating to cumulative impact in relation to the supply of alcohol in: • Clerkenwell • Bunhill • Kings Cross • Upper Street and Angel • **Holloway Road and Finsbury Park** • Archway.

“ This special policy creates a rebuttable presumption that applications for the grant or variation of premises licences or club premises certificates which are likely to add to the existing cumulative impact will normally be refused following the receipt of representations, unless the applicant can demonstrate in the operation schedule that there will be no negative cumulative impact on one or more of the licensing objectives” [NB: I cannot find anything in the Applicant's paperwork that acknowledges a need to establish “no negative cumulative impact” on the licensing objectives]

13. Applicants will be expected to comprehensively demonstrate why a new or varied licence will not add to the cumulative impact. They are strongly advised to give consideration to mitigating potential cumulative impact issues when setting out steps they will take to promote the licensing objectives in their operating schedule. [NB: Again, there is no mention of an awareness of the need to mitigate cumulative impact in the Applicant's proposed Operating Schedule or the Composite List of Conditions. It is a standard simple Operating Schedule (with the addition of limited provisions contemplating Arsenal playing at home to provision of plastic cups before each game) that would be attached to any new premises licence application]

15. After receiving representations in relation to a new or variation application the licensing authority will consider whether it would be justified in departing from this special policy in the light of the individual circumstances of the case. [NB: Can the Sub Committee make this fundamental determination on “special policy” at the outset of the hearing upon the basis of the very large number of written representations (and petition) that it has before it opposing the Application and prior to us all spending another very long evening on this?]
“Possible exceptions to the Holloway and Finsbury Park Cumulative Impact

*Policy 56. Applications with comprehensive operating schedules that meet all the following criteria may be able to demonstrate that there will be no negative cumulative impact on one or more of the licensing objectives: a) Premises that are not alcohol led” [NB: **The Licence Applicant has made it clear in several press statement in the Islington Tribune and the Islington Gazette that the premises must have alcohol**] b) Premises with hours of operation consistent with framework hours [Application is now within framework] c) Premises providing live music and other cultural activities [NB: **not contemplated**] d) Premises implementing match and event day controls in Licensing Policy 15 where recommended by the Police or Licensing Authority [NB: **plastic cups**]*

On the basis that the Applicant has clearly failed to comprehensively demonstrate that there will be no negative cumulative impact by this Application (in fact seems unaware of this need!), and the Application is in stark contrast to any of the exceptions listed for consideration of a licence in the Holloway and Finsbury Park Cumulative Impact area, I am really hoping that the Sub Committee will feel well within its rights that it is able to make an early determination on this.

Other Matters-Licensing Policy 1

“Licensing Policy 1- The Licensing Authority *expects applicants to ensure that they have planning consent for the intended use and hours of operation, or otherwise have lawful planning status, before making an application for a premises licence.*”

The Licence Applicant was made aware in February 2019 that it needed to sort out numerous unlawful activities that it was carrying out at the Site from a planning perspective.

Other Matters-TENS and reliance by the Licensing Authority on previously agreed conditions agreed with the Police and Noise by the previous Licence Applicant.

Local residents have recently been informed that the Licensing Authority have processed 5 TEN (Temporary Event Notice) applications for the Market made by Satpal Singh Sethi. The Licensing Authority and/or the police and/or environmental health have not yet been able to confirm how proper consideration was given to the TEN applications. There is no description in the TEN of either the “nature of the premises” or the “nature of the event” . Why were previously agreed conditions for another earlier premises licence application accepted/included in the Ten application?

Other Matters for consideration

1. License Applicant does not (or will not) have control of the ground floor of the Market. It is therefore unable (by itself) to enter into agreed conditions (or propose a valid and binding operating schedule) which relate to i) the ground floor generally, or ii) the main entrance and exit points for the Market on Seven Sisters Road and Hertslett Road or iii) any other entrance and exit points for the Market. Having control over the entrance and exit points is a key component in the Licence Applicant being able to comply with the licensing objectives.
2. The Market is very poorly operated under its current management. It is clear (from the prior multiple breaches of planning regs) that the existing Main Market Operator has little regard for the law. This needs to be considered in assessing whether there is really any point in agreeing conditions (a proposed operating schedule) with this License Applicant.
3. On the basis of the above points, it is submitted that the Licence Applicant and/or the Application can no longer be deemed to be credible or worthy of consideration.
4. On the basis of the above points, it is submitted that the Licensing Authority and Sub Committee can place no reliance on this Licence Applicant in fulfilling or adhering to the agreed conditions/proposed operating schedule and/or attaining the licensing objectives.
5. On the basis of the existing unlawful operations taking place at the Market, and the

above points, it is submitted that Sub Committee and the Licensing Authority cannot credibly or legally entertain consideration of this application under the Licensing Act 2003

Who is responsible for the Market and main ground floor entrances/exits at the Market? These areas are not included as part of the plan of the Licensable Premises. Ownership/management of the Market?

