



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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	14 th April 2016		Highbury West

Delete as appropriate	Non-exempt
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**Subject: PREMISES LICENCE NEW APPLICATION
GROUND FLOOR, 15 BENWELL ROAD, LONDON, N7 7BL**

1. Synopsis

- 1.1 This is an application for a new premise licence under the Licensing Act 2003.
- 1.2 The application is for a licence to allow:
 - the sale of alcohol for consumption on and off the premises on Monday to Friday, 12:00 to 23:00 and 10:00 to 23:00 on Saturday and Sunday

2. Relevant Representations

Licensing Authority	Yes (Agreed)
Metropolitan Police	No
Noise	No
Health and Safety	No
Trading Standards	No
Public Health	No

Safeguarding Children	No
London Fire Brigade	No
Local residents	Three
Other bodies	No

3. Background

3.1 Papers are attached as follows:-

Appendix 1: application form; and a copy of additional supporting letter sent representation

Appendix 2: representations;

Appendix 3: suggested conditions and map of premises location.

3.2 Four local residents has submitted representations. The applicant has offered to meet residents to discuss at his application. This meeting is due to be held at his other site a licensed restaurant located just over the border in Hackney.

4. Planning Implications

4.1 The premises have planning consent to operate under use class A1. The Planning Service have confirmed that they are satisfied the premises is operating within this use class.

5 Recommendations

5.1 To determine the application for a new premises licence under Section 34 of the Licensing Act 2003.

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)
- iii. any conditions deemed necessary by the Committee to promote the four licensing objectives.

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

Date

Received by


Head of Scrutiny and Democratic Services

4-4-16
Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

Done on 26/11/15
OK? 26/11/15

* required information

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

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

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

Are you an agent acting on behalf of the applicant?

- Yes
- No

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

Applicant Details

* First name

* Family name

You must enter a valid e-mail address

* E-mail

Main telephone number

Include country code.

Other telephone number

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

Are you:

- 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 you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

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

* Registration number

* Business name

If your business is registered, use its registered name.

* VAT number

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

IP2/597223
£190.00/EUMS

26/11/15

Continued from previous page...

* Legal status

* Your position in the business

Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

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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

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable
value of premises (£)

7,500

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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

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NON INDIVIDUAL APPLICANTS

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

Non Individual Applicant's Name

Name

food brut limited

Details

Continued from previous page...

Registered number (where applicable)

08654811

Description of applicant (for example partnership, company, unincorporated association etc)

private limited company

Address

Building number or name

Primeur c/o Barnes Motors

Street

116 Petherton Road

District

Hackney

City or town

london

County or administrative area

Hackney

Postcode

n5 2RT

Country

United Kingdom

Contact Details

E-mail

Telephone number

Other telephone number

Add another applicant

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OPERATING SCHEDULE

When do you want the premises licence to start?

01 / 04 / 2016
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.

FITZROY

Continued from previous page...

Food Brut Limited was incorporated in August 2013. The Business plan is simple and is backed by the 20 year experience in hospitality of Jeremie Cometto-Lingenheim & David Gingell, both founders and directors of the company, as well as the success of their first restaurant, Primeur.

Food Brut Limited's aim is to open a series of small eateries across London focused on food & wine in its simplest form and in interesting surroundings

First to open is Primeur, a 1920's mechanics garage conversion in leafy North London which opened in May 2014. It has attracted praises from major newspapers, influential food blogs & industry professionals for its stance on honest food & low intervention wines, accomplished cooking as well as the restaurant design, unique location & neighbourhood character. Primeur has featured alongside Spring, Chiltern Fire House, The Typing Room, Mission as one of the best openings in 2014. While Primeur's reputation is firmly rooted locally, its repeat endorsement by some of London's most celebrated chefs - Yotam Ottolenghi of the famed eateries of the same name, Skye Gingell from Spring, Nuno Mendez from Viajente & Chiltern Fire House, Bill Granger from Granger & Co, John Torode from Master Chef, Sam & Sam Clark from Moro, Isaac McHale from the Clove Club etc... - is quickly transforming Primeur from a busy local eatery into a destination restaurant.

