



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

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

Delete as appropriate		Non-exempt
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Subject: TEMPORARY EVENT NOTICE APPLICATION
THE Artisan of Clerkenwell, 53 St John Square, London EC1V

1. Synopsis

- 1.1 This is a hearing to determine a Temporary Event Notice (TEN) in respect of the above premises. The application was submitted on the 27th January 2016 and is seeking to allow for the sale of alcohol for consumption on the premises, provide regulated entertainment and late night refreshment 12:00 to 02:00 on Saturday, 13 February 2016. The temporary event notice is applied for under section 100, Part 5 of the Licensing Act 2003.
- 1.2 This application is subject to a representation from the Environmental Health relating to the following licencing objective :
- i. Public nuisance

2. Recommendations

- 2.1 To determine the temporary event notice under Part 5 of the Licensing Act 2003 as the Licensing Sub-Committee consider appropriate for the promotion of the Licensing Objectives.
- 2.2 The Committee can decide to:
- i. allow the TEN for the specified event;
 - ii. allow the TEN, subject to one or more conditions of the existing premises licence; or
 - ii. prohibit the TEN by way of a counter notice.

3. Background

3.1 Papers are attached as follows:-

- Appendix 1: application form;
- Appendix 2: representation;
- Appendix 3: current premises licence
- Appendix 4: map of premises location.

4. Conclusion and reasons for recommendations

4.1 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

Date

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk



Temporary Event Notice

Before completing this notice, please read the guidance notes at the end of the notice. If you are completing this notice by hand, please write legibly in block capitals. In all cases, ensure that your answers are inside the boxes and written in black ink or typed. Use additional sheets if necessary. You should keep a copy of the completed notice for your records. You must send at least one copy of this notice to the licensing authority and additional copies must be sent to the chief officer of police and the local authority exercising environmental health functions for the area in which the premises are situated. The licensing authority will give to you written acknowledgement of the receipt of the notice.

I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

1. The personal details of premises user (Please read note 1)	
1. Your name	
Title	Mr <input checked="" type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)
Surname	CROWLEY
Forenames	JAMES JOSEPH
2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)	
Title	Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)
Surname	
Forenames	
3. Your date of birth	
4. Your place of birth	
5. National Insurance Number	
6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)	
[REDACTED ADDRESS]	
Post town	[REDACTED]
Postcode	[REDACTED]
7. Other contact details	
Telephone numbers Daytime	[REDACTED]
Evening (optional)	[REDACTED]
Mobile (optional)	[REDACTED]
Fax number (optional)	[REDACTED]
E-Mail address (if available)	ENQUIRIES@THEARTISANOFCLERKENWELL.COM

8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)

53 ST JOHNS SQUARE

Post town LONDON

Postcode EC1V 4JL

9. Alternative contact details (if applicable)

Telephone numbers:
Daytime

Evening (optional)

Mobile (optional)

Fax number (optional)

E-Mail address
(if available)

2. The premises

Please give the address of the premises where you intend to carry on the licensable activities or, if it has no address, give a detailed description (including the Ordnance Survey references)
(Please read note 2)

THE ARTISAN OF CLERKENWELL
53 ST JOHNS SQUARE
EC1V 4JL

Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below.

Premises licence number

Club premises certificate number

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3)

Please describe the nature of the premises below. (Please read note 4)

BAR AND RESTAURANT
SERVING FOOD AND ALCOHOL

Please describe the nature of the event below. (Please read note 5)

PRIVATE WEDDING

3. The licensable activities

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on). (Please read note 6)

The sale by retail of alcohol	<input checked="" type="checkbox"/>
The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club	<input type="checkbox"/>
The provision of regulated entertainment	<input checked="" type="checkbox"/>
The provision of late night refreshment	<input checked="" type="checkbox"/>
Are you giving a late temporary event notice? (Please read note 7)	<input checked="" type="checkbox"/>

Please state the dates on which you intend to use these premises for licensable activities. (Please read note 8)