The legal ownership structure of the ground floor of the Market (and control over the exits) is currently fragmented between a number of different legal entities (see details below). These numerous legal entities would need to be joined to an agreed "operating schedule" for it to have any legal validity.

The License Applicant has now agreed in a proposed operating Schedule a number of onerous (and potentially very expensive) conditions/assurances with statutory consultees (Police/Noise team etc) in making this application for a Premises Licence. A number of these conditions/assurances relate to the main entrance/exit points of the Market on Seven Sisters Road and Hertslett Road

Before considering the merits of this new Licence Application (proposed capacity 250 people for new first floor mezzanine) and whether the licensing objectives can be fulfilled by the License Applicant, it is hopefully incumbent upon Sub Committee and the Licensing Authority to try to work out who is going to be legally responsible for the Market and the licensable activities at the Market.

The red outline (licensable premises) does not cover the main entrance/exit points into and out of the Market on the ground floor from Seven Sisters Road and Hertslett Road.

It is not legally appropriate for the Licence Applicant to be agreeing conditions with police/others etc (relating to the licensing objectives) which focus on the main entrance and exit points of the Market, if the Licence Applicant actually has no control over them (ie are not detailed as part of the licensable premises application)? The problem with the Application currently is that the Licence Applicant has limited or no control over the ground floor of the Market.

Sub Committee and the Licensing Authority will presumably need to find out who has actual responsibility (and control) for the ground floor of the Market before being able to properly consider a premises licence application for the Market. There is clearly no point in the Licensing Authority relying on undertakings/conditions from the Applicant, if the Applicant does not have the appropriate authority re the Market to enter into such undertakings/conditions (or to propose or agree a draft operating schedule)

My understanding of the current legal/ownership/management of the Market:

Freehold/main leaseholder owner of whole Market: **Islington Holdings Limited** (incorporated offshore in Guernsey). Not currently accountable as information is concealed as offshore. Lack of accountability should be a real concern to Sub Committee/Licensing Authority.

Main Market Operator- **Kawal and Nancy International Limited (Director: Mr Satpal Singh Sethi)**-a licensee operator (no registrable legal interest). This is the entity that has been making planning applications for the Market since 2006 and it is assumed that this is the Main Market Operator. A small corporate entity with a tiny balance sheet. Assume that most of units on the ground floor of the Market are sub-licensed from the Main Market Operator. It is not clear which entity is currently receiving the income from the let units at the Market.

Let Units on Ground Floor-presumably are let through sub licence from the Main Market Operator.

Leased units (long leases-Units A, B & C) on the Ground Floor-I assume that these are not controlled by the Main Market Operator. I assume that these lessees will also have rights vis a vis the Freeholder/main leaseholder in their long leases as to access and egress through the main entrances to the Market on Seven Sisters Road and Hertslett Road. These entities will probably also need to be joined to any undertakings given regarding the main entrances to the Market (ie closing Hertslett

Road entrance at 8pm). It is not enough for the Licence Applicant alone to give such undertakings as it has no legal authority (by itself) to give such undertakings. It is essential that Sub Committee has an understanding of how the Market is owned, managed and operated in assessing the licensing objectives...and which entity will need to be involved in giving appropriate undertakings to achieve the licensing objectives. It is presumably not enough for the Licence Applicant to give verbal assurances (or to agree written conditions in the proposed Operating Schedule) to Council officers, the police or anyone else on dispersal policies/other fundamental police conditions (positioning of CCTV cameras/age checks/security guard positioning etc) if it is not yet known who has control (from a legal perspective) over the main exit/entrance points to the Market and the ground floor generally. As the main entrance/exit points are not part of the licensable premises, Sub Committee and the Licensing Authority will presumably need to know who has control over them please and who can enter into agreed "conditions" with police and other statutory consultees in relation to them.

As an absolute minimum, the Licence Applicant must provide to the Licensing Authority clear legally verifiable assurances from all other relevant entities operating (and with a legal interest) at the Market that the Licence Applicant has the legal power (on behalf of those other entities) to control the main entrance/exit points to the Market on Seven Sisters Road and Hertslett Road. If reliance is to be placed on the gated roadway at the rear of the Market for entrance/exit, then again all parties with a current legal interest in the roadway must be joined to any relevant undertakings/conditions which are to be provided to meet the licensing objectives.

