

Public Document Pack



LICENSING SUB-COMMITTEE

Wednesday, 10 March 2021 at 9.30 am
Virtual

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PLEASE NOTE: VIRTUAL MEETING

Please click [Here](#) to view the meeting or copy and paste the link below into your web browser:

https://teams.microsoft.com/l/meetup-join/19%3ameeting_NTZjYmNhOWltYjM1YS00YzgxLWFjZjEtNDZmOTU3ZDY2YTcx%40thread.v2/0?context=%7b%22Tid%22%3a%22cc18b91d-1bb2-4d9b-ac76-7a4447488d49%22%2c%22Oid%22%3a%229330b14b-fb52-4604-b950-1c3eec363859%22%2c%22IsBroadcastMeeting%22%3atru%7d&btype=a&role=a

Councillors : Mahmut Aksanoglu (Chair), Christine Hamilton and Maria Alexandrou

AGENDA – PART 1

1. WELCOME AND APOLOGIES FOR ABSENCE (Pages 1 - 6)

2. DECLARATION OF INTERESTS

Members are asked to declare any disclosable pecuniary, other pecuniary or non pecuniary interests relating to items on the agenda.

3. THE WINCHMORE PUBLIC HOUSE, 235 WINCHMORE HILL ROAD, LONDON N21 1QA (Pages 7 - 72)

Application for Variation of a Premises Licence.

4. MINUTES OF PREVIOUS MEETINGS (Pages 73 - 86)

To receive and agree the minutes of the meetings held on Wednesday 14 October 2020 and Wednesday 21 October 2020.

5. EXCLUSION OF THE PRESS AND PUBLIC

If necessary, to consider passing a resolution under Section 100A(4) of the Local Government Act 1972 excluding the press and public from the meeting for any items of business moved to part 2 of the agenda on the grounds that they involve the likely disclosure of exempt information as defined in those

paragraphs of Part 1 of Schedule 12A to the Act (as amended by the Local Government (Access to Information) (Variation) Order 2006).
(There is no part 2 agenda)

Housekeeping Rules

Applies to the Licence Holder/Applicant, external Responsible Authorities and “Other Persons” who have made representations, or the or the nominated spokesperson/legal representatives.

You can only dial in to the hearing if you have been emailed the joining instructions.

Be on time
Block your telephone number – set Block Caller ID on your phone settings and dial 141 before the meeting phone number that has been sent to you. On the screen, you will note all external attendees will have the same anonymous reference number created by Microsoft Teams for this particular meeting.
Be prepared – please have the Licensing Sub-Committee report on screen or to hand.
Mute by default – if you are not speaking please remain on mute. The Principal Licensing Officer will indicate when it is each party’s turn to present and ask questions.
How to unmute – press *6 when you need to unmute your mic.
Identify yourself – Unmute yourself when it is your turn, state your name before you speak.
Limit the use of technical jargon and acronyms
Do not multi-task
Ask for clarification – if there’s something you don’t understand ask
How can I ask a question? – verbally by coming off mute.
How can I see the hearing? – click on the live events link to this hearing on the website and ensure your computer/device is on mute to avoid interference.

How do I get help if I have IT problems accessing the hearing or during the hearing? – Contact Ellie Green on 02081322128 or email ellie.green@enfield.gov.uk.

What if an attendee interrupts the meeting? – if any disruption is caused to the hearing, the Chairperson will issue a warning. If the attendee repeatedly disrupts the hearing, that person will be removed from the meeting.

PROCEDURE TO BE FOLLOWED AT HEARINGS OF THE LICENSING SUB-COMMITTEE (USING MICROSOFT TEAMS LIVE EVENTS)

1. PURPOSE

- 1.1 The purpose of the hearing is to assist the Licensing Sub-Committee to gather evidence and understand the relevant issues in order that the Sub-Committee may determine the application.

