



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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	9 th February 2016		Clerkenwell

Delete as appropriate		Non-exempt
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Subject: PREMISES LICENCE NEW APPLICATION
City Food & Wine, 377 St John Street, London EC1V 4LD

1. Synopsis

- 1.1 This is an application for a new premise licence under the Licensing Act 2003.
- 1.2 The application is to allow:
 - a) The sale of alcohol, for consumption off the premises, between 09:00 and 23:00, Monday to Sunday.
 - b) Opening hours between 08:00 and 23:00, Monday to Sunday.

2. Relevant Representations

Licensing Authority	Yes
Metropolitan Police	No
Noise	No
Health and Safety	No
Trading Standards	No

Public Health	No
Safeguarding Children	No
London Fire Brigade	No
Planning	No
Local residents	Yes, two
Other bodies	No

3. Background

3.1 Papers are attached as follows:-

Appendix 1: application form;

Appendix 2: representations;

Appendix 3: suggested conditions and map of premises location.

3.2 A representation from the Metropolitan Police has been withdrawn on the basis that licence conditions have been agreed, including amending the start time for the sale of alcohol from 08:00 to 09:00.

3.3 The premises is located in the Clerkenwell Cumulative Impact Policy Area.

4. Planning Implications

4.1 Planning has reported in respect of this application:

4.2 "This property was granted planning permission for the change of use of ground floor & basement from tailors to restaurant in connection with existing café at no. 379, (Ref:960330) granted on 21/06/1996. Condition 2 stated that the hours were permitted from 8.00am to midnight on any day. The current use is lawful and therefore, I do not wish to object on this basis."

5. Recommendations

5.1 To determine the application for a new premises licence under Section 17 of the Licensing Act 2003.

5.2 To consider that this address is in a Saturation or "Cumulative Impact Policy" of Islington. This special policy creates a rebuttable presumption that applications for new premises licences, club premises certificates, or variation applications that are likely to add to the existing cumulative impact will normally be refused, unless the applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact or otherwise impact adversely on the promotion of the licensing objectives.

5.3 If the Committee grants the application it should be subject to:

- i. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (see appendix 3).
- ii. any conditions deemed appropriate by the Committee to promote the four licensing objectives (see appendix 3).

6 Conclusion and reasons for recommendations


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

Background papers:

The Council's Statement of Licensing Policy
Licensing Act 2003
Secretary of States Guidance

Final Report Clearance

Signed by


Service Director – Public Protection

26.1.16
Date

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

* required information

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

System reference

Not Currently In Use

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

Your reference

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

Are you an agent acting on behalf of the applicant?

 Yes

 No

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

Applicant Details

* First name

FIRAT

* Family name

BAGCIH

* E-mail

Main telephone number

Include country code.

Other telephone number

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

Is the applicant:

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

 Applying as an individual

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

Continued from previous page...

Address

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Other telephone number

Include country code.

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

Are you:

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

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

Agent Business

* Is your business registered in the UK with Companies House? Yes No

* Registration number

* Business name

* VAT number

* Legal status

* Your position in the business

Home country

If your business is registered, use its registered name.

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

The country where the headquarters of your business is located.

Continued from previous page...

Agent Registered Address

Address registered with Companies House.

* Building number or name	UNIT 17, ASHLEY HOUSE
* Street	ASHLEY ROAD
District	TOTTENHAM HALE
* City or town	LONDON
County or administrative area	
* Postcode	N17 9LZ
* Country	United Kingdom

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PREMISES DETAILS

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

Premises Address

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

Address OS map reference Description

Postal Address Of Premises

Building number or name	CITY FOOD WINE, 377
Street	ST JOHN STREET
District	
City or town	LONDON
County or administrative area	
Postcode	EC1V 4LD
Country	United Kingdom

Further Details

Telephone number	
Non-domestic rateable value of premises (£)	10,750

Section 3 of 19**APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

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

Confirm The Following

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

Section 4 of 19**INDIVIDUAL APPLICANT DETAILS****Applicant Name**

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

- Yes No

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

First name

FIRAT

Family name

BAGCIH

Is the applicant 18 years of age or older?