My suspicion is that the vast majority of the food unit holders/and long leased units (with their own legal interest) on the ground floor of the Market will vehemently object (and the long leaseholders will have legal rights to object) to having the Hertslett Road entrance closed at 8pm. It is through this exit that all the Deliveroo food deliveries flow in the evenings (it is busy until 11pm) to motorbikes waiting on Hertslett Road. There is no parking outside the Seven Sisters Road exit of the Market as it is a red route (no parking at any time).

Appendix 1-Licensing Sub Committee Minutes-February 19, 2019

“REASONS FOR DECISION -Licensing Sub Committee Decision February 19th, 2019-(this decision stands for the current Licence Application (as you will hopefully agree) other than that the current Licence Applicant and their proposed DPS have no experience in running a licensed premises to sell alcohol)

The Sub-Committee listened to all the evidence and submissions and read all the material. The SubCommittee reached the decision having given consideration to the Licensing Act 2003, as amended, and its regulations, the national guidance and the Council's Licensing Policy.

The Sub-Committee took into consideration Licensing Policies 2 & 3. The premises fall within the Holloway Road and Finsbury Park cumulative impact area. Licensing policy 3 creates a rebuttable presumption that applications for the grant or variation of premises licences which are likely to add to the existing cumulative impact will normally be refused following the receipt of representations, unless the applicant can demonstrate in the operation schedule that there will be no negative cumulative impact on one or more of the licensing objectives.

The Sub-Committee took into consideration Licensing Policy 4. The Council has adopted a special policy relating to cumulative impact in relation to shops and other premises selling alcohol for consumption off the premises. Licensing Policy 4 creates a rebuttable presumption that applications for the grant or variation of premises licences which are likely to add to the existing cumulative impact will normally be refused or subject to certain limitations, following the receipt of representations, unless the applicant can demonstrate in the operation schedule that there will be no negative cumulative impact on one or more of the licensing objectives.

The Sub-Committee heard evidence that the covered market had A1 use class and that on

the basis of the details provided by the applicant, it was not clear if in future, it might be a change of use. It was noted that the planning authority was encouraging the applicant to engage with them should the licence be granted. The Sub-Committee heard from the planning officer that there were no planning issues which would prevent the determination of this application.

The Sub-Committee heard evidence from four objectors. The first objector spoke of the pain and suffering of residents as a result of existing crime and disorder and public nuisance in the vicinity. The Sub-Committee heard evidence that children in the area could not get to sleep due to noise, that there was already disturbance from a 24 hour McDonalds, the KFC closing at midnight, four small supermarkets, two large supermarkets, casinos and five betting shops in the area. The objector spoke of parking problems, drunkenness, shouting, food being thrown on the floor, and Deliveroo and Uber drivers shouting and arguing. He also spoke of drug use and drug dealing in the vicinity of the premises. The objector stated that the premises did not have proper planning permission and that the area was rightly designated a cumulative impact zone and such a large capacity venue would have an impact.

The Sub-Committee heard evidence from the second objector that the area already suffered from problems with drug use and dealing, street drinking, knife crime, theft, assaults and muggings. The objector stated that local residents felt as if they were under attack. The Sub-Committee heard evidence of existing problems with windows being smashed and front doors and gardens being vandalised. The objector referred to various incidents of crime over many years, although the SubCommittee noted that none of these could be specifically linked to the premises.

The third objector spoke of the impact of the existing licensed premises on children in the area, with high levels of noise, crime and pollution. The objector stated that already her children could not sleep at the front of her house due to noise and disturbance. The objector stated that the area was at saturation point and that the grant of the licence would not be good for the area.

The Sub-Committee heard evidence from the fourth objector that this application was misguided in this area. The objector spoke of the high levels of outlet density. The Sub-Committee heard that the grant of the licence would increase traffic congestion. The objector stated that the site had inadequate waste management facilities and inadequate toilets.

The Sub-Committee heard evidence from the applicant's representative that the hours being sought were within the framework and that the premises would not be a bar or nightclub. The premises would not be alcohol led. *The proposed operators had a great deal of experience and would be spending £65,000 on redeveloping the frontage of the premises.* The applicant's representative stated that the grant of a licence would help tackle crime and disorder in the area as the premises would be well looked after and well-staffed and have SIA security at busier times. The applicant's representative stated that the smoking area and extractors/plant would all be on the far side of the premises away from Hertslett Road. The applicant's representative stated that the vast majority of custom would be local and people who travelled would virtually all travel by public transport. The applicant had agreed a condition that there would be no motorised take-away deliveries after 8pm.