2. PROCEDURE

- 2.1 The hearing will generally be in public, but the Chair may exclude the public from all or part of the proceedings where this is in the public interest.
- 2.2 The public can view the live meeting by joining the link published with the LSC agenda.
- 2.3 The quorum will be three members of the Licensing Committee.
- 2.4 The Chair will deal with introductions and explain the hearings procedure.
- 2.5 The applicant and Responsible Authorities must provide: their full name; private or business address and the name of the body they represent, if applicable.
- 2.6 Other Parties must state their IP or SUP reference number, applied to their relevant representation in the licensing report. Other Parties are not required to give their name and address at the hearing.
- 2.7 Where necessary, the Chair may require spokespersons to be nominated to represent groups or other large numbers of Other Parties.
- 2.8 The Sub-Committee may seek clarification of any procedural, technical, legal or factual matter at any time during the proceedings from the Legal Adviser or Principal Licensing Officer.
- 2.9 Any party wishing to withdraw a representation may do so orally at the hearing.
- 2.10 All parties will be given the opportunity to submit written representations ahead of the hearing, if they are unable to attend, which the Principal Licensing Officer will read out during the hearing.

3. EVIDENCE

- 3.1 The strict rules of evidence do not apply. They will however be followed to a great extent because Licensing Sub-Committee decisions must be based upon an objective assessment of evidence. Hearsay evidence is permitted but may be given less weight than direct evidence.
- 3.2 The Sub-Committee will receive a copy of the application and details of any representations in advance of the hearing.
- 3.3 The Sub-Committee may take into account documentary evidence submitted either:
 - (a) 5 working days before the hearing; or
 - (b) in **exceptional** circumstances at the discretion of the Chair, less than 5 working days before the hearing. Section 100B of the Local Government Act 1972 requires the Chair to provide in writing reasons for allowing this; or
 - (c) with the consent of all parties, at the hearing.
- 3.4 Copies should be provided to the Principal Licensing Officer of any document that is to be submitted at the hearing.

4. ORDER OF PROCEEDINGS FOR A NEW, VARIATION OR RENEWAL APPLICATION

- 4.1 Introduction by the Chairperson;
- 4.2 Opening statement by the Council's Principal Licensing Officer or representative;
- 4.3 Representations from the licence holder or applicant and their witnesses;
- 4.4 Questions from the Licensing Sub-Committee;
- 4.5 Questions from the other parties, which should be directed through the Chair;
- 4.6 Representations by Responsible Authorities and their witnesses;
- 4.7 Questions from the Licensing Sub-Committee;
- 4.8 Questions from the other parties, which should be directed through the Chair;
- 4.9 Representations from Other Parties and their witnesses;
- 4.10 Questions from the Licensing Sub-Committee;
- 4.11 Questions from the other parties, which should be directed through the Chair;
- 4.12 Closing statement of the Council's Principal Licensing Officer;
- 4.13 Closing statement of Responsible Authorities;
- 4.14 Closing statement of Other Parties;
- 4.15 Closing statement of the licence holder or applicant.

5. ORDER OF PROCEEDINGS FOR A REVIEW

- 5.1 Introduction by the Chairperson;
- 5.2 Opening statement by the Council's Principal Licensing Officer or representative;
- 5.3 Representations from the review applicant and their witnesses;
- 5.4 Questions from the Licensing Sub-Committee;
- 5.5 Questions from the other parties, which should be directed through the Chair;
- 5.6 Representations by Responsible Authorities and their witnesses;
- 5.7 Questions from the Licensing Sub-Committee;
- 5.8 Questions from the other parties, which should be directed through the Chair;
- 5.9 Representations from Other Parties and their witnesses;
- 5.10 Questions from the Licensing Sub-Committee;
- 5.11 Questions from the other parties, which should be directed through the Chair;
- 5.12 Representations from the licence holder and their witnesses;
- 5.13 Questions from the Licensing Sub-Committee;
- 5.14 Questions from the other parties, which should be directed through the Chair;
- 5.15 Closing statement of the Council's Principal Licensing Officer;
- 5.16 Closing statement of review applicant;
- 5.17 Closing statement of Responsible Authorities;
- 5.18 Closing statement of Other Parties;
- 5.19 Closing statement of licence holder.

