

# London Borough of Islington

## Licensing Sub-Committee 'A' – 15 November 2010

Minutes of the meeting of Licensing Sub-Committee 'A' held at the Town Hall, Upper Street, N1 2UD on 15 November 2010 at 10:35 am.

**Present: Councillors:** Wally Burgess, Barry Edwards and Claudia Webbe.

### COUNCILLOR WALLY BURGESS IN THE CHAIR

#### 17. INTRODUCTIONS (ITEM A1)

Councillor Wally Burgess welcomed everyone to the meeting and asked members and officers to introduce themselves.

#### 18. APOLOGIES FOR ABSENCE (ITEM A2)

Councillor Marian Spall.

#### 19. DECLARATION OF SUBSTITUTE MEMBERS (ITEM A3)

Councillor Barry Edwards substituted for Councillor Marian Spall.

#### 20. DECLARATIONS OF INTEREST (ITEM A4)

None.

#### 21. ORDER OF BUSINESS (ITEM A5)

The order of business would be as on the agenda.

#### 22. CONFIRMATION OF THE MINUTES OF THE MEETING OF LICENSING SUB-COMMITTEE A ON 14 SEPTEMBER 2010 (ITEM A6)

##### RESOLVED:

That the minutes of the meeting held on 14 September 2010 be confirmed as an accurate record of proceedings and the Chair be authorised to sign them.

#### 23. CLUB IMPERIAL, 129 SEVEN SISTERS ROAD, N7 7QG APPLICATION FOR A PREMISES LICENCE REVIEW UNDER THE LICENSING ACT 2003 (Item B1)

The Sub-Committee noted that this item had been adjourned to a future meeting.

#### 24. LOGICA, 7<sup>th</sup> FLOOR, KINGS PLACE, 90 YORK WAY, N1 9AG APPLICATION FOR A PREMISES LICENCE REVIEW UNDER THE LICENSING ACT 2003 (Item B2)

A letter from the applicant to residents and a response from a local resident were tabled at the meeting. These would be interleaved with the agenda papers. A layout plan of the premises was circulated to members.

## Licensing Sub-Committee 'A' – 15 November 2010

The licensing officer reported that the health and safety conditions had been agreed.

The noise officer reported that the noise conditions had been agreed. Members raised a concern that a noise survey would not take place until after a noise complaint had been received. The applicant agreed to a noise survey being undertaken prior to any regulated entertainment taking place.

Stephan Schulte, representing a number of residents, considered that this application was not necessary as the events proposed could be covered by using Temporary Event Notices. He also considered that there were a number of other bars in the premises that could be used when necessary and that there should be no use of the terrace area at any time. He informed the Sub-Committee that blinds had been purchased for the whole building. It had been agreed that these be closed in the evenings to ensure there was no light pollution to the basin area. He reported that these were not closed on the seventh floor which is occupied solely by the applicant.

Sarah Le Fevre, representing the applicant, Gary Spotswood, indicated to members the position of the terraces and the client lounge/function room. The licence was sought in order that alcohol could be provided for staff and clients when new contracts had been won. This would be approximately two or three times monthly. It was reported that there would be no cash sales of alcohol on the premises. The applicant agreed that other terraces on the floor would not be used at all during function evenings.

### **RESOLVED:**

- a) That having considered all the oral and written evidence and having given consideration to the Licensing Act 2003 and its regulations, the national guidance and the Council's licensing policy, the premises licence variation in respect of **Logica, 7<sup>th</sup> Floor, Kings Place, 90 York Way, N1 9AG** be granted to allow:-
  - i) The performance of live music from 08:00 until 00:00 on Monday to Sunday.
  - ii) The playing of recorded music from 08:00 until 00:00 on Monday to Sunday.
  - iii) The performance of dance or anything of a similar description from 08:00 until 00:00 on Monday to Sunday.
  - iv) The provision of facilities for making music for dancing and for anything of a similar description from 08:00 until 00:00 on Monday to Sunday.
  - v) The provision of late night refreshment Monday to Sunday from 23:00 to 00:00.
  - vi) The sale of alcohol for consumption on or off the premises, from 08:00 until 00:00 on Monday to Sunday.
- b) That the conditions as outlined in appendix 3 as detailed on page 98/99 of the agenda be applied to the licence subject to the following amendments.

Noise condition 1 a) to read. Prior to any regulated entertainment taking place, the licensee shall appoint a noise consultant or sound engineer who is a member of the Institute of Acoustics or Association of Noise Consultants to prepare a scheme of sound insulation and noise control measures to prevent persons in the neighbourhood from being unreasonably disturbed by regulated entertainment from the premises. The scheme shall be submitted for approval by the Council and the approved scheme fully implemented to the satisfaction of the Council within 28 days of the Council being notified.

The following sentence be applied to noise conditions 1b-d. The following conditions will not come into effect unless a Noise Officer witnesses a noise nuisance and

## **Licensing Sub-Committee 'A' – 15 November 2010**

communicates to the Premises Licence Holder that conditions b-d below will immediately apply.

Noise condition 2 to read. The doors to the terrace are to be kept closed at all times that regulated entertainment is taking place in the premises.

Additional condition. The outside terrace areas as marked North, North West and South West on the plan, shall not be used at any time when licensable activities are taking place.

Additional condition. No cash sales of alcohol shall take place on the premises.

### **REASONS FOR DECISION**

The Sub-Committee considered the submissions put forward by the responsible authorities, the interested parties and the applicant and balanced the conflicting needs of residents and the business interests of the applicant.

The Sub-Committee noted that the applicant had accepted the conditions put forward by the responsible authorities.

In reaching their decision, the Sub-Committee took into particular consideration Licensing Policy 019 regarding the location of the premises, character of the area, views of the interested party and the proposed hours of operation. The Sub-Committee also considered Licensing Policy 009 regarding the protection of the amenity of residents in the vicinity and Licensing Policy 017 regarding flexibility of licensing hours.

The Sub-Committee were satisfied that with the conditions detailed on appendix 3 on page 98/99 of the agenda with the amendments, the licensing objectives would be promoted.

### **Note of the Sub-Committee**

The Sub-Committee recommended that all blinds are closed after lighting up time to avoid light pollution.

The meeting ended at 12.20 pm

**CHAIR**