In relation to cumulative impact, the applicant's representative stated that the premises fell within the exceptions to the policy as they were not alcohol led, were within framework hours and match day conditions had been agreed. Any alcohol sold would be more expensive than that available at other licensed premises in the area. The applicant's representative also stated that tight conditions had been proposed in relation to noise breakout and dispersal. The Sub-Committee noted that further conditions were proposed during the course of the discussion at the hearing, including in relation to the number of SIA security staff and in relation to the capacity of the ground floor bar.

The Sub-Committee noted the position in relation to planning permission and the

submissions of the objectors that the premises were already in breach of planning consent. However, the SubCommittee was satisfied with the evidence from the planning officer and so the planning issues were not determinative of the Sub-Committee's decision.

The Sub-Committee noted that it was the applicant's submission that the premises would not be alcohol led. The Sub-Committee was not satisfied that this would be the case, noting that there would be 15 separate units on the first floor that could potentially have an alcohol offering, as well as the 2 bar areas. However, even if the premises was not alcohol led, Licensing Policy 3 in relation to cumulative impact areas was clear that even where a premises met the possible exceptions, this only meant that they might be able to demonstrate that there would be no negative cumulative impact. The Sub-Committee was not satisfied that the applicant had demonstrated that there would be no cumulative impact in the event that the licence was granted.

Whilst the Sub-Committee noted the detailed conditions proposed by the applicant as set out in the document headed Composite List of Conditions, together with the further conditions proposed during the course of the hearing, the Sub-Committee remained concerned as to the impact that a large capacity venue would have in this area. In response to questions, the applicant's representative confirmed that the capacity of the venue was 430. Whilst a condition was offered limiting the ground floor bar capacity to 20, the Sub-Committee remained concerned that such a potentially large number of people leaving the premises late at night would add to the cumulative impact in the area.

The Sub-Committee noted that the applicant was proposing that after 8pm, entrance and exit to the premises would be via Seven Sisters Road. However, this road was a red route as was Holloway Road. Therefore, any taxi or delivery driver would inevitably stop in Hertslett Road, a highly residential area. Although the applicant had offered a condition in relation to a traffic marshal, the Sub-Committee was not satisfied that the applicant had fully dealt with the possible addition to cumulative impact from such a potentially large number of patrons leaving via one exit on a red route. Although a change to the number of SIA staff was proposed at the hearing, the Sub-Committee remained concerned that dispersal, staffing levels and traffic marshalling would not be adequate to ensure that the premises did not add to cumulative impact.

The Sub-Committee noted that the applicant had agreed standard match day conditions with the police. However, the Sub-Committee remained concerned that the conditions agreed and proposed would not deal with cumulative impact on match days if the premises were full to capacity. The Sub Committee noted that SIA security staff would police the smoking area on Thursdays, Fridays and Saturdays, but noted that there was no mention of how many patrons could be in the smoking area.

The Sub-Committee was therefore not satisfied that the applicant had rebutted the presumption in Licensing Policies 2 and 3 that an application which was likely to add to the existing cumulative impact would normally be refused as the operating schedule had not demonstrated that there would be no negative cumulative impact. The Sub-Committee was not satisfied that the grant of the licence, even with the conditions agreed and proposed, would promote the licensing objectives. The Sub Committee was concerned in relation to all the licensing objectives but particularly in relation to public safety and the prevention of public nuisance.

The Sub-Committee considered Licensing Policies 2, 3 and 4 in relation to cumulative impact, 6 in relation to opening hours and 7 in relation to the operating schedule."

Appendix 2-Licensing Sub Committee

Nags Head Covered Market, 22 Seven Sisters Rd

N7 6AG

- [Meeting of Licensing Sub Committee C, Thursday, 8th June, 2023
6.30 pm \(Item 43.\)](#)

Minutes:

The licensing officer explained there has been an amendment to the application to remove Off Sales of alcohol and amend the opening hours, so these were now consistent with Planning. She reported that additional papers had been circulated following agenda despatch. These included papers from the applicant and their representative, and further representations from residents.

Objectors expressed concerns to another premises in the cumulative impact area serving alcohol. They explained this area was already a 'hot spot' for crime which included drug dealing, assault, public urination as well as already issues with noise and nuisance. There were already 4 pubs and 10 licensed restaurants in the area and therefore the objectors felt another one was not needed. There was also congestion in the area already with daily deliveries for the surrounding shops and premises and another premises will only worsen this, as there was not a tube stop close by so patrons would likely arrive by car. Objectors also stated they were concerned over the dispersal of patrons and the noise and nuisance this created. They also felt they had not been properly consulted on matters and did not feel as though the communication with residents in the vicinity had been good enough.