- Yes No

Continued from previous page...

Applicant Postal Address

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

Yes No

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

Building number or name	<input type="text" value="27"/>
Street	<input type="text" value="FOLKESTONE ROAD"/>
District	<input type="text"/>
City or town	<input type="text" value="LONDON"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="N18 2EN"/>
Country	<input type="text" value="United Kingdom"/>

Applicant Contact Details

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

Yes No

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

E-mail	<input type="text" value="info@advancepl.co.uk"/>
Telephone number	<input type="text"/>
Other telephone number	<input type="text"/>

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OPERATING SCHEDULE

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

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

Provide a general description of the premises

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.

The premises will be used as a OFF LICENCE, the alcohol will be on the ground floor. The premises CITY FOOD WINE is located at 377 ST JOHN STREET, EC1V 4LD. The licensable activities are SUPPLY OF ALCOHOL OFF THE PREMISES.

Continued from previous page...

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

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PROVISION OF PLAYS

Will you be providing plays?

- Yes No

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PROVISION OF FILMS

Will you be providing films?

- Yes No

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PROVISION OF INDOOR SPORTING EVENTS

Will you be providing indoor sporting events?

- Yes No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will you be providing boxing or wrestling entertainments?

- Yes No

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PROVISION OF LIVE MUSIC

Will you be providing live music?

- Yes No

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PROVISION OF RECORDED MUSIC

Will you be providing recorded music?

- Yes No

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PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

- Yes No

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

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

- Yes No

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LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes No

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SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Continued from previous page...

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

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

State any seasonal variations

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

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

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

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

Name

First name

Family name

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

Continued from previous page...

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

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

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

Reference number for consent form (if known)

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

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ADULT ENTERTAINMENT

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

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

N/A

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

Continued from previous page...

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

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

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

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

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LICENSING OBJECTIVES

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

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

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

The operation of the premises involved will not add to the cumulative impact. The applicant will accept the follow conditions. The alcohol only will sale in operation hours and the alcohol will be consumed OFF the premises. Cctv will be installed to the premises, installed the cctv system that meet the standard in 'Uk police requirements for digital cctv system'. The premises operates the "challenge 25" the proof of age scheme. The premises will open and shut at its permitted hours and the sale of alcohol or any other permitted licensing activity will not be carried out at any other time than its permitted opening hours. The premises shall install and maintain a CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period. THE CCTV SHALL BE IN OPERATION AT ALL THE PREMISES ARE OPEN TO THE PUBLIC. A MEMBER OF STAFF CAPABLE OF DOWNLOADING IMAGES FOR THE POLICE OR AUTHORISED COUNCIL OFFICERS SHALL BE ON DUTY AT ALL TIMES THE PREMISES ARE OPEN TO THE PUBLIC.

NOTICES WILL BE PROMINENTLY DISPLAYED AT THE ENTRY AND POINT OF SALE STATING THAT CCTV IS IN USE, CHALLENGE 25 IS OPERATED AND THE PROVISIONS OF THE LICENSING ACT REGARDING UNDERAGE AND PROXY PURCHASES AND SALES.

Continued from previous page...

NOTICES WILL BE DISPLAYED ADVISING CUSTOMERS OF THE PERMITTED HOURS.

ALL STAFF WILL BE TRAINED FOR THEIR ROLE ON INDUCTION AND AT REGULAR INTERVALS OF SIX MONTHS THEREAFTER. TRAINING WILL INCLUDE IDENTIFYING PERSONS UNDER 25, MAKING A CHALLENGE, ACCEPTABLE PROOF OF AGE, MAKING AND RECORDING A REFUSAL, AVOIDING CONFLICT AND RESPONSIBLE ALCOHOL RETAILING.

WRITTEN TRAINING RECORDS WILL BE KEPT.

THE PREMISES WILL ACTIVELY ENGAGE WITH AND WORK WITH THE POLICE SAFER NEIGHBOURHOOD TEAM.

