



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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	9 June 2016		Junction

Delete as appropriate		Non-exempt
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Subject: PREMISES LICENCE NEW APPLICATION
Sainsbury's, 211 Blackstock Road, London, N5 2LL

1. Synopsis

- 1.1 This is an application for a new premise licence under the Licensing Act 2003.
- 1.2 The new application is to:
- i) permit the premises to sell alcohol, off supplies, Monday to Sunday from 08:00 until 23:00.
 - ii) permit the premises to open to the public on Monday to Sunday from 07:00 until 23:00. (These hours were amended from 24 hours a day by letter addressed to the residents)

2. Relevant Representations

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

Trading Standards	No
Public Health	No
Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes, four
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 The Licensing Authority has received four letters of representation from residents, and representations from the Licensing Authority and the Police.

4. Planning Implications

4.1 Planning have reported that the Sainsbury are in the process of applying for planning permission at the premises, this application have been submitted but not determined.

5. Recommendations

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

5.2 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. conditions recommended by Responsible Authorities deemed appropriate by the Committee (see appendix 3); and
- iii. any additional conditions deemed appropriate 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 it considers 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 27.5.16

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

Section 1 of 19

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

* E-mail

Main telephone number

Other telephone number

Include country code.

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.

Applicant Business

* Is the applicant's business registered in the UK with Companies House? Yes No

* Registration number

* Business name

* VAT number

* Legal status

If the applicant's business is registered, use its registered name.

Put "none" if the applicant is not registered for VAT.

Continued from previous page...

* Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

* 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

Include country code.

Other telephone number

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

A private individual acting as an agent

Agent 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.

* Legal status

Continued from previous page...

* Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Section 2 of 19

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 (£)

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

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

Details

Registered number (where applicable)

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

Continued from previous page...

A company

Address

Building number or name	<input type="text" value="33"/>
Street	<input type="text" value="Holborn"/>
District	<input type="text"/>
City or town	<input type="text" value="London"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="EC1N 2HT"/>
Country	<input type="text" value="United Kingdom"/>

Contact Details

E-mail	<input type="text"/>
Telephone number	<input type="text"/>
Other telephone number	<input type="text"/>

Section 5 of 19

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.

A convenience store which is to sell a broad range of groceries, household products and alcohol.

Situated at 211 Blackstock Road, Islington, London, N5 2LL.

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

Continued from previous page...

Section 6 of 19

PROVISION OF PLAYS

Will you be providing plays?

Yes No

Section 7 of 19

PROVISION OF FILMS

Will you be providing films?

Yes No

Section 8 of 19

PROVISION OF INDOOR SPORTING EVENTS

Will you be providing indoor sporting events?

Yes No

Section 9 of 19

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will you be providing boxing or wrestling entertainments?

Yes No

Section 10 of 19

PROVISION OF LIVE MUSIC

Will you be providing live music?

Yes No

Section 11 of 19

PROVISION OF RECORDED MUSIC

Will you be providing recorded music?

Yes No

Section 12 of 19

PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

Yes No

Section 13 of 19

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

Section 14 of 19

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Section 15 of 19

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

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.

Continued from previous page...

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

town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

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'.

Continued from previous page...

Section 16 of 19

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.

None

Section 17 of 19

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

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

Continued from previous page...

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.

Section 18 of 19

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.

b) The prevention of crime and disorder

1. The licence holder shall ensure that the premises benefit from a CCTV system that operates at all times when licensable activities are taking place.
2. The system shall incorporate a camera covering each of the entrance doors and the main alcohol display area and shall be capable of providing an image which is regarded as identification standard. The precise positions of the cameras may be agreed, subject to compliance with Data Protection legislation, with the police from time to time.
3. The system shall incorporate a recording facility and any recording shall be retained and stored in a suitable and secure manner for a minimum of 31 days and shall be made available, subject to compliance with Data Protection legislation, to the police for inspection on request.
4. The system must be able to export recorded images to a removable means e.g. CD/DVD and have its own software enabled to allow playback/review.
5. A member of staff trained in the use of the CCTV system must be available at the premises at all times that the premises are open to the public.
6. The system shall display, on any recording, the correct time and date of the recording.
7. All cashiers shall be instructed to record in an incident book/register:
 - All incidents of crime and disorder occurring at the premises;
 - Details of occasions when the police are called to the premises;This book/register will be available for inspection by a police officer on request.
8. There shall be no external advertising of alcohol products in the shop windows.