In response to questions the objectors expressed that they would prefer the space to be used for retail purposes and they did not want anymore motorised delivery drivers. They also explained that the incident log did not allay their fears but understood there was Anti-Social Behaviour issues in the area that did not arise just from this premises.

The applicant's representative understood the issues faced in the Nag's Head area and wanted to help improve the area, not worsen it. The applicant had no partnership with previous applications or the area downstairs other than wanting the use of the upper level for the street food stalls and bar. This was a well 'tried and tested' means of operation and would not be an alcohol-led style of operation. Alcohol would only be able to be purchased ancillary to food and there would be no vertical drinking or Off Sales of alcohol. The space would also be used for family friendly activities such as cooking classes and an exhibition space for artists to display their work. The applicant and their representative believed it promoted the Licensing Objectives and had received no objections from the Responsible Authorities despite being in a cumulative impact area.

In response to questions, the applicant and their representative explained they had reduced numbers from 400 to 130 in response to the initial refusal. They also explained there would be an automatic and manual headcount controlled by management and SIA door staff would be on site. Once the premises had reached 70% capacity an hourly headcount would take place. As for queues, these would be directed to the seven sister's road and managed by staff to elevate noise and nuisance. They explained an alcohol token would be given to be exchanged at the bar only when a substantial meal had also been purchased. Their main objective is to bring regeneration to the area and provide a new space for people to come and experience different cultures of food and activities.

Interested parties spoke in support of the application and explained the area was in desperate need of regeneration and there was a duty to encourage small businesses, which this space allowed. It was refreshing to see a new space in the area to make use of something which has

previously not been used to its full potential. They did not feel as though there would be any increased Anti-Social Behaviour as it was not alcohol-led.

In summary the objectors felt as though the premises would only increase Anti-Social behaviour in the area and they did not feel the applicant met all the licensing objectives especially being in a cumulative impact area.

The applicant summed up explaining there had been masses of support for the application and premises and they had proven and would have continued to prove they meet all licensing objectives. They were also happy to liaise more with residents to help allay their concerns.

RESOLVED

That the application for a new premises licence, in respect of Nags Head Covered Market, 22 Seven Sisters Rd, N7 6AG be GRANTED

REASONS FOR DECISION

The Sub-Committee listened to all the evidence and submissions and read all the material. The Sub-Committee reached the decision having given consideration to the Licensing Act 2003, as amended, and its regulations, the national guidance and the Council's Licensing Policy.

The Sub-Committee took into consideration Licensing Policies 2 & 3. The premises falls within the Finsbury Park and Holloway cumulative impact area. Licensing policy 3 creates a rebuttable presumption that applications for the grant or variation of premises licences which are likely to add to the existing cumulative impact will normally be refused following the receipt of representations, unless the applicant can demonstrate in the operating schedule that there will be no negative cumulative impact on one or more of the licensing objectives.

14 local resident objections had been received and 19 local residents made representations in support. 3 ward Councillors made representations against the proposal. Conditions had been agreed with the Police and there had been an objection from Planning, based on a discrepancy with the proposed hours of operation and the condition about windows being closed except for maintenance. This condition and the hours were agreed by the applicant prior to the hearing.

The Sub-Committee heard evidence that there were serious problems already associated with cumulative impact in the vicinity of the premises. The residents opposed, described urinating in the street and anti-social behaviour including drug use and were concerned about dispersal of a large number of people from the premises. However, residents in support, argued that this proposal might benefit the area.

The Sub-Committee took into account that this was already a cumulative impact area and Licensing Policy 3, paragraph 54, refers to adverse impacts associated with late night venues in the Holloway and Finsbury Park area. Cumulative impact is concerned with the potential impact on the

licensing objectives of a significant number of licensed premises concentrated in one area. Licensing Policy 3, paragraph 14 states that as a general rule the Licensing Authority does not consider the fact the premises will be well managed and run nor that the applicant operates similar premises elsewhere without complaint as an exception to the cumulative impact presumption. Under paragraph 54, the Licensing Authority recognises that it has to balance the needs of businesses with those of local residents.