A HARD BACK INCIDENT BOOK SHALL BE KEPT AND MADE AVAILABLE TO POLICE AND AUTHORISED COUNCIL OFFICERS IN WHICH SHALL BE RECORDED ALL INSTANCES OF CRIMINALITY, ANTI SOCIAL BEHAVIOUR, ABUSE OF STAFF, INCIDENTS WHERE POLICE ARE CALLED ETC.

A NOTICE WILL BE PROMINENTLY DISPLAYED BY THE FRONT DOORS ADVISING CUSTOMERS THAT THEY ARE IN AN AREA SUBJECT TO A DESIGNATED PUBLIC PLACE ORDER AND SHOULD NOT DRINK IN THE STREET AND MUST SURRENDER ANY OPEN ALCOHOLIC DRINK TO A POLICE OFFICER ON DEMAND OR FACE ARREST AND A FINE ON CONVICTION.

MANAGEMENT AND STAFF WILL DISCOURAGE PERSONS DRINKING OR LOITERING OUTSIDE THE SHOP.

PREVENTION OF PUBLIC NUISANCE

NOTICES WILL BE PROMINENTLY DISPLAYED BY THE EXIT ASKING CUSTOMERS TO RESPECT NEARBY RESIDENTS AND TO LEAVE QUIETLY, TO DISPOSE OF LITTER RESPONSIBLY NOT TO LOITER OUTSIDE THE SHOP AND NOT TO DRINK IN THE STREET AS THEY ARE WITHIN AN AREA SUBJECT TO A DESIGNATED PUBLIC PLACES ORDER.

MANAGEMENT AND STAFF WILL DISCOURAGE PERSONS DRINKING OR LOITERING OUTSIDE THE SHOP.

THE SHOP FRONT WILL BE KEPT TIDY AT ALL TIMES AND SHALL BE SWEEPED AT CLOSE.

NO DELIVERIES WILL BE RECEIVED OR REMOVALS OF RUBBISH TAKE PLACE BETWEEN 20.00 AND 07.00.

PROTECTION OF CHILDREN FROM HARM

THE CHALLENGE 25 PROOF OF AGE POLICY WILL BE OPERATED AND ONLY A PHOTOGRAPHIC DRIVING LICENCE, VALID PASSPORT OR PROOF OF AGE CARDS WITH THE BEARER'S PHOTOGRAPH & THE PASS LOGO/ HOLOGRAM ON IT WILL BE ACCEPTED AS PROOF OF AGE. A HARD BACK WRITTEN REFUSALS RECORD WILL BE KEPT AND MADE AVAILABLE TO POLICE OR COUNCIL OFFICERS ON REQUEST. NOTICES WILL BE PROMINENTLY DISPLAYED AT THE ENTRY AND AT THE POINT OF SALE STATING THAT CHALLENGE 25 IS IN USE AND THE PROVISIONS OF THE LICENSING ACT REGARDING UNDERAGE AND PROXY PURCHASES AND SALES.

ALL STAFF WILL BE TRAINED FOR THEIR ROLE ON INDUCTION AND AT REGULAR INTERVALS OF SIX MONTHS THEREAFTER. TRAINING WILL INCLUDE IDENTIFYING PERSONS UNDER 25, MAKING A CHALLENGE, ACCEPTABLE PROOF OF AGE, MAKING AND RECORDING A REFUSAL, AVOIDING CONFLICT AND RESPONSIBLE ALCOHOL RETAILING. WRITTEN TRAINING RECORDS WILL BE KEPT AND MADE

AVAILABLE TO POLICE OR COUNCIL OFFICERS ON REQUEST.

IT IS NOT IN THE CUMULATIVE IMPACT AREA BUT WILL COMPLY IT.

b) The prevention of crime and disorder

Cctv will be installed to the premises for safety and crime prevention. Will not serve alcohol who already drunk in the premises. The DPS will undertake routine monitoring of the refusals records and record that this is being done. All staff that makes sales of alcohol receives regular training (induction and refresher). Installed cctv systems that meet the standard in 'uk police requirements for digital cctv systems' shall operate and record video images at all times that premises are open to the public and any recordings made will be retained for not less than 31 days and made available to a police officer on request. A member of staff on premises at the relevant time will be capable of operating the cctv system.

c) Public safety

Continued from previous page...