Continued from previous page...

9. Outside of permitted hours for the sale of alcohol, all alcohol within the trading area (this does not apply to the display behind the cashier counter) is to be secured behind locked shutters/screens/grills or secured behind locked cabinet doors.

10. There shall be no self-service of spirits except for spirit mixtures.

11. There shall be no sales of spirits in vessels of 30CL or less.

12. There shall be no sale of single cans of beer, lager or cider from the premises and no sales of single bottles of beer, lager or cider in vessels of less than 500ml or more than 1500 ml.

13. There shall be no sale of beer, lager or cider with an ABV content of 5.5% ABV or above save for premium products which have been agreed with the police (email authority will suffice).

c) Public safety

1. The licence holder shall employ security guards at the premises if it, having regard to any advice from the police, considers it appropriate to do so.

2. The applicant shall at all times maintain adequate levels of staff and security. Such staff and security levels shall be disclosed, on request, to the licensing authority and police.

d) The prevention of public nuisance

1. Signage shall be displayed at the exit of the premises requesting customers leaving the premises late at night to do so quietly and with consideration so as not to disturb nearby residents.

2. No deliveries, save for newspapers and magazines, shall be arranged to the premises between 2300 and 0700 hours.

3. No refuse to be placed outside the premises between the hours of 2300 and 0700 and no collections of refuse to be arranged between these hours

e) The protection of children from harm

1. The premises licence holder shall ensure that an age verification policy will apply to the premises whereby all cashiers shall be trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 25 years (or older if the licence holder so elects) to produce, before being sold alcohol, identification being a passport or photocard driving licence bearing a holographic mark or other form of identification bearing a holographic mark or other form of identification that complies with any mandatory condition that may apply to this licence.

2. All staff engaged or to be engaged in the sale of alcohol on the premises shall receive the following training in age restricted sales:

- Induction training which must be completed and documented prior to the sale of alcohol by the staff member.
- Refresher/reinforcement training at intervals of no more than 6 months.

Training records will be available for inspection by a police officer on request.

3. All cashiers shall be trained to record refusals of sales of alcohol in a refusal register. The register will contain:

- details of the time and date the refusal was made;
- the identity of the staff member refusing the sale;
- details of the alcohol the person attempted to purchase.

This register will be available for inspection by a police officer on request.

Continued from previous page...

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 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 (£)

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

Continued from previous page...

* Date

/ /
dd mm yyyy

[Add another signatory](#)

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.