6. DETERMINATION OF THE APPLICATION

- 6.1 This will be made at the end of the hearing. The Chair will adjourn the hearing to enable the Licensing Sub-Committee to reach its decision.
- 6.2 Only the Licensing Authority's Democratic Services Officer and the legal adviser may be present during the Licensing Sub-Committee's deliberations at this stage. This is for the purposes of providing legal advice to the Licensing Sub-Committee and to assist in recording the decision and the reasons. Neither of these officers participates in the actual decision making itself.
- 6.3 A record of the proceedings will be taken and maintained for six years.

7. GENERAL

7.1 The Chair may require any person who is acting in a disruptive manner to leave the hearing.

7.2 If it is not your turn to ask questions or present, attendees' microphones will be muted. This does not apply to the Legal Officer.

29 June 2020

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MUNICIPAL YEAR 2020/21 REPORT NO.

COMMITTEE:
Licensing Sub-Committee
10 March 2021

REPORT OF :
Principal Licensing Officer

LEGISLATION :
Licensing Act 2003

Agenda - Part	Item
<p>SUBJECT: Application for a Variation of a Premises Licence</p> <p>PREMISES: THE WINCHMORE, PUBLIC HOUSE, 235 WINCHMORE HILL ROAD, LONDON, N21 1QA</p> <p>WARD: Southgate</p>	

1 LICENSING HISTORY:

1.1 The Winchmore is a long-standing premises operating as a pub, bar and restaurant, and has previously been known as The Willow. There is a substantial licensing history which is set out below.

LICENCE 1 – LN/200501025

1.2 On 8 August 2005 an application by Mr Keith Freeman to convert an existing Justices On Licence and an existing Public Entertainment Licence to a Premises Licence, which was not subject to any representations, was granted by officers in accordance with delegated powers.

1.3 On 21 February 2007 an application by **Messrs Phidias and Simis Kouttis** to transfer the Premises Licence, which was not subject to any representations, was granted by officers in accordance with delegated powers.

1.4 On 17 June 2010 application was made by the **Trading Standards Service** (which is the Weights & Measures Responsible Authority for the borough) for a review of the Premises Licence.

1.5 The review was made on the grounds of the prevention of crime and disorder.

1.6 The authority considered that it is necessary, for the promotion of the licensing objectives to revoke the licence. This decision was appealed, but the magistrates Court dismissed the appeal.

LICENCE 2 – LN/200800171

1.7 On 1 March 2008 an application by **Messrs Phidias and Simis Kouttis** for a new Premises Licence (for usable areas of the Ground and First Floors), that was subject to representations from the Environmental Health Service, from the Trading Standards Service and from 63 (sixty-three) Interested Parties, was granted-in-part by the Licensing Sub-Committee.

- 1.8 The licence was reviewed in June 2010 by Trading Standards following a significant number of complaints relating to loud music, people noise, unlicensed activities and alleged breach of conditions.
- 1.9 The hours of the licence for some activities were reduced and the conditions amended. An appeal was launched but was subsequently dismissed by the Magistrates Court.
- 1.10 On 7 March 2013, the premises licence was transferred into the name of Star Pubs & Bars Limited, 3-4 Broadway Park, South Gyle Broadway, Edinburgh, EH12 9JZ.
- 1.11 On 10 June 2015, this premises licence was surrendered.

LICENCE 3 – LN/201500123

- 1.12 On 4 February 2015, a new application was granted by the Licensing Sub-Committee, naming Star Pubs & Bars Limited, as the premises licence holder. This application reflected the times and activities of LN/200800171 but with an up to date plan.
- 1.13 On 3 June 2015, a transfer application and a Vary DPS application which were not subject to any representations, were granted by officers in accordance with delegated powers, naming Celtic Cross Limited, as the premises licence holder and Mr Mark Walsh as the Designated Premises Supervisor (DPS).
- 1.14 On 27 July 2016, a variation application to extend the licensable hours was granted by the Licensing Sub-Committee. This application was subject to representations from six local residents objecting to the extension. For more information on this application and outcome, click [here](#) or visit <http://governance.enfield.gov.uk/mgAi.aspx?ID=37532>
- 1.15 A copy of the most up to date Premises Licence is attached as Annex 1.