Emergency light will be installed and fire extinguisher will be installed. The fire exit is free of any impediment or obstacle at all time of the operating hours.

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

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received regards crime and disorder
- (d) any incidents of disorder
- (e) seizures of drugs or offensive weapons
- (f) any refusal of the sale of alcohol

d) The prevention of public nuisance

For public nuisance there will not allow any alcohol drink at outside. All occasions when persons have been refused service will be recorded in a refusals book, which shall be kept at the premises for not less than 12 months. Suitable signage will be displayed at the point of exit advising customers leave the premises quietly. Deliveries to the premises shall only be made during normal working hours. Bottles and similar goods shall not be handled outside the premises in the late evening, night or early morning. Bins shall not be emptied outside the premises in the late evening, night or early morning.

e) The protection of children from harm

We will be very strict to not sell alcohol to children and under age. Any alcohol must be sold by DPS or a person authorised be the DPS at all times. All staff who sells alcohol will be trained in the role by the DPS with regular refresher training. Records of training will be kept and made available for examining officers of the relevant authorities. Where a person appears to be under the age 25, identification in the form of passport, photo driving licence or a proof of age card bearing the pass hologram will be sought and if not provided service of alcohol will be refused. Suitable signage will be displayed at the point of entry and at the service area advising customers that the premises operates the "challenge 25" proof of age scheme.

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PAYMENT DETAILS

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

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

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

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £87000	£315.00
Band D - £87001 to £125000	£450.00*
Band E - £125001 and over	£635.00*

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

Band D - £87001 to £125000	£900.00
Band E - £125001 and over	£1,905.00

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

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

Continued from previous page...

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

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39999	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

* Fee amount (£)

DECLARATION

I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

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

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

* Full name

* Capacity

* Date / /
dd mm yyyy

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

1. Save this form to your computer by clicking file/save as...

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

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











IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

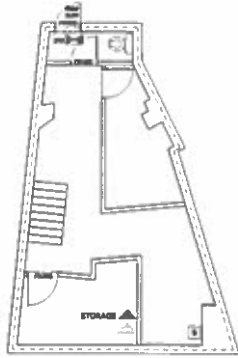
OFFICE USE ONLY

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

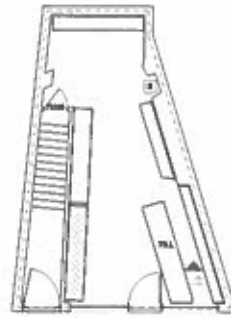
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LEGEND

-  AMBIT OF PREMISES
-  LIQUOR SALES
-  SAFETY LIGHTING
-  SMOKE DETECTOR
-  CARBON DIOXIDE FIRE EXTINGUISHER
-  9 LT. WATER FIRE EXTINGUISHER
-  INTERNALLY ILLUMINATED FIRE ESCAPE SIGN (BS 5266)
-  30min FIRE RESISTANCE DOOR (FIRE DOOR TO HAVE INTUMESCENT STRIPS AND SELF CLOSERS)
-  CITY OPERATING SYSTEM
-  FIRE BLANKET IN CONTAINER



BASEMENT FLOOR PLAN



GROUND FLOOR PLAN



1. All dimensions to be verified on site
 DO NOT SCALE DIRECTLY ON DRAWING.
 2. All dimensions are in millimeters.
 3. No works shall commence until all approvals and agreements have been obtained. These include, Planning, Building Regulations, Thames Water and Party Wall.
 4. The Copyright of this drawing belongs to Advance Planning and Licensing Limited.
 5. All dimensions to be verified on site.

PROJECT	377 ST JOHN STREET, EC1V 4LD	DRAWING NUMBER	13.124.01	SCALE	1:100 @ A3
TITLE	BASEMENT AND GROUND FLOOR PLAN	DATE	10.12.15	SCALE BAR	

Licensing Authority Representation: Licensing Act 2003

Application: City Food Wine, 377 St John Street, London EC1V 4LD

I am submitting a representation on behalf of the Licensing Authority with respect to the variation application for the above premises.