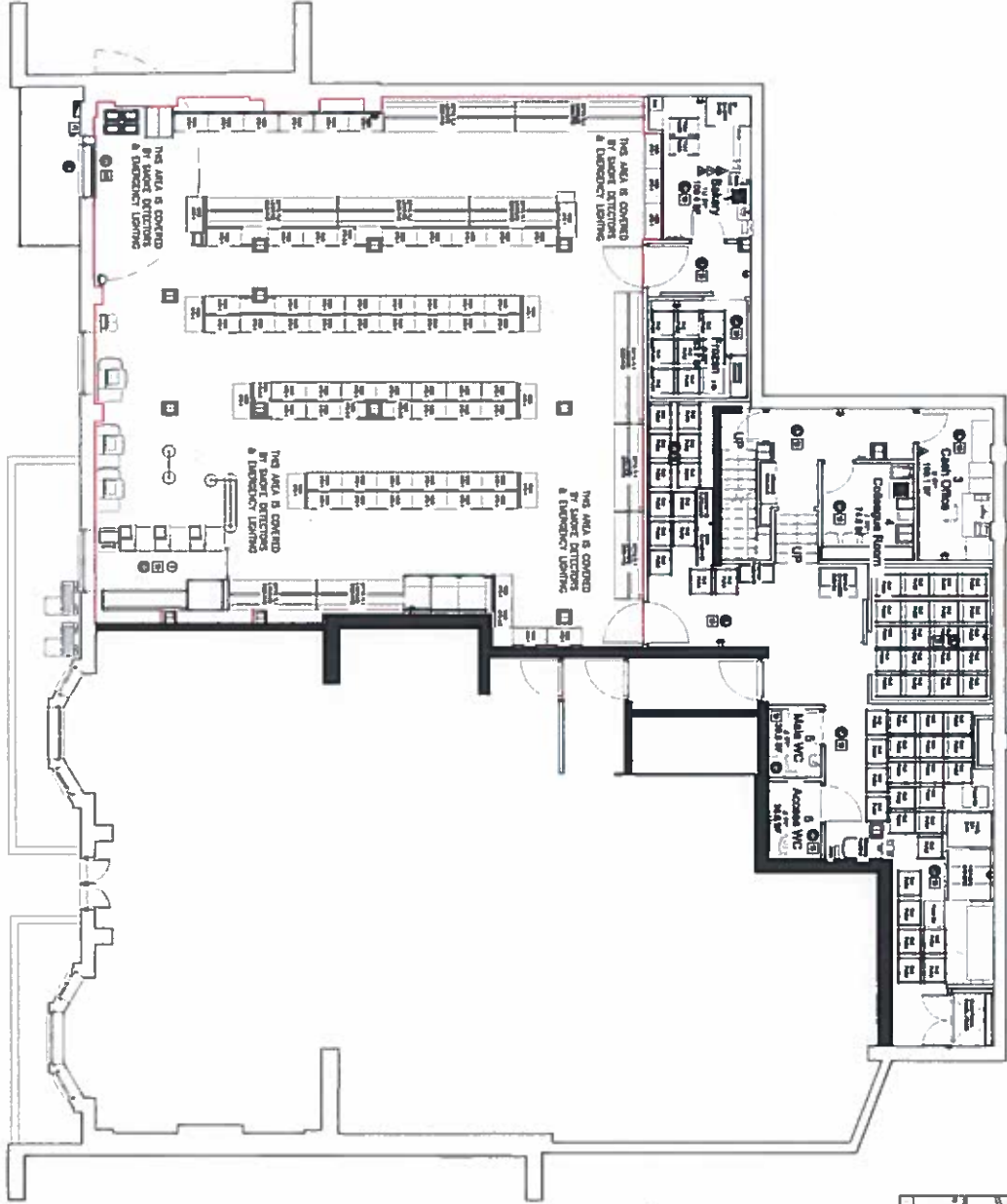
Don't forget to make sure you have all your supporting documentation to hand.

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="EMF/26508/1895/RPB"/>
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 >



NOTES

LEGEND
1. FIRE ALARM CONTROL PANEL
2. FIRE ALARM CALL POINT
3. FIRE EXTINGUISHER
4. FIRE EXTINGUISHER CABINET
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PROPOSED
GROUND FLOOR
STORE PLAN
1509908
BLACKSTOCK ROAD

Sainsbury's
 1509908G01-1
 1509908G01-1
 1509908G01-1

Solicitors and
Parliamentary Agents

Minerva House
5 Montague Close
London
SE1 9BB

DX: 156810 London Bridge 6

Switchboard 020 7593 5000
Direct Line 020 7593 5004
www.wslaw.co.uk

17 May 2016

Our Ref: RPB/26508/1895

Sainsbury's Supermarkets Ltd
Sainsbury's, 211 Blackstock Road, Islington, London, N5 2LL

My firm acts for Sainsbury's and we are instructed in connection with the application for a premises licence at the above address.

Your representation against the grant of the licence has been forwarded to us and the application is now listed for hearing on 9 June.

I wish to clarify that the application is not for a 24 hour licence. The application relates to the sale of alcohol and Sainsbury's has applied for the hours of 8am to 11pm. The intention is that the store will trade from 7am to 11pm and we have informed the licensing officer that a note of these hours may be included on any licence granted.