2.0 THIS APPLICATION:

- 2.1 On 15 January 2021 an application was made by Celtic Cross Limited for a variation of premises licence LN/201500123.
- 2.2 The Company Directors of Celtic Cross Limited are Mr Mark Walsh and Ms Eimear Walsh (correct of 1 March 2021).
- 2.3 The Designated Premises Supervisor is still Mr Mark Walsh.
- 2.4 The application seeks the following:
- To extend the terminal hour for the sale of alcohol on Sunday to midnight;
 - Extend the terminal hour for live and recorded music on Friday to Sunday to midnight;
 - Permit late night refreshment on Sunday from 23:00 to midnight;

- Extend the opening hours to allow the premises to close on Sunday at 00:30 the following day;
- Remove all existing Annex 2 and Annex 3 conditions and replace with new conditions.

Table 1

Activity	Existing hours on Premises Licence (LN/201500123)	Hours Applied For on Variation
Opening hours	Sunday to Thursday 09:00 to 23:30 Friday & Saturday 09:00 to 00:30	Monday to Thursday 09:00 to 23:30 Friday to Sunday 09:00 to 00:30
Supply of alcohol (on and off)	Sunday to Thursday 10:00 to 23:00 Friday & Saturday 10:00 to 00:00	Monday to Thursday 10:00 to 23:00 Friday to Sunday 10:00 to 00:00
Plays (indoors)	Friday & Saturday 09:00 to 00:00	Friday & Saturday 09:00 to 00:00
Live Music (indoors)	Daily 09:00 to 23:00	Monday to Thursday 09:00 to 23:00 Friday to Sunday 09:00 to 00:00
Recorded Music (indoors)	Daily 09:00 to 23:00	Monday to Thursday 09:00 to 23:00 Friday to Sunday 09:00 to 00:00
Performance of dance (indoors)	Daily 09:00 to 23:00	Daily 09:00 to 23:00
Late night refreshment (indoors)	Friday & Saturday 23:00 to 00:00	Friday to Sunday 23:00 to 00:00

2.5 Each of the Responsible Authorities were consulted in respect of the application.

2.6 A copy of the application is attached as Annex 2.

2.7 The premises is not located within one of Enfield's Cumulative Impact Policy areas.

3.0 RELEVANT REPRESENTATIONS:

3.1 **Metropolitan Police:** Representations were initially made, namely seeking modification of licence conditions. Those conditions have been agreed by the applicant, and therefore the representation was withdrawn.

3.2 **The Licensing Authority:** Representations were initially made, namely seeking modification of licence conditions. Those conditions have been agreed by the applicant, and therefore the representation was withdrawn.

3.3 **Other Persons:** Representations have been made in response to this application as follows:

3.3.1 19 representations from local residents known as Other Persons objecting to the variation application. These residents live on Winchmore Hill Road, Houndsden Road and Church Hill, and shall be referred to as IP1 to IP19. The objecting representations are presented in Annex 3. IP6 has provided video footage, the link is attached to the report.

3.3.2 2 representations from a ward councillor and a local resident in support of the variation application and shall be referred to as SUP01 to SUP02. The supporting representations are presented in Annex 4.

4.0 **PROPOSED LICENCE CONDITIONS:**

4.1 The conditions arising from this application can be found in Annex 5.

5.0 **RELEVANT LAW, GUIDANCE & POLICIES:**

5.1 The paragraphs below are extracted from either:

5.1.1 the Licensing Act 2003 ('Act'); or

5.1.2 the Guidance issued by the Secretary of State to the Home Office of April 2018 ('Guid'); or

5.1.3 the London Borough of Enfield's Licensing Policy Statement of January 2020 ('Pol').

General Principles:

5.2 The Licensing Sub-Committee must carry out its functions with a view to promoting the licensing objectives [Act s.4(1)].

5.3 The licensing objectives are:

5.3.1 the prevention of crime and disorder;

5.3.2 public safety;

5.3.3 the prevention of public nuisance; &

5.3.4 the protection of children from harm [Act s.4(2)].