The grounds for the representation are:

- Public nuisance
- Crime and disorder

Licensing Policy Considerations

*Licensing Policies 1 & 2
Licensing Policies 4 & 5
Licensing Policies 9*

*Location, cumulative impact and saturation
Off sales
Operating Schedules*

Issues of Concern

1. The premises are located within the Clerkenwell Cumulative Impact policy area. The onus is on the applicant to demonstrate that these premises will not add to the cumulative impact. It is my opinion that the proposed application will add to the cumulative impact.
2. The licensing authority receives regular complaints from local residents and businesses about the impact of licensed businesses in the area. Licensing officers regularly visit the area and have worked with local licensed operators to minimise the impact their businesses have on the local environment, for example through the successful introduction of the "reduce the strength" campaign. There is a specific concern about the impact of street drinking in the area, who typically arrive in the area early and consume alcohol on the street and in the local parks. These drinkers are associated with antisocial and criminal behaviour such as fighting, public urination and littering. There is a second type of street drinker who typically arrive in the evening and consume alcohol on the street, either prior to or while attending one of the local licensed premises. These drinkers are associated with antisocial behaviour such as public urination and littering and public nuisance caused to local residents.
3. This application will undermine the licensing objectives and added to the cumulative impact principally because the proposed off sale hours will be attractive to both sets of street drinkers referred to above.

Recommendation

If the Licensing Committee is minded to grant the licence, I recommend that the licence be granted to allow off-sales between the following hours only: 11:00 to 20:00, Mondays to Sundays. I also recommend that the following additional conditions apply:

1. Outside of permitted hours for the sale of alcohol, all alcohol on display is to be secured behind locked shutters/screens/grills or secured behind locked cabinet doors.

2. There shall be no sales of spirits in vessels of 30cl or less.
3. Customers shall not be permitted to open or consume alcoholic products on the premises.
4. No super-strength beer, lagers, ciders or spirit mixtures of 6.0% ABV (alcohol by volume) or above shall be sold at the premises, except for premium beers or ciders supplied in glass bottles.
5. No more than 15% of the sales area shall be used at any one time for the sale, exposure for sale, or display of alcohol.
6. Signage to be prominently displayed of times alcohol available

Janice Gibbons
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02 7527 3212

8 January 2016

Rep 2

[Redacted]

From: [Redacted]
Sent: 08 January 2016 08:51
To: Licensing
Cc: [Redacted]
Subject: Re: re application for new license at 377 St. John Street

- >
- > This is the second licensing application affecting this area in the last 18 months. (see application for the Niche bakery in March 2014)
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- > Local newsagents and corner shops are disappearing in favour of cafes, bars and convenience stores all of which have licenses to sell alcohol. While it can be argued that these add to the interest and amenity of the area they can be at the expense of the residential community and raise issues of noise at night and problems of on the street drinking.
- >
- > I live [Redacted] We sleep at the the front of the houses and experience a high degree of ambient noise from the street at the best of times. There is a local problem with on the street drinking - particularly in the summer months, on Rosebery Avenue, St John Street and in the local squares. At times there have been issues which can be intimidating and have involved the police. Some local residents are vulnerable and have both mental health and alcohol related issues. I cannot think that an available source of alcohol from 8 in the morning to 11pm for 7 days a week can be a positive thing. I would hope that this concern could be taken into account.
- >
- >
- > [Redacted]
- >
- > i have copied a neighbour in but would prefer my comments to be anonymous primarily because of my proximity to the site and the issues raised in the above paragraph.
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- >
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- >

Rep 3

[REDACTED]

From: [REDACTED]
Sent: 08 January 2016 20:48
To: Licensing; [REDACTED]
Subject: Re: re application for new license at 377 St. John Street

[REDACTED]

Dear Sir/Madam

I am writing IN CONFIDENCE to object to this application. We [REDACTED] are concerned about the potential noise and disruption caused by the application to sell alcohol from 8am to 11pm seven days a week. As residents, this is not in our interests and I would think it a serious temptation to some of the more volatile and troublesome people in our local community and to passing strangers, too. We have had problems--particularly in the Summer months--on this pavement and the opposite one. On the street drinking is happening more and more round here and it causes noise if nothing else and encourages long drunken conversations outside our doors and windows which can sometimes be intimidating on returning home. We live to the front of our houses because of the configuration of the interiors, so this is an issue for us. It might also be an issue for Sadlers' Wells as audiences coming out of the theatre will not want to encounter any trouble spots on the street as they leave the area on foot or get into their cars/cabs.

we hope you will take these points into consideration.