I very much hope that this deals with all of most of your concerns. If you are minded to now withdraw your representation please notify the licensing officer whose contact details are:

Niall Forde
Licensing Officer
Islington Council
22 Upper Street
London N1 1XR
licensing@islington.gov.uk

Please do contact me should you have any questions about the application.

Yours sincerely

Robert Botkai
Partner

DT 020 7593 5004
DF 020 7593 5069
rbotkai@wslaw.co.uk

LETTER TO REP - [REDACTED]

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Practice Management Standard
Law Society Accredited

Rep 1

RE: Licensing application, Sainsbury's, Highbury Vale Police Station

I'm confused as to why Sainsbury's is applying for a 24-hour opening license. Their 'Local'-format stores are never open beyond 11pm and I can see no justification for making the one proposed at this site the first to do so.

It raises the question as to whether Sainsbury's is either 1) using this application as a trial balloon that could potentially allow it to secure round-the-clock opening at other locations; or 2) that this is a transparent attempt by the company to give the impression of seeking 24-hour opening it knows it won't get, and then present a standard 11am-11pm schedule as a compromise.

As regards the alcohol license, there are acute problems in each of the categories you list. It would clearly encourage the consumption of alcohol in the vicinity of the supermarket, as well as attracting underage drinkers hopeful of either purchasing alcohol themselves or getting other customers to buy it for them. In addition, the nature of supermarket alcohol sales is skewed towards bulk purchases, increasing the risk that those consuming nearby will drink more.

I don't believe I need to point out the connections between outdoor drinking and crime. But to give one very important example, Blackstock Road is very popular gathering point for Arsenal football supporters. I've personally witnessed fighting in the street, theft from mailboxes and other aggressive behavior. The addition of another point of sale for alcohol will make this much worse.

Lastly, such stores -- including the existing supermarket 650m away from this proposed site - frequently attract undesirable characters who loiter in the nearby area drinking and begging. I fail to see how this would be a welcome addition to the schools located nearby or, in light of even an 11am-11pm schedule, single women coming and going.

Yours,

Rep 2

Dear Licensing Services, Islington Council

With regards to the above application, details of which you posted to my flat opposite the site in question, I have broadly no objection to the issuing of a premises licence and licence to sell alcohol.

However I do have an objection to the hours applied for opening:

Opening Hours - 24 hours

Although the my flat's main entrance is on Blackstock Road, directly opposite the Police Station, the flat actually faces out, onto the estate and school behind, and away from the

Police Station. Given this, I am aware of how any slight incremental noise and disturbance coming from the Blackstock Road area can be heard in my flat, and therefore also in the large estate opposite, in which a huge number of families live, and whom would be disturbed at night time by the inevitable increased noise coming from a 24 hour opening premises. This would have a great affect on people's ability to sleep peacefully, and therefore have huge knock on effects in terms of their ability to study effectively or work efficiently and safely during daytime hours.

24 opening would be a great public nuisance to the many number living directly on Blackstock Road particularly in terms of increased noise from both customers and deliveries, noise pollution, littering, drunkenness, etc.

24 opening would also make the site a magnet for begging, which is difficult to police 24 hours a day, particularly at night, and this would lead to increases in crime and public nuisance.

There is no pedestrian crossing in direct proximity to the site, and it is opposite a spur road to Blackstock Rd in Hurlock St. Therefore pedestrians are at risk (especially at night time when it is darker and people tend to be less cautious) if they cross here. Traffic tends to accelerate both up and down the road, allied with the feeding in and out traffic from Hurlock St, so it is of great danger to the public's safety, both pedestrians and drivers using the area to allow 24 hour opening.

I don't know of any other similar sites locally that operate 24 hour opening. In my experience and research they all open from 7am - 11pm, which are hours I find to be acceptable, and would not object to.

Kind regards,

Rep 3

Dear Licensing Services, Islington Council

With regards to the above application, details of which you posted to my flat opposite the site in question, I have no objection to the issuing of a premises licence or a licence to sell alcohol, with one very important caveat.

The proposed 24 hour opening period is completely inappropriate, in my view.