5.4 In carrying out its functions, the Sub-Committee must also have regard to:

5.4.1 the Council's licensing policy statement; &

5.4.2 guidance issued by the Secretary of State [Act s.4(3)].

Hours:

5.5 The Government acknowledges that different licensing strategies may be appropriate for the promotion of the licensing objectives in different areas. The 2003 Act gives the licensing authority power to make decisions about

the hours during which premises can conduct licensable activities as part of the implementation of its licensing policy statement. Licensing authorities are best placed to make decisions about appropriate opening hours in their areas based on their local knowledge and in consultation with responsible authorities. However, licensing authorities must always consider each application and must not impose predetermined licensed opening hours, without giving individual consideration to the merits of each application.[Guid 10.13]

- 5.6 Where there are objections to an application to extend the hours during which licensable activities are to be carried on and the licensing authority determines that this would undermine the licensing objectives, it may reject the application or grant it with appropriate conditions and/or different hours from those requested. [Guid 10.14].
- 5.7 The Council will deal with licensing hours on the merits of each individual application, again, only if relevant representations are made and there is a hearing to consider them. Applicants are expected to provide details of the measures they intend to take in order to promote the Licensing Objectives. [Pol s.8.1].
- 5.8 The Council recognises that variable licensing hours for the sale of alcohol may be desirable to ensure that concentrations of customers leaving premises simultaneously are avoided. However, where this may lead to longer opening hours the Council also recognises the potential for additional crime and disorder and/or public nuisance that may arise. [Pol s.8.2].
- 5.9 However, there is no general assumption in favour of lengthening licensing hours and the four Licensing Objectives should be paramount considerations at all times. Where there are representations against an application and the Sub-Committee believes that extending the licensing hours would undermine the Licensing Objectives, they may reject the application or grant it with appropriate conditions and/or different hours from those requested. [Pol s.8.3].
- 5.10 Stricter conditions with regard to licensing hours may be required for licensed premises situated in or immediately adjacent to residential areas to ensure that disturbance to local residents is avoided. This will particularly apply in circumstances where, having regard to the location, size and nature of the licensed premises, it is likely that disturbance will be caused to residents in the vicinity of the premises by concentrations of people leaving, particularly during normal night-time sleeping periods. It is accepted that applicants' operating schedules may adequately provide for such circumstances and the Council will not seek to impose stricter conditions unless relevant representations are received, and a hearing takes place. [Pol s.8.4].
- 5.11 The Council takes the view that persons under 18 may be at risk by late night access to premises primarily used for the sale and consumption of alcohol. In particular, exposure to late night drinking may encourage illegal drinking and detrimentally affect studies and work. [Pol s.8.5].

Recorded Music

- 5.12 Certain types of regulated entertainment have been deregulated since April 2015 [Guid Section 16] , meaning existing conditions relating to those activities will not always be enforceable. Premises who are licensed to sell alcohol for consumption 'on' the premises are now automatically allowed to provide recorded music between 08:00 – 23:00 without the need for it to be named on the premises licence. The conditions relating to recorded music are therefore not enforceable during those times.

The Live Music Act 2012

- 5.13 The Live Music Act 2012 permits certain premises in certain circumstances to provide live music between 08:00 – 23:00 without the need for it to be named on a premises licence. Similarly, existing conditions relating to live music provided during those times are not enforceable.

Planning and Parking Enforcement

- 5.14 Reference has been made to alleged planning and parking breaches within some of the representations. Information relating to these issues cannot be taken into consideration for licence reviews. that in planning and licensing, one regime does not override the other – both permissions are required for the premises to trade lawfully.

Covid-19 Guidance

- 5.15 On 26 March 2020, Regulations (now known as The Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020¹ (SI. 2020 No. 1374) introduced restrictions with a view to controlling the pandemic, and which became enforceable by law in England. These Regulations have been amended on a number of occasions since. Everyone is required to comply with these Regulations issued by the government in relation to coronavirus, in order to protect both themselves and others.
- 5.16 Reference has been made to social distancing and other Covid-19 control measures being non-compliant within some of the representations. These cannot be taken into consideration for the purposes of licence applications.