13/02/16

Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 9)

12:00HRS - 02:00 HRS

Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 10)





150

If the licensable activities will include the supply of alcohol, please state whether the supplies will be for consumption on or off the premises, or both (please tick as appropriate). (Please read note 11)

On the premises only	<input checked="" type="checkbox"/>
Off the premises only	<input type="checkbox"/>
Both	<input type="checkbox"/>

Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment. (Please read note 12)

No

4. Personal licence holders (Please read note 13)		
Do you currently hold a valid personal licence? (Please tick)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If "Yes" please provide the details of your personal licence below.		
Issuing licensing authority		
Licence number		
Date of issue		
Date of expiry		
Any further relevant details		

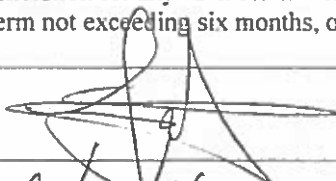
5. Previous temporary event notices you have given (Please read note 13 and tick the boxes that apply to you)		
Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year		
Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

6. Associates and business colleagues (Please read note 14 and tick the boxes that apply to you)		
Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year.		
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your business colleague(s) have given for events in the same calendar year.		

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
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7. Checklist (Please read note 15)	
I have: (Please tick the appropriate boxes)	
Sent at least one copy of this notice to the licensing authority for the area in which the premises are situated	<input checked="" type="checkbox"/>
Sent a copy of this notice to the chief officer of police for the area in which the premises are situated	<input checked="" type="checkbox"/>
Sent a copy of this notice to the local authority exercising environmental health functions for the area in which the premises are situated	<input checked="" type="checkbox"/>
If the premises are situated in one or more licensing authority areas, sent at least one copy of this notice to each additional licensing authority	<input type="checkbox"/>
If the premises are situated in one or more police areas, sent a copy of this notice to each additional chief officer of police	<input type="checkbox"/>
If the premises are situated in one or more local authority areas, sent a copy of this notice to each additional local authority exercising environmental health functions	<input type="checkbox"/>
Made or enclosed payment of the fee for the application	<input checked="" type="checkbox"/>
Signed the declaration in Section 9 below	<input checked="" type="checkbox"/>

8. Condition (Please read note 16)
It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

9. Declarations (Please read note 17)	
The information contained in this form is correct to the best of my knowledge and belief.	
I understand that it is an offence: (i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine not exceeding level 5 on the standard scale; and (ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both.	
Signature	
Date	26/1/16
Name of Person signing	JAMES COWLEY

Islington Licensing Authority
Licensing Act 2003

**REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES IN
RESPECT OF A TEMPORARY EVENT NOTICE**

Your Name	Fanos Santis
Responsible authority and job Title	Pollution Team, Senior Environmental Health Officer
Postal and email address	MO, 3 rd Floor, Laycock Wing, 222 Upper Street, London N1 1XR Fanos.santis@islington.gov.uk
Name of the premises you are making a representation about	The Artisan of Clerkenwell
Address of the premises you are making a representation about	53 St Johns Square
Date and times of notice	13/02/16 12:00-02:00hours
Normal or Late TEN	Normal

This representation relates to the following licensing objective(s)

Please tick one or more boxes

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Recommended actions to promote the licensing objectives:

- 1) The following conditions of the premises licence, as detailed below, be imposed
- 2) The TEN be modified as



follows:

**3) Additional information
needs to be supplied by
applicant:**

**4) The responsible authority
considers that the notice
should be refused by the
Council's Licensing
Committee** X

Annex 1 conditions (please specify)

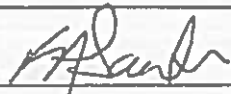
Annex 2 conditions (please specify)

Annex 3 conditions (please specify)

Please detail the evidence supporting your representation and / or the reason for your representation. Please use separate sheets if necessary

This service has received a complaint of noise from customers using the outside area after 23:00, making noise and causing disturbance to a neighbour, the last time the venue had a TEN. The applicant had stated for the last TEN that existing licensing conditions will be extended to cover the TEN. We are concerned that this may recur. No information has been provided by the applicant to prevent this from recurring.