Jeremie Cometto & David Gingell are the directors of Food Brut Limited, the company behind Primeur & Fitzroy. They come from a solid restaurant background spanning over 20 years and working with the likes of Mark Hix, The Galvin Brothers, L'Escargot, The Wolseley, the Orery, E&O, the Wright Brothers etc... That long experience as well as the success of Primeur provide them with the confidence to produce west end calibre restaurants in the outskirts of the usual London gastronomic belt. We, at Food Brut Limited, prefer to immerse ourselves into a locality which is struggling for dining out choices and therefore enhance our immediate community.

This particular belief has led us to choose Lower Holloway to be where we would like to open our second restaurant, Fitzroy.

Our offering is simple, fresh, ethical & changes daily. In the case of Fitzroy, a derelict loading bay on Benwell Road, we are looking to create an intimate space of just 55 covers serving honest cooking with a focus on sustainable seafood prepared by acclaimed chef David Gingell & his team of international chefs. Our sea produce come from sustainable sources, day boats, local fleets & fishermen. Our meat comes from organic farms in North Yorkshire, and our vegetables come from organic farms across the British Isles & Europe and from coastal foragers. Alongside these daily changing dishes we focus on low intervention wines from organic & certified biodynamic producers across the globe. We offer every wine by the 125ml glass and change the list several times a week. We also offer a very short artisan beers and ciders list (no more than 4). We do not offer hard liquors & Spirit as we focus our offering only on food and wine. We will be offering a short list of soft & hot drinks. This offering has been designed as we want Benwell Motors to be a foodie destination which is big in eating and moderate in alcohol consumption as we recognise the residential nature of the area and borough.

As such, Fitzroy residential awareness is also reflected in the opening hours that we propose below:

Mon-Friday 12am to 11.30pm

Saturday: 10am to 11.30pm

Sunday: 10am to 5pm

Because we are a restaurant and not a bar, we will only be serving alcohol alongside food.

In terms of noise prevention, we do not play music & our refuse will be collected in the morning as to not create nocturnal disturbance. We have an indoors refuse area which will also contribute to keeping the streets aspects neat & tidy as well as keeping pest issues at bay. We have a recycling policy and will recycle as much material as we can including glass, mixed recycling & food waste.

The kitchens will be staffed from 9am when we will be receiving the bulk of our daily deliveries. We use trusted & considered suppliers who hold sets of keys to the restaurant should the occasional delivery arrive outside of kitchen hours (7am till 9am)

In terms of security & safety we will adhere with the council, police & fire brigade recommendations and integrate these in our restaurant designs.

Continued from previous page...

The design of the restaurant is on one floor at ground level. There is an open kitchen at the center of the space which looks over a counter dining area and a large communal table surrounded by two seater tables with leather banquettes. We have a disabled toilet in the main room and 3 different toilets at the back. All back of house areas are contained between the kitchen and the public lavatories while the office is hidden away at the back of the wine cellar.

The Kitchen extraction is very high specs using air scrubbers and carbon filters to reduce smells and noise. The extraction flue will terminate flush on the side of the building in order to preserve the considered aesthetics of the surrounding buildings. The erection of a larger flue will be detrimental to the visual appearance of the adjoining buildings, will potentially create wall & cavity vibrations and the higher it is, the bigger the fan needs to be creating more noise and vibration. Another disadvantage of a long vertical flue is a greater fire risk as grease deposit are harder to get to during maintenance and cleaning processes. By experience we have found that a short flue is quieter, easier to maintain & more efficient. The side wall where it would terminate has no residential windows above and faces another side wall 4 meters away with again, no residential windows on that side face either.

Fitzroy will employ between 20 and 25 people on average on a full time and part time basis.

Signage will be small and sensitive to the surrounding buildings and the character of the street and like "Primeur" will be hand painted.

The full renovation of this old loading bay into a bay window fronted high end eatery restaurant will create something really special for the area, improve the aesthetics of the street & reduce pollution & pest. We believe that the presence of a high end restaurant just off Holloway road will greatly contribute to Lower Holloway and make the area a more attractive prospect for residents and businesses alike.

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

Continued from previous page...