Licensing Policy 3, paragraph 56, refers to possible exceptions to the policy where the premises are not alcohol-led, where cultural activities are offered and the premises were implementing match and event day controls, as recommended by the police. These premises would operate as a food hall and dining area with alcohol only being provided with a substantial meal. The Sub-Committee was concerned there could be increased congestion by the use of cars and possible queuing into the Seven Sisters Road and the premises are some distance from the nearest underground station. The Sub-Committee was also concerned by the complaints of residents that the applicant had not sufficiently engaged with them and felt that quarterly meetings with residents as proposed would not allay the concerns of residents. The meetings should be more frequent, and efforts should be made to make sure local residents were informed of these meetings. To avoid late night problems, the Sub-Committee felt that hours should be reduced in this particular case. With these amendments the Sub-Committee considered that the granting of the license would not add to the cumulative impact on any of the licensing objectives.

The Sub-Committee was satisfied that granting the premises licence with the reduced hours and conditions agreed and added was proportionate and appropriate to the promotion of the licensing objectives

Sent by email to licensing@islington.gov.uk on 14 February 2024

From: [REDACTED]

To: Licensing Service, Islington Council, 222 Upper St, London N1 1XR

Licensing Act 2003 representation opposing new premises licence application

Proper Tacos, Unit 6, Nags Head Covered Market, 22 Seven Sisters Rd,
Islington, London N7 6AG

Ref: WK/230041981

14 February 2024

Dear Sirs,

Thank you for informing me that Proper Tacos, Unit 6, Nags Head Covered Market has applied for a new premises licence to sell alcohol. I oppose this application and I urge Islington Council Licensing Sub-Committee to reject it.

My neighbours and I opposed this new premises licence application in 2018. The Licensing Sub-Committee very wisely rejected it in February 2019. When another application was made just a few months later in 2019 we all opposed it again. We opposed it again in April 2023. We are all very unhappy to see this latest application. I oppose it on the grounds of public nuisance, crime and disorder, protection of children from harm, and public safety, as set out below:

Public Nuisance

A new premises licence would increase night-time noise, public drunkenness, discarded food, litter and vomit outside homes and businesses, vandalism, violence, drug-dealing, drug-taking, drains blocked by cooking oil, use of the area near Morrisons car park as an open toilet, and parking problems. Shift workers, children and other residents would get less sleep.

Nags Head Covered Market, Morrisons car park and nearby buildings amplify sound like a sound-box. The Applicant cannot stop late-night noise from its patrons and delivery motorcyclists and clearly never will stop this noise.

The Applicant has turned Nag's Head into a dump and is determined to keep applying for a new premises licence no matter how often residents oppose it.

Crime and Disorder

Nag's Head is part of Holloway and Finsbury Park Cumulative Impact Area with many venues licensed to sell alcohol and play music late at night. Night buses from central London pubs and clubs pass through. More alcohol and loud music would lead to more crime and disorder. The Applicant lets delivery

motorcyclists drive the wrong way in Hertslet Road day and night, often without registration numbers, including putting residents and shoppers in extreme danger by driving through Nags Head Shopping Centre.

In 2017 a food delivery vehicle reversing into Hertslet Road from the back of the Market knocked down a local resident. The driver tried to flee the scene of the crime. The Applicant cannot run the premises safely or legally. Were the Metropolitan Police consulted on the risk of crime and disorder posed by the Applicant's plans?

Protection of Children from Harm

A new premises licence would lead to more schoolchildren gathering in this area after school, fighting, drug-dealing and drug-taking. In this area there are already so many drug-dealers and shops selling alcohol and food high in fat and sugar that local children, adolescents and even some of their parents harm their general health by consuming drugs, alcohol and too many calories.

Seeing drug-dealing, drug-taking, drunkenness and fighting harms children.

Public Safety

Drug-dealing in and around several properties nearby led to vulnerable residents being forced out of their homes, stabbings, a drive-by shooting and a dead body was discovered in a bin outside a local house associated with drug-dealing. A new premises licence would damage public safety.

Unit 6 is on the ground floor of Nags Head Covered Market, where the management allow inexperienced newcomers to try their hand at running street food stalls. This area does not need inexperienced newcomers selling alcohol.

Nags Head Covered Market is seconds away from the Enkel Arms, a friendly local public house well run by an experienced landlady. It would be much better for public safety if patrons of Proper Tacos purchased and consumed their alcoholic beverages in the Enkel Arms instead.

A new premises licence would be on the building, not the Applicant, and make the building worth much more money than it is now. If sold, the building would likely be a nightclub, with more nuisance, crime, harm to children and public danger. This is probably the real reason why the owners keep applying for new premises licences to sell alcohol.