Signed:



Date:

27th January 2016

Please send this form along with any additional sheets to the applicant. A copy should be sent to:
Islington Council, Licensing Team, 222 Upper Street London N1 1XR or email to
licensing@islington.gov.uk

This form must be returned within the Statutory Period. For more details please check with the Licensing Team on 020 7527 3031

To be completed and returned by applicant

- 1) I am happy to accept the representation and conditions/modifications recommended by the responsible authority Yes No
- 2) I wish to withdraw my application for a temporary event notice Yes No
- 3) I do not accept the suggested conditions or recommendations and I wish to proceed with the notice to the next available Licensing Sub Committee Yes No

Signed: _____ Date: _____

Print name: _____

A copy should be sent by post to: Islington Council, Licensing Team, 222 Upper Street London N1 1XR or email to licensing@islington.gov.uk

This form must be returned within the Statutory Period. Applicants are encouraged to enter into negotiations and supply additional information to the relevant responsible authority, where appropriate prior to formally returning this notice.

For more details please check with the Licensing Support Team on 020 7527 3031



**PREMISES LICENCE
LICENSING ACT 2003**

Premises licence number	LN/5714-101115	Date of original grant*	24 November 2005
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**An annual fee associated with this licence is to be paid on the anniversary of the original grant date.*

Postal address of premises, or if none, ordnance survey map reference or description			
THE ARTISAN OF CLERKENWELL			
53 ST JOHN'S SQUARE			
Post town	London	Post code	EC1V 4JL
Telephone number	020 7490 2333		

Where the licence is time limited the dates
Not Applicable

Licensable activities authorised by the licence
Ground Floor and Mezzanine Level
<ul style="list-style-type: none"> • The provision of regulated entertainment by way of: The playing of recorded music • The provision of late night refreshment • The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities																																																				
<ul style="list-style-type: none"> • The provision of regulated entertainment for the playing of recorded music: <table style="width: 100%; border: none;"> <tr><td>Monday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Tuesday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Wednesday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Thursday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Friday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Saturday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Sunday</td><td>00.00</td><td>to</td><td>24.00</td></tr> </table> • The provision of late night refreshment: <table style="width: 100%; border: none;"> <tr><td>Monday</td><td>23.00</td><td>to</td><td>00.00</td></tr> <tr><td>Tuesday</td><td>23.00</td><td>to</td><td>00.00</td></tr> <tr><td>Wednesday</td><td>23.00</td><td>to</td><td>00.00</td></tr> <tr><td>Thursday</td><td>23.00</td><td>to</td><td>00.00</td></tr> <tr><td>Friday</td><td>23.00</td><td>to</td><td>00.00</td></tr> <tr><td>Saturday</td><td>23.00</td><td>to</td><td>00.00</td></tr> </table> 	Monday	00.00	to	24.00	Tuesday	00.00	to	24.00	Wednesday	00.00	to	24.00	Thursday	00.00	to	24.00	Friday	00.00	to	24.00	Saturday	00.00	to	24.00	Sunday	00.00	to	24.00	Monday	23.00	to	00.00	Tuesday	23.00	to	00.00	Wednesday	23.00	to	00.00	Thursday	23.00	to	00.00	Friday	23.00	to	00.00	Saturday	23.00	to	00.00
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• The sale by retail of alcohol:

Monday	07.30	to	00.00
Tuesday	07.30	to	00.00
Wednesday	07.30	to	00.00
Thursday	07.30	to	00.00
Friday	07.30	to	00.00
Saturday	07.30	to	00.00
Sunday	10.00	to	22.30

Non standard timings:

On New Year's Eve the sale of alcohol and provision of late night refreshment are permitted to the start of permitted hours New Year's Day.