Yours faithfully

[REDACTED]

[REDACTED]

Appendix 3

1. Notices shall be prominently displayed at the entrance and at the point of sale stating that CCTV is in use, "Challenge 25" proof of age scheme is in operation and the provisions of the Licensing Act 2003 regarding underage and proxy purchases of alcohol.
2. Notices shall be displayed advising customers of the permitted hours for the sale of alcohol.
3. All staff shall be trained for their role on induction and at regular intervals of six months thereafter. Training shall include identifying persons under 25, making a challenge, acceptable proof of age, making and recording a refusal, avoiding conflict and responsible alcohol retailing.
4. Written training records shall be kept.
5. The premises licence holder shall actively engage with and work with the police safer neighbourhood team, or equivalent.
6. A hard back incident book shall be kept and made available to police and authorised council officers in which shall be recorded all instances of criminality, antisocial behaviour, abuse of staff, incidents where police are called and other significant incidents.
7. A notice shall be prominently displayed by the front doors advising customers that they are in an area subject to a Designated Public Place Order and should not drink in the street and must surrender any open alcoholic drink to a police officer on demand or face arrest and a fine on conviction.
8. Management and staff shall discourage persons drinking or loitering outside the shop.
9. Notices shall be prominently displayed by the exit asking customers to respect nearby residents and to leave quietly, to dispose of litter responsibly, not to loiter outside the shop and not to drink in the street as they are within an area subject to a Designated Public Place Order.
10. The shop front shall be kept tidy at all times and shall be swept at close.
11. No deliveries shall be received or removals of rubbish take place between 20:00 and 07:00.
12. The "Challenge 25" proof of age policy shall be operated and only a photographic driving licence, valid passport or proof of age cards with the bearer's photograph and the PASS logo/hologram on it will be accepted as proof of age. A hard back refusals record will be kept and made available to police or council officers on request.
13. Alcohol shall not be served to persons who are intoxicated.
14. The DPS shall undertake routine monitoring of the refusals records and record that this is being done.
15. Emergency lighting and fire extinguishers shall be installed. The fire exit shall be kept free of any impediment or obstacle at all time of the operating hours.
16. Suitable signage will be displayed at the point of exit advising customers leave the premises quietly.
17. Any alcohol must be sold by DPS or a person authorised by the DPS at all times.