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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

Continued from previous page...

THURSDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

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.

we intend for the license to remain the same all year round

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

Continued from previous page...

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)

14276

Issuing licensing authority
(if known)

Tower Hamlets

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.

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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.

Continued from previous page...

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

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)

Continued from previous page...

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

As experienced professional with 20 years experience in restaurants all over London and with an impeccable track record with licensing authorities we are

b) The prevention of crime and disorder

the use of CCTV cameras on & off the premises
specific training of staff regarding sale of alcohol
we will not be serving alcohol without food
we will not be offering aggressive consumption marketing offers such as happy hours etc
we will not be serving hard liquors
will be operating professionally following the licensing conditions set out by the licensing authorities and the police
attendance to pub watch and other area protection meetings
our refuse bins are kept indoors

c) Public safety

the use of CCTV cameras on the premises
dedicated taxi phone line
full first aid training provided to senior staff
our refuse bins are kept indoors
fire safety guidelines and drills as per HACCP & fire risk assessments

d) The prevention of public nuisance

our operations licensed activities are contained indoors
we do not provide alcohol after 23:00
we reserve the right to refuse entry to individuals displaying signs of aggression or intoxication
we observe a strict zero tolerance policy on drugs on the premises
we do not play music
we do not serve energy drinks
our bins are kept indoors

e) The protection of children from harm

we have no slot machines
we will provide fresh juices and chemical free soft drinks
our offering focuses on targeting a demographics of age between 30 and over
we do not serve energy drinks or alcoholic drinks to unaccompanied minors without food
we do not provide activities that will harm children

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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

Continued from previous page...

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 you are required to pay a higher fee

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

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

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

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

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

* Fee amount (£)

190.00

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

Jeremie Cometto

* Capacity

Managing Director

* Date

26 / 11 / 2015

dd

mm

yyyy

Add another signatory

Continued from previous page...

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" value="FITZROY"/>
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"/>

< Previous 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 Next >

YEE/RECEIPT 1P2/0597223
DETAILS: NR601TJD4/ELMS LICENSES

PART A

Consent of individual to being specified as premises supervisor

[Redacted area]

[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

FITZROY / BENWELL (TBC)
[type of application]

by FOOD BRUT LIMITED
[name of applicant]

Relating to a premises licence

[number of existing licence, if any]

for 15 BENWELL ROAD
N7 7BL

[name and address of premises to which the application relates]

COMMERCIAL
2015
PUBLIC PROTECTION
222



ISLINGTON

and any premises licence to be granted or varied in respect of this application made by

FOOD BRUT LIMITED
[name of applicant]

concerning the supply of alcohol at

FITZROY, 15 BENWELL ROAD, N7 7BL
[name and address of premises to which application relates]

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.


Personal licence number

14276
[insert personal licence number if any]

Personal licence issuing authority

TOWER HAMLETS
[insert name and address and telephone number of personal licence issuing authority, if any]

Signed



Name (Please Print)

LOMETTO

Date

26/11/2015

Licensing Act 2003 representation pro-forma

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

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

Premises Name and address 15. Bredwalk Rd 17.

Your Name: _____

Interest: _____

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

Your Address: _____

Email: _____

Telephone _____

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

Public Nuisance	<p>OUR PROPERTY WITH TO PROPOSED RESTAURANT. BRING AS THIS AREA FROM THE ANERK ISHINGTON TO NABS HEAD HOLLOWAY IS ENOCA BLOCK WITH RESTAURANTS EVERY OTHER DOOR ACCORDING TO THE LOCAL PAPER SOMETIME ALO. SO WHY DO WE NEED ANOTHER ESPECIALLY IN A SIDE STREET AMID RESIDENTIAL PROPERTIES. WE THINK IT WILL CAUSE A BIG NUISANCE TO LOCAL COMMUNITY. COME BY WITH OTHER BUSINESSES THESE PROPER OWN IN PATTERTON RD WE DON'T THINK THIS PLACE WILL ENHANCE THE AREA AT ALL BECAUSE THE OTHER ONE</p>
Crime and Disorder	<p>LEAVES A LOT TO BE DESIRED</p>

COMMERCIAL LICENSING
11 JAN 2016

Protection of Children from Harm

Public Safety

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

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

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

Signature _____

Date 7.1.2016

Please ensure name and address details completed above

Return to: Licensing Service
London Borough of Islington
3rd Floor
222 Upper Street
London N1 1XR
or send by email to: licensing@islington.gov.uk

Licensing Act 2003 representation pro-forma

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

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

Premises Name and address GR1 FLOORA 11-15 BLENWELL RD.
N7 7BL.