My flat faces directly onto Blackstock Road. As such, it is often noisy enough already (particularly during rush hour when the traffic is heavy), and I am aware of how any slight incremental noise and disturbance coming from the road can be heard in my flat. Football noise, for example, is very disturbing, although in that case the infrequency of the noise pollution is such that I do not have any particular objections. A new premise with 24 hour opening would inevitably create considerably more noise during the night - with heavy goods vehicles or delivery trucks coming and going, and goods being unloaded - which would be highly disruptive to me, our block of flats, and indeed the nearby estate in which a number of young families live. The fact that the licence would apply 24 hours a day, seven days a week would mean that the disruption and noise pollution would be constant, not intermittent as in other cases such as football. This would have a significant and adverse effect on

people's ability to sleep peacefully, and therefore have huge knock on effects in terms of their ability to study effectively or work efficiently and safely during daytime hours (including my own).

I also foresee that other issues would arise in addition to noise pollution, such as littering.

24 opening would also make the site a magnet for begging, which is difficult to police 24 hours a day, particularly at night, and this would lead to increases in crime and public nuisance. This is a broadly residential neighbourhood - including many young families and schools - and such disruption would destroy the character of the community, as well as threatening public safety - both perceived and real.

There is no pedestrian crossing in direct proximity to the site, and it is opposite a spur road to Blackstock Rd (Hurlock Street). Therefore pedestrians are at risk (especially at night time when it is darker and people tend to be less cautious) if they cross here. Traffic tends to accelerate both up and down the road, allied with the feeding in and out traffic from Hurlock St, so it is of great danger to the public's safety, both pedestrians and drivers using the area to allow 24 hour opening.

Crucially, I don't know of any other similar sites locally that operate 24 hour opening. In my experience and research they all open from 7am - 11pm (maximum), which are hours I find to be broadly acceptable, and would not object to. This applies to similar shops ('local' or 'metro' supermarkets) in areas that are considerably less residential than ours (the Tesco on Seven Sisters Road; the Sainsbury's at the top of Blackstock Road; and the Waitrose near Highbury and Islington at the bottom of Holloway Road). Therefore I cannot see the justification for a longer licence - and thus greater noise and disruption - in what is a considerably less commercial zone.

Were the licence for opening to be restricted to 7am-11pm, I would have no objection to this application. I wish to put on record my support - overall - for the redevelopment and use of the site in question.

Thank you for taking the time to consult - I hope that my views are given a fair hearing,

Kind regards,

Rep 4

My name is and I'm a local resident.

My concerns are as follows:

a) public nuisance:

I live on Hurlock Street, right at the beginning. Just three weeks ago I had to pry drunken teenagers away from our gate. We have the regular encounter of people standing right in front of our property at night and chat loudly. This has happened a lot more when Il Bacio (a pizzeria next door's) was still running and has lessened since. However, it remains a regular nuisance. I haven't reported any of these incidents yet as I was always able to cope with them myself. I believe that a new shop just across the street will bring more people traffic and with it more people stopping in front of our window to chat loudly and thus more disturbance at night.

Day and night I see people using the side of Elizabeth House (local youth centre) as their latrine. With the envisaged nearly-24h-opening-times this problem is more likely to sky rocket, too, as the playgrounds on Hurlock Street are sadly a comfortable retreat at night for anyone who prefers to go unseen.

On an additional note, I fear about light nuisance, too. We have a very strong street light shining into our bedrooms at night. It was changed some time ago by Islington Council, if I'm not mistaken (by the way, it didn't stop people from standing in front of our windows). Even black out curtains won't hold against a second source of lights, shining across the street to buzz into our bedrooms from a constantly illuminated 24-hour-super-market-chain and make my children's sleep even lighter.

Your EMF/26508/1895/RPB

Our Licensing/NI

Date: 09/05/2016



**METROPOLITAN POLICE
SERVICE**

**Islington Police Licensing Unit
Islington Police Station
2 Tolpuddle Street
London
N1 0YY**

Telephone: 07799133204

Email:

licensingpolice@islington.gov.uk

Winkworth Sherwood LLP
Minerva House
5 Montague Close
London
SE1 9BB

Dear Sir/Madam

Re: Sainsbury's, 211 Blackstock Road, N5 2LL

With reference to the above application, we are writing to inform you that the Metropolitan Police, as a Responsible Authority, will be objecting to this application as it is our belief that if granted the application would undermine the Licensing Objectives.