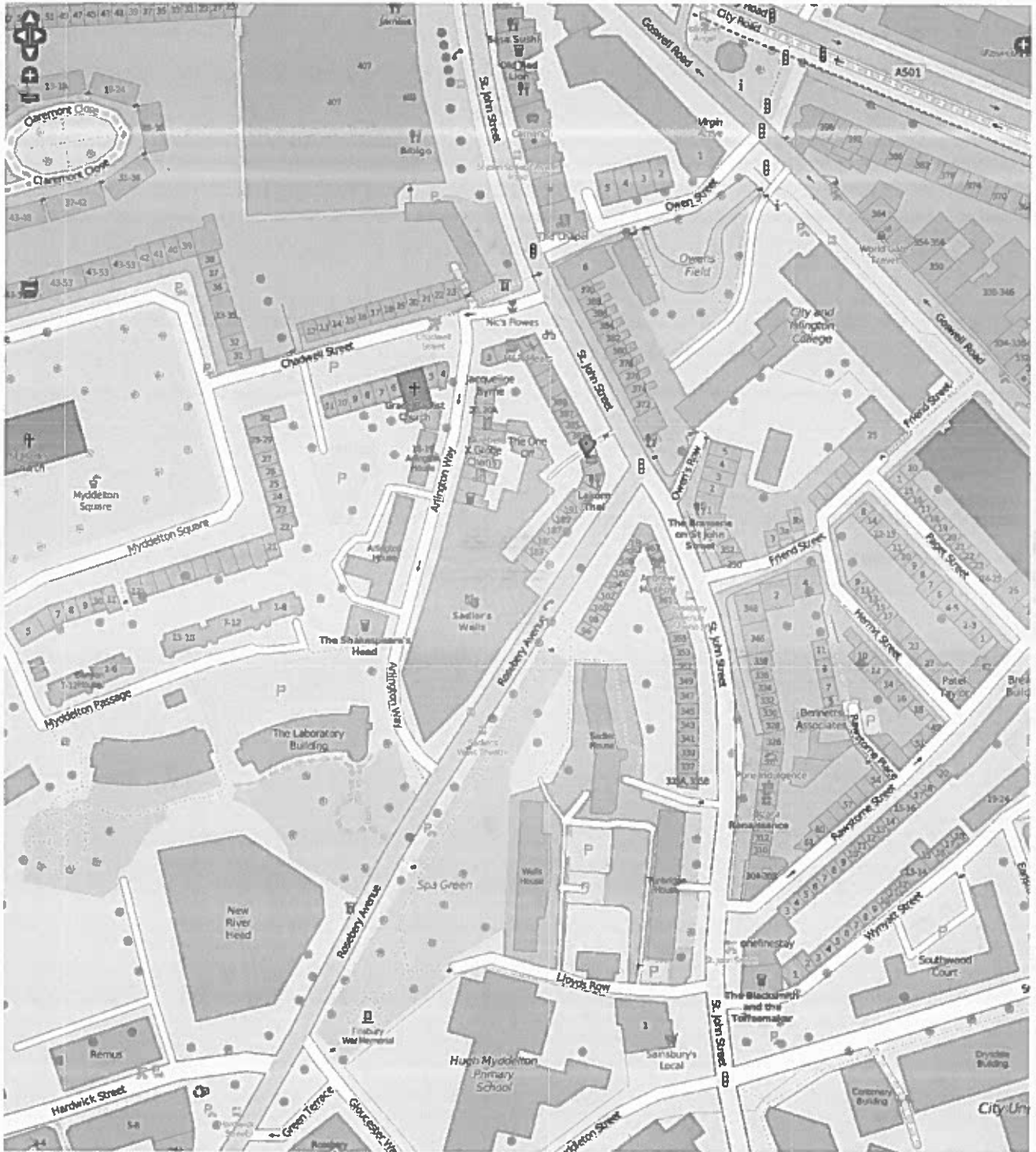
Additional conditions proposed by Metropolitan Police and agreed by applicant

18. No Super strength beer, lagers, ciders or spirit mixtures of 5.5% ABV (alcohol by volume) or above shall be sold at the premises, except for premium beers and ciders supplied in glass bottles
19. No more than 15% of the sales area shall be used at any one time for the sale, exposure for sale, or display of alcohol
20. CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a supervisor to this effect. The system will provide identifiable full frontal head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised officer or a police officer (subject to the Data protection Act 1998) within 24hrs of any request free of charge. There will always be a member of staff on duty who can

operate the system, to allow officers to view recordings and if required by a Police Officer, provide a copy of images immediately free of charge to assist in the immediate investigation of offences. If the system malfunctions and will not be operating for longer than one day of business then Police must be informed.

Additional conditions proposed by the Licensing Authority

21. Outside of permitted hours for the sale of alcohol, all alcohol on display is to be secured behind locked shutters/screens/grills or secured behind locked cabinet doors.
22. There shall be no sales of spirits in vessels of 30cl or less.
23. Customers shall not be permitted to open or consume alcoholic products on the premises.
24. No super-strength beer, lagers, ciders or spirit mixtures of 6.0% ABV (alcohol by volume) or above shall be sold at the premises, except for premium beers or ciders supplied in glass bottles.
25. No more than 15% of the sales area shall be used at any one time for the sale, exposure for sale, or display of alcohol.
26. Signage to be prominently displayed of times alcohol available



Data CC-BY-SA by [OpenStreetMap](#)
Scale = 1 : 1693
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