Yours sincerely,

[Redacted signature]

mail to licensing@islington.gov.uk on 27 February 24

From: [REDACTED]

To: Licensing Service, Islington Council, 222 Upper St, London N1 1XR

Licensing Act 2003 representation opposing new premises licence application

Proper Tacos, Unit 6, Nags Head Covered Market, 22 Seven Sisters Rd, Islington, London N7 6AG

Ref: WK/230041981

Dear Sirs,

Thank you for your letter in regards to Proper Tacos, Unit 6, Nags Head Covered Market who has applied for a new premises licence to sell alcohol. I oppose this application and I urge Islington Council Licensing Sub-Committee to reject it.

I, along with other neighbours, have been opposing the alcohol licence applications since around 2018. It is exhausting and stressful to have to revisit these issues when one thinks the matter has been resolved.

Public Nuisance

A new premises licence would lead to an increase in noise pollution and disturbance. The area and our [REDACTED] in particular, are already subjected to high levels of noise from the pub, street and the market. Articulated lorries and loud voices are heard most acutely and are even worse in the summer should we decide to open a window. This is an already busy and noisy area; increased access to alcohol will only compound our stress and invade our privacy even more.

Crime and Disorder

As I have mentioned many times the Nag's Head area is a designated Cumulative Impact Area - late night venues and access to alcohol and music already exists on every corner of my flat. The disturbance from the Enkel Arms Pub, 34 Seven Sisters Rd on extended opening hours is unbearable (our [REDACTED]) it is not possible to sleep as the live music is fully absorbed into our flats. There is no sound proofing nor double glazing. This is despite my respect for the landlady but the late night sessions are so noise invasive and stressful that I cannot contemplate more noise.

Drug and alcohol users also congregate outside our [REDACTED] and on our [REDACTED] - I can only believe more alcohol will lead to more gatherings on Mayton St and away from security guards.

The market is lively and noisy already - adding alcohol is totally unnecessary and risks a further increase in disturbances and changes the dynamic of the market which caters for a lot of lunch and late afternoon workers and diners.

Public Safety

The market is such a multicultural venue, with increasing numbers of workers stopping for their dinner downstairs; families shopping at the other stalls. We want it to be safe for teenagers too, alcohol in such a public space will not facilitate that type of safety.

People who want to drink alcohol are spoilt for choice. There is at least one pub walking 5 minutes from the market - this is a place for a quick meal, again the downstairs eateries are extremely busy there really is no need for alcohol. The same type of food market on Seven Sisters Rd is equally as popular and there is no alcohol sold.

Yours sincerely,

A large black rectangular redaction box covering the signature and name of the sender.

Appendix 3

Suggested conditions of approval consistent with the operating schedule

1. Clear, prominent, and legible notices shall be displayed requesting the public to respect the needs of the local residents and to leave the premises and area quietly.
2. Glass bottles will be collected once finished and disposed of into a dedicated glass bin.
3. Any children under the age of 14 years must be accompanied by an adult.
4. There shall be a capacity of six people dining with alcohol.

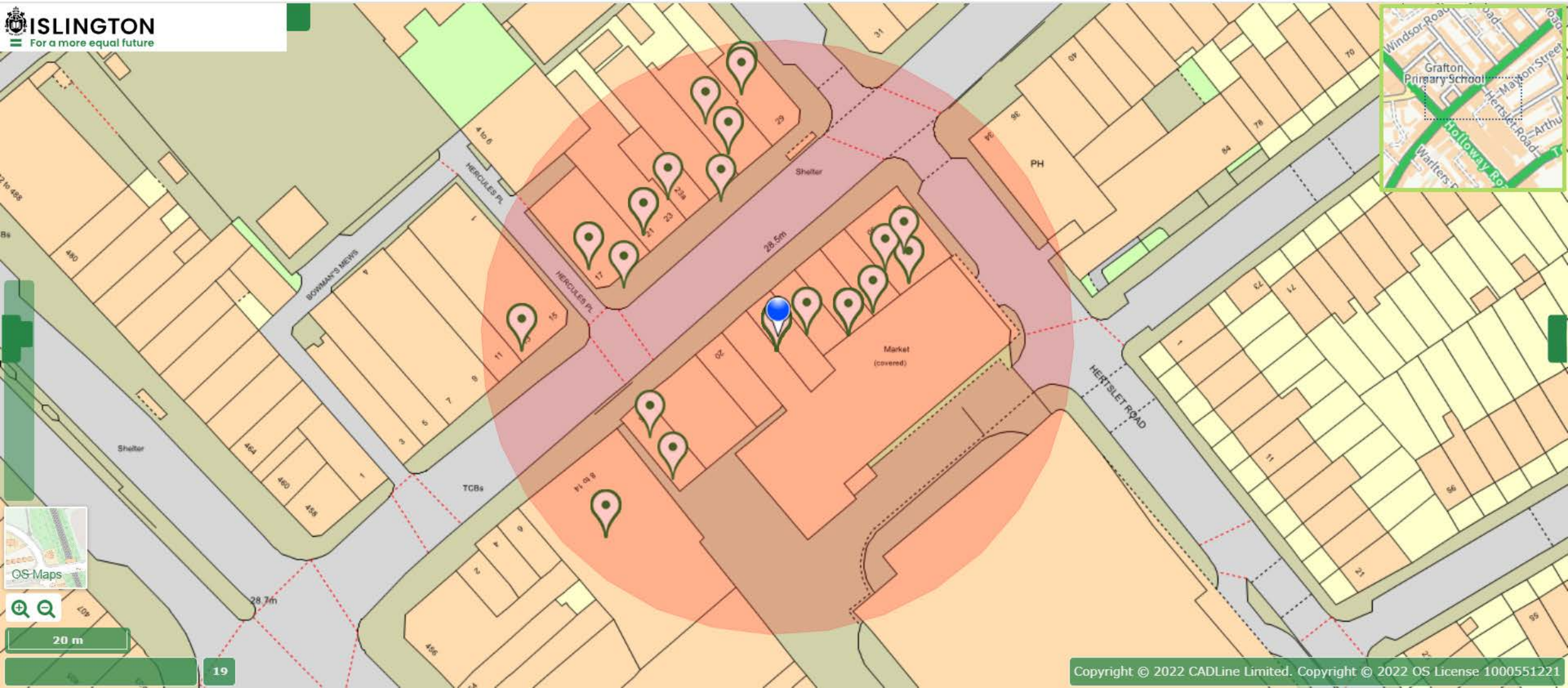
Conditions agreed with the Metropolitan Police