There are already 27 premises licences in existence on Islington Borough within a 250 metre radius of the proposed venue. The venue backs onto the border with Haringey Borough, and in effect about 25% of that radius area is lost within the neighbouring borough.

The venue would be situated outside of a cumulative impact area; however it does fall within what is considered 'The Emirates Stadium Footprint'. On event days this area is swamped with event goers to and from the stadium, be it football matches or concerts. The impact that alcohol consumption can have on people attending such large scale events can be a significant factor for disorder and or anti-social behaviour (ASB).

In 2009 the local authority imposed a ban on street drinking under the Criminal Justice and Police Act 2001. This legislation worked well for pubs, bars and restaurants – not so for off licences. As a result the increased incidents of disorder and ASB necessitated more police action to deal with offenders. Since the new police licensing team came to fruition in 2013, we have ensured that all new licences for off sales are conditioned accordingly within the footprint on a case by case basis.

There are over 50 off licences within the footprint, only two of which are subject to event day conditions. The other venues are written to on a yearly basis asking for their goodwill to comply. A number of venues have not complied to the joint requests and in conjunction with the local authority, relevant action has been taken against them.

At present the situation on event days remains stable and manageable. Whilst we accept the applicant to be a responsible retailer, (they have already accepted our other request of specific CCTV conditioning) we have asked that they implement the measures below by way of conditioning if their application be successful. Extensive email discussion has taken place, but their only offering is by way of 'goodwill', unwilling to adapt the operating conditions to reflect this.

In our opinion the goodwill only remains for as long as those offering such are in post. Therefore if the venue changes hands, such goodwill may be lost. The applicant's representative is quite right in his suggestion that a responsible authority always has the option of review, should the venue not comply and issues are raised.

We consider it better to request appropriate conditioning for the area at the outset, than to review at great cost and time should there be an issue later on. We believe prevention is in the best interest of minimising impact on public services.

It is for these reasons that we are objecting to the application, and propose that it is refused. However if the committee are of a mind to grant this license we would ask that they consider imposing the following condition as referred to above;

On event days at the Emirates Stadium (professional football matches or concerts), no alcohol will be sold 4 hours before the advertised start time of the event, till 2 hours after the finish time.

Should you wish to discuss the matter further please contact us on Mobile 07799133204 or via email, licensingpolice@islington.gov.uk

Yours sincerely

Peter Conisbee Pc 575NI
Steven Harrington Pc 425NI
Ben Chadwick Pc 292NI

Islington Police Licensing Officers

Licensing Act 2003

Licensing Authority Representation

New Premises Licence Application:

Sainsbury's, 211 Blackstock Road London N5 2LL.

I am submitting a representation on behalf of the Licensing Authority with respect to the premises licence application. The application is seeking to provide:

- The sale by retail of alcohol, for off supplies from 8am to 11pm Mondays to Sundays.
- The opening hours of the premises to be for 24 hours a day.

The grounds for the representation are:

- Public nuisance
- Crime and disorder

Licensing Policy Considerations

Licensing Policies 1 & 2 Location, cumulative impact and saturation

Licensing Policies 7 & 8 Licensing Hours

Issues of Concerns

Although the premises are not in a Cumulative Impact Area (CIA), it is however close to the Finsbury Park CIA and the Emirates Stadium with a very busy footfall on match days.

The Finsbury Park area is also home to a hostel for the homeless and a wet centre and outreach centre for street drinkers.

Therefore, the Licensing Authority recommends refusal of the application. If the Licensing Committee decides to grant the application, the Licensing Authority suggests the following conditions:

The sale of alcohol not to commence before 10am each day

And

On event days at the Emirates Stadium (professional football matches or concerts), no alcohol will be sold 4 hours before the advertised start time of the event, till 2 hours after the finish time.