Your Name: _____

Interest: _____

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

Your Address: _____

Email: _____

Telephone _____

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

<p>Public Nuisance</p> <p style="text-align: center;">ON SEVERAL STREETS</p>
<p>Crime and Disorder</p> <p style="text-align: center;">↓</p>

Protection of Children from Harm

Public Safety



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

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



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

Signature 

Date 13/01/16

Please ensure name and address details completed above

Return to: Licensing Service
London Borough of Islington
3rd Floor
222 Upper Street
London N1 1XR
or send by email to: licensing@islington.gov.uk

PUBLIC NUISANCE. ETC. IS BENDALL RD. N.77BL.

WE AS RESIDENTS OF A ROAD WHICH IS USED FOR ACCESS AND EGRESS FROM THE EMIRATES STADIUM. HAVE TO TOLERATE THE INCONVENIENCE OF MATCH DAYS AND OTHER EVENTS. (60?) PER YEAR. IT IS WITH FORTUNE WE HAVE A NO ALCOHOL ZONE WHICH IF ARSENAL COUNCIL WERE PROPER METROPOLITAN POLICING WOULD BE ENFORCED. THE SO CALLED 'SECURITY' WHICH TO US RESIDENTS ARE AGGRESSIVE AND BELLIGERENT BUT NOT TO THE 'ELITE' TICKET HOLDERS ARE NO CONTROL OF ALCOHOL IN THE AREA. SO ON MATCH DAYS DRINKING AND BEHAVIOR OF PATRONS TO THIS SITE WOULD BE UNREGULATED AND WOULD CONTINUE THROUGH THE PREMISES (GOSSES) WHICH WOULD BE A POOR ENVIRONMENT TO CHILDREN AND YOUNG ADULTS IN THE AREA. WHICH ARE NATURALLY EXCITED BY THE ENVIRONMENT OF MATCH DAYS. NOT THE SOUND SIDE OF DRINKING. ALSO IF YOU DECIDE TO INVESTIGATE PRIOR HISTORY IN THE AREA WE HAVE FIGHTS STABBINGS AND OTHER PROBLEMS. WHICH TO THIS DAY STILL EXIST WITH BOTTLES. GLASSES USED CORRIDORS AND GENERAL DEBRIS. ASSOCIATED WITH THE LOCAL PUBS (LUBS, ETC. IN EVIDENCE. TO ESCALATE THIS PROBLEM WILL BE AN INCENTIVE TO ~~THE~~ ENVIRONMENT, CAUSING INCREASED PROBLEMS AND POSSIBLE NO ENTRY ZONE FOR US THE LOCAL RESIDENTS. TO ENJOY OUR STREETS.

CONTINUED 1 OF 4

WE WOULD NOW LIKE TO DRAW YOU TO THE
BUILT ENVIRONMENT IN BENEVOLENT ROAD.

OUR ROAD IS BUILT ON A NORTH/SOUTH
APPROXIMATE DIRECTION WHICH MEANS
THAT THE PREVAILING WIND IN THE UK
IS SOUTH WESTERLY / CROSSES IT AT
90 DEGREES.

THE SIGHT OF FOOD AND OTHER EXTRACTIVES
FROM THE VENUE WILL BE DUE TO THE
VORTEX OF HIGH BUILDINGS IN THE ROAD
WILL BE BLOWN DOWN THE ROAD
AND NOT EXTRACTED. WE KNOW THAT DUE
TO A BURGER/GRILL THIS PREMISES RUNS
ON MATCH DAY WHICH CAUSES THE ROAD
TO STINK OF CHEAP MEAT AND FAT WHICH
HANGS AROUND DUE TO LOCATION AND
NARROW WIDTH OF THE ROADWAY.