On no more than 12 occasions per annum the licensee may vary the start or end time for the sale of alcohol and/or late night refreshment subject to compliance with Condition 1, Annex 3 of the licence.

The opening hours of the premises:

Monday	07.00	to	01.00	the following day
Tuesday	07.00	to	01.00	the following day
Wednesday	07.00	to	01.00	the following day
Thursday	07.00	to	01.00	the following day
Friday	07.00	to	01.00	the following day
Saturday	07.00	to	01.00	the following day
Sunday	07.00	to	01.00	the following day

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

On and off supplies

Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence

Greene King Brewing & Retailing Ltd
Westgate Brewery
Bury St Edmunds
IP33 1QT
01284 714 147

Registered number of holder, for example company number, charity number (where applicable)

3298903

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Mr James Mcconnell

1
1

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol



Islington Council
Public Protection Division
222 Upper Street
London
N1 1XR
Tel: 020 7527 3031
Email: licensing@islington.gov.uk

Service Manager (Commercial)

Date of Issue

Licence



Annex 1 - Mandatory conditions

1. No supply of alcohol may be made under the premises licence:
 - a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

There are further 'Mandatory conditions' applicable to licences authorising the supply of alcohol. A full list of the current mandatory conditions is available from the licensing pages on Islington's web site, www.islington.gov.uk. This list is subject to change by order of the Secretary of State and licensees and other responsible persons are advised to ensure they are aware of the latest conditions.

Annex 2 - Conditions consistent with the Operating Schedule

1. Unless otherwise specified on this licence no regulated entertainment shall take place at the premises with the exception of pre-booked private events limited to the provision of music and dancing for pre-invited guests.
2. This licence is subject to such further conditions as are consistent with any restrictions imposed on the use of the premises for the existing licensable activities under the licence by virtue of the enactments hereinafter set out:
Children and Young Persons Act 1933
Cinematograph (Safety) Regulations 1955
Sporting Events (Control of Alcohol Etc) Act 1985
3. Substantial food shall be available throughout permitted hours for the sale of alcohol.
4. Non intoxicating beverages, including drinking water, shall be available throughout the permitted hours for the sale of alcohol.
5. CCTV shall be installed at the premises to the satisfaction of the crime prevention officer.

Annex 3 - Conditions attached after a hearing by the licensing authority

1. No more than 12 extensions per year (excluding TENs) shall be allowed.
An operating plan covering the additional measures that will be taken to manage crime and disorder on these occasions shall be completed.
A minimum of 7 days notice, or such less a period agreed by the police, be given in writing to police and the licensing authority
An absolute veto for police in respect of any of these occasions.
2. The licensee shall appoint a noise consultant registered with the Institute of Acoustics or Association of Noise Consultants, by the 31 March 2006, and to commission a report 6 weeks thereafter, to prepare a scheme of sound insulation and noise control measures, which may include the installation of a noise limiting device, to prevent persons in the neighbourhood from being unreasonably disturbed by noise of music from the premises. The scheme shall be submitted for approval by the Council, and the approved scheme fully implemented within 3 months of the hearing date to the satisfaction of the Council.
3. The door shall be kept closed after 21.00 daily except for exit and egress or emergency access.
4. That suitable signage be displayed advising patrons to leave the area of the premises quietly and quickly.

5. That suitable signage be displayed advising patrons that last orders for the drinks to be taken outside will be at 22.40 and that no drinking will be allowed outside the premises after 23.00
6. The outside tables and chairs area will be closed, cleared and rendered unusable by 23.00.
7. That the applicant will actively participate in the local Pub watch scheme.
8. The phone number and email address of a responsible manager shall be advertised in a prominent location visible from the outside of the premises.
9. There will be no unaccompanied children under 18 on the premises at any time and no under 16 year olds on the premises after 9pm (except for private functions).
10. The licensee shall supply a telephone number of a dedicated cab company and devise a system for collection of customers that will minimise disturbance to local residents.

Annex 4 – Plans

Reference Number: 2349/02 29/09/11

Licence