Summary

The Licensing Authority acknowledges that the application is made by a responsible retailer, who would not want to encourage nuisance possibly being caused by street drinkers, associated anti social behaviour and the problems caused by large numbers attending match days and events.

The LA therefore proposes that the application be refused.

Janice Gibbons
Service Manager

11 May 2016

Islington Council

Janice.gibbons@islington.gov.uk

02 7527 3212

Appendix 3

Suggested conditions of approval consistent with the operating schedule

The prevention of Crime and Disorder

1. The License Holder will ensure that the premises benefit from a CCTV system that operates at all times when licensable activities are taking place.
2. The system will incorporate a camera covering each of the entrance doors and the main display area and will be capable of providing an image which is regarded as identification standard. The precise positions of the cameras may be agreed, subject to compliance with Data Protection legislation, and with the Police from time to time.
3. The system will incorporate a recording facility and any recording will be retained and stored in a suitable and secure manner for a minimum of 30 days and will be made available, subject to compliance with Data Protection legislation, to the Police for inspection upon request.
4. The system must be able to export recorded images to a removable means e.g. CD/DVD and have its own software enabled to allow playback/review.
5. A member of staff trained in the use of the CCTV system must be available at the premises at all times the premises are open to the public.
6. The system will display, on any recorded, the correct time and date of the recording.
7. All cashiers shall be instructed to record in an incident book/register:

- All incidents of crime and disorder occurring at the premises
- Details of occasions when the Police are called to the premises

This book/register will be available for inspection by a Police Officer or any Authorised Officers from Trading Standards and Licensing.

8. Outside of permitted hours for the sale of alcohol, all alcohol within the trading area (this does not apply to the display behind the cashier counter) is to be secured behind locked shutters/screens/grills or secured behind locked cabinet doors.
9. There shall be no self service of spirits except for spirit mixtures.
10. There shall be no sale of single cans of beer, lager or cider from the premises and no sales of single bottles of beer, lager or cider in vessels of less than 500ml or more than 1500ml.
11. There will be no sales/supplies of beers, ales, lagers or ciders or anything similar of 6.5% ABV or above excluding the sale of specialist branded alcoholic beverages.
12. The licence holder shall employ security guards at the premises if it, having regard to any advice from the Police, considers it appropriate to do so.

Public Safety

13. The premises licence holder will at all times maintain adequate levels of staff and security. Such staff and security levels will be disclosed, upon request, to the Licensing Authority and Police.

The Prevention of Public Safety ~~Safety~~ NUISANCE

X

14. Signage will be displayed at the exit of the premises requesting customers leaving the premises late at night to do so quietly and with consideration.

The Protection of Children from Harm

15. The premises licence holder will ensure that an age verification policy will apply to the premises whereby all cashiers will be trained to ask any customer attempting to purchase alcohol, who appear to be under the age of 25 years (or older if the licence holder so elects) to produce, before being sold alcohol, identification that complies with any mandatory condition that may apply to this licence.
16. All staff engages or to be engaged in the sale of alcohol on the premises shall receive the following training in age restricted sales:
 - Induction training which must be completed and documented prior to the sale of alcohol by the staff member.
 - Refresher/reinforcement training shall be provided at intervals of no more than 6 months.
17. All cashiers shall be trained to record refusals of sales of alcohol in a refusals register. The register will contain;
 - Details of the time and the date the refusal was made
 - The identity of the staff member refusing the sale
 - Details of the alcohol the person attempted to purchase

This register will be available for inspection by a Police officer upon request.

Conditions requested by the Police – Not agreed at the time of writing the report

18. On event days at the Emirates Stadium (professional football matches or concerts), no alcohol will be sold 4 hours before the advertised start time of the event, till 2 hours after the finish time.

Conditions requested by the Licensing Authority - Not agreed at the time of writing the report

19. The sale of alcohol not to commence before 10am each day
20. On event days at the Emirates Stadium (professional football matches or concerts), no alcohol will be sold 4 hours before the advertised start time of the event, till 2 hours after the finish time.