Now to sound due to the way
THE BUILDINGS ARE SITUATED
A TAIL LIGHT OF A WAGON DELIVERING
GOODS TO GRANARY WILL BOUNCE OFF
THE FLATS ETC AND ECHO DOWN THE
BACK OF BENEVOLENT ROAD (EVEN NUMBERS)
SO ALL SOUND FROM THIS VENUE WOULD
BE HEARD BOTH FRONT AND REAR OF
BUILDINGS HOUSES AND FLATS, THIS
IS SOMETHING WHICH CANNOT BE
DEVELOPED WITHIN THE BUILDING OR THE
VENUE TO PREVENT AND WOULD
EXASPERATE OUR PROBLEMS.

3/2

IN CONCLUSION DUE TO THE SITUATION
ON THE VENUE A SEMI BASEMENT IT
WOULD NEED SOME HEAVY DUTY AIR
HANDLING UNITS FOR VENTILATION
COOKING AND KITCHEN EXTRACTION WHICH
OF COURSE EVEN WITH ATTENUATORS
WOULD CAUSE ~~CONSIDERABLE~~ CONSIDERABLE
HUMMING AND NOISE TO EVERYONE
IN THE LOCAL RADIIUS.

(PUBLIC AND) DISORDER. / PUBLIC SAFETY / PROTECTION OF
CIVILIAN. BERNWELL R. N77BL.

WE HAVE MENTIONED THIS ON THE PREVIOUS
PAGE. BUT THIS WAS OF GENERAL NATURE.

DUE TO AUSTERITY MEASURES TAKEN OVER
THE PAST YEARS AND INDEED POSSIBLY IN THE
FUTURE WITHIN THE BOROUGH OF ISLINGTON
WE HAVE NUMEROUS VENUES OF 'ENTERTAINMENT'
UPPER ST, (LICKENWELL, HOLLOWAY R.). ETC
WE NO LONGER HAVE PATROLS FROM HORSNEY
R. POLICE STATION SO NO REGULAR PASSING
OF POLICE VEHICLES.

THAT SAID OUR POLICING IN THE
BOROUGH IS 'NOW REACTIVE AND
NOT PROACTIVE.

WHICH MEANS DUE TO PRESSURES FROM OTHER
PARTS OF THE BOROUGH WE WOULD BE ON
OUR OWN UNTIL HELP ARRIVES. THIS
ADDITIONAL THREAT TO OUR EMPLOYMENT IS
SOMETHING WHICH CAUSES US GREAT
CONCERN AND WHICH WOULD NOT BE
RESOLVED BY THE VENUES 'SECURITY'
WITH THE COST ^{WOULD BE} ~~AT~~ ^{VERY} ~~BRAND~~ HIGH. IT WOULD
LIKELY TO BE THE MINIMUM TO WHICH
THEY WOULD BE OR NO HELP TO
RESIDENTS IF PROBLEMS OCCUR

FINALLY AS THESE PREMISES ~~ARE~~ EXTEND FROM
BERNWELL R. TO HOLLOWAY R. A LOT OF THE
CONCERNS WE HAVE WOULD BE ADDRESSED
OR CONTAINED IF HOLLOWAY R. WAS THE
VENUE. ENTRANCE AND EXIT.

Licensing Act 2003 representation pro-forma

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

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

Premises Name and address _____

Your Name: _____

Interest: _____

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

Your Address: _____

Email: _____

Telephone _____

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

Public Nuisance

OUR CONCERNS ARE THAT WE LIVE IN A
RESIDENTIAL AREA WITH HOMES ADJACENT &
OPPOSITE TO 15-BENWELL ROAD N7. ALSO
THE PARKING OF VEHICLES

Crime and Disorder

Licensing Authority Representation**Licensing Act 2003****Application: 15 Benwell Road London N7 7BL**

I am submitting a representation on behalf of the Licensing Authority for a new premises licence application to permit:

- The supply of alcohol for consumption on and off the premises

The grounds for the representation are:

- Public nuisance
- Protection of Children from Harm

Licensing Policy Considerations*Licensing Policy 9& 10**Operating schedule and standards of management**Licensing Policy 20**Smoking & drinking outside**Licensing Policy 21**Dispersal policy***Issues of Concern**

1. The proposed measures are typical of many licenced premises operating in the borough. There does not appear to be any bespoke mitigation measures that would suggest that this application has been tailored to the specific area it is located.
2. The applicant does not appear to have considered Islington's Licensing Policy, for example in the operating schedule there is no reference to a dispersal policy (LP 21), experience and track record of complying with legal requirements (LP10), support for best practice schemes (LP12).
3. The premises are located on one of the main pedestrian thoroughfares to the Emirate Stadium and the operating schedule does not reflect that any consideration has been taken to mitigate the impact of sales of alcohol on these days.

Recommendation

Any application that may be granted should contain the following conditions.

1. Any off sales of alcohol shall be limited to wine only and to customers taking a table meal at the premises.
2. The sale of alcohol shall only be to customers taking a table meal there and for consumption by such a person as ancillary to their meal.
3. The following conditions shall apply only in respect of the day a major event taking place at the Emirates Stadium. Major events are defined as being events to which more than 10,000 tickets have been sold.
 - i. There were be no off sales of alcohol from 2 hours before the scheduled start of a major event until 1 hour after the event ends.

- ii. Only customers with a pre-booked reservation shall be allowed permission to eat at the venue from 2 hours prior to the scheduled start of a major event until 1 hour after the event ends.
 - iii. The premises licence holder shall agree to end the sale of alcohol should they be requested to do so by a Police Officer of the rank of Inspector or above or a representative of that Officer.
4. The licensee shall adopt 'Challenge 25', the Retail of Alcohol Standards Group's advice for off-licences, and promote it through the prominent display of posters.
5. The licensee shall ensure that staff are trained on relevant matters including the conditions on the premises licence; age restricted products; and (if they are ever left in charge of the shop) the operation of the CCTV system and how to deal with visits from authorised officers. The licensee shall keep records of training and instructions given to staff, detailing the areas covered, and make them available for inspection upon request by authorised officers. Staff shall sign to confirm that they have received and understood the training.
6. Age-restricted products training shall cover the following steps: the assessment of age; how and when to challenge for proof of age; acceptable proof of age and how to check it; and recording refusals.
7. The licensee shall put arrangements in place to ensure that before serving alcohol to persons they believe to be less than 25, staff ask to see accredited proof of age: that is, proof of age cards carrying the 'PASS' logo (and no others), a Passport, or UK Driving Licence bearing the photograph and date of birth of the bearer.
8. The licensee shall require staff to note any refusals to sell to young people in a refusals log. The refusals log shall be checked and signed monthly by the designated premises supervisor. The refusals log shall be made available for inspection upon request by the licensing team, police or trading standards.
9. The number of smokers allowed outside of the premises shall be limited to six customers.

Terrie Lane
Licensing Manager
Islington Council
terrie.lane@islington.gov.uk
020 7527 3233

23 December 2015

Appendix 3

1. 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 an identifiable full 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.
2. There shall be a dedicated Taxi Phone line provided for customers.
3. There shall be full first aid training provided to all senior staff. We shall keep our refuse bins indoors.
4. Fire safety guidelines shall be fully complied with.
5. The licence holder shall not provide alcohol after 11 PM. We reserve the right to refuse entry to individuals displaying signs of aggression or intoxication.
6. We shall observe strict Zero tolerance policy on drugs it shall be served at the premises.
7. The premises shall not operate any Alcohol office such as happy hours.
8. There shall be specific training of all staff regarding the sale of alcohol and compliance with the Licensing Act 2003.
9. The premises shall attend the local pub watch meetings
10. On Arsenal first team match days
 - (a) Then guests with electronic reservations will be able to enter the premises.
 - (b) No take away of wine in any forms out of the premises 60 minutes before the game, during the game and 60 minutes after the game.
 - (c) That alcohol available for purchase is only limited to wine.
 - (d) That alcohol is only sold with a full meal at the table

Conditions as suggested representation from the Licensing Authority. (Agreed)

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