1. 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 reasonably practicable, all measures will be taken to apprehend any identified suspects pending the arrival of the police.
 - c) As far as is safe and reasonably 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.
2. An incident log shall be kept at the premises, and made available on request to the police or an authorised officer, which will record:
 - a) Any and all allegations of crime or disorder reported at the venue
 - b) Any and all complaints received by any party
 - c) Any faults in the CCTV system
 - d) Any visit by a relevant authority or emergency service
 - e) Any and all ejections of patrons
 - f) Any and all seizures of drugs or offensive weapons
 - g) Any refusal of the sale of alcohol
3. 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 full and clear image of anyone dining, being served, or collecting orders for delivery from the premises and coverage of the premises seating.
 - e) The system will record in real time and recordings will be date and time stamped.
 - f) At all times during operating hours, there will be at least one member of staff on the premises who can operate the system sufficiently to allow Police or authorised Council officers to view footage on request.
 - g) 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.
 - h) Signage stating that CCTV is in operation will be clearly and prominently displayed at the premises.
 - i) The use of CCTV at the premises shall be registered with the Information Commissioners Office [ICO].
4. The premises will operate the 'Challenge 25' proof of age scheme.
- 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.
5. 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.
6. 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 premises] 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 12 months. The written training records kept for each staff member will be produced to police & authorised council officers on request.
7. The premises shall not be hired out to any third party.
8. Alcohol shall only be served on the premises as an ancillary to a food order to customers who are seated or for off premises with a takeaway meal. There will no vertical drinking at any time.
9. No person shall be allowed to leave the premises whilst in the possession of any drinking vessel or open glass bottle, whether empty or containing any beverage. This includes persons temporarily leaving the premises to smoke.

Conditions agreed with the Council's Noise Service

1. The licensee shall take reasonable measures to ensure that no internal combustion engine vehicles are used for deliveries of licensable goods from the premises.
2. Delivery drivers or third-party companies engaged to deliver from the premises will be instructed not to park or idle in areas outside of any agreed pick up point so as not to cause a noise nuisance.
3. The licensee shall take reasonable measures to ensure that no internal combustion engine vehicles are used for deliveries of licensable goods from the premises.
4. Delivery drivers will be instructed to conduct the delivery of licensable goods in a manner that will not cause a noise disturbance to the occupiers of any residential properties surrounding the delivery address.
5. In the event of a noise/nuisance complaint substantiated by an authorised officer, the licensee shall take all reasonable steps to work with the responsible authority to agree appropriate measures, if necessary.
6. Alcohol shall not be sold or supplied, via delivery from the premises, otherwise than to persons purchasing food and is ancillary to their meal.
7. Drivers will be instructed to abort delivery where it is believed that a sale is not to a residential or business address.
8. Drivers shall only deliver to an actual address. No deliveries shall be made to an open space.



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