Decision:

- 6.1 As a matter of practice, licensing authorities should seek to focus the hearing on the steps considered appropriate to promote the particular licensing objective or objectives that have given rise to the specific representation and avoid straying into undisputed areas. A responsible authority or other person may choose to rely on their written representation. They may not add further representations to those disclosed to the applicant prior to the hearing, but they may expand on their existing representation and should be allowed sufficient time to do so, within reasonable and practicable limits. [Guid 9.37].
 - 6.1.1 In determining the application with a view to promoting the licensing objectives in the overall interests of the local community, the Sub-Committee must give appropriate weight to:
 - 6.1.1.1 the steps that are appropriate to promote the licensing objectives;
 - 6.1.2 the representations (including supporting information) presented by all the parties;
 - 6.1.3 the guidance; and
 - 6.1.4 its own statement of licensing policy [Guid 9.38].
- 6.2 Having heard all of the representations (from all parties) the Sub-Committee must take such steps as it considers appropriate for the promotion of the licensing objectives. The steps are:
 - 6.2.1 to grant the application subject to the mandatory conditions and such conditions as it considers necessary for the promotion of the licensing objectives;
 - 6.2.2 to exclude from the scope of the licence any of the licensable activities to which the application relates;
 - 6.2.3 to refuse to specify a person in the licence as the premises supervisor;
 - 6.2.4 to reject the application [Act s.18].

Background Papers:
None other than any identified within the report.

Contact Officer :
Ellie Green on 020 8379 8543

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Licensing Act 2003

**PART A – PREMISES LICENCE**

Granted by the London Borough of Enfield as Licensing Authority

Premises Licence Number: **Part 1 – Premises Details**

Premises Name and Address:

Where the licence is time-limited, the dates:

Maximum number of persons permitted on the premises where the capacity is 5,000 or more.

The opening hours of the premises, the licensable activities authorised by the licence and the times the licence authorises the carrying out of those activities:

Operating Schedule Details

Location	Whole premises
Activity	Open to the Public
Sunday	09:00-23:30
Monday	09:00-23:30
Tuesday	09:00-23:30
Wednesday	09:00-23:30
Thursday	09:00-23:30
Friday	09:00-00:30
Saturday	09:00-00:30
Non-Standard Timings & Seasonal Variations	New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

Location	On & Off Supplies
Activity	Supply of Alcohol
Sunday	10:00-23:00
Monday	10:00-23:00
Tuesday	10:00-23:00

Wednesday	10:00-23:00
Thursday	10:00-23:00
Friday	10:00-00:00
Saturday	10:00-00:00
Non-Standard Timings & Seasonal Variations	New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

Location	Indoors
Activity	Plays
Sunday	-
Monday	-
Tuesday	-
Wednesday	-
Thursday	-
Friday	09:00-00:00
Saturday	09:00-00:00
Non-Standard Timings & Seasonal Variations	

Location	Indoors
Activity	Live Music
Sunday	09:00-23:00
Monday	09:00-23:00
Tuesday	09:00-23:00
Wednesday	09:00-23:00
Thursday	09:00-23:00
Friday	09:00-23:00
Saturday	09:00-23:00
Non-Standard Timings & Seasonal Variations	New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

Location	Indoors
Activity	Recorded Music
Sunday	09:00-23:00
Monday	09:00-23:00
Tuesday	09:00-23:00
Wednesday	09:00-23:00
Thursday	09:00-23:00
Friday	09:00-23:00
Saturday	09:00-23:00
Non-Standard Timings & Seasonal Variations	New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's

	Day.
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Location	Indoors
Activity	Performance of Dance
Sunday	09:00-23:00
Monday	09:00-23:00
Tuesday	09:00-23:00
Wednesday	09:00-23:00
Thursday	09:00-23:00
Friday	09:00-23:00
Saturday	09:00-23:00
Non-Standard Timings & Seasonal Variations	New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

Location	Indoors
Activity	Late Night Refreshment
Sunday	-
Monday	-
Tuesday	-
Wednesday	-
Thursday	-
Friday	23:00-00:00
Saturday	23:00-00:00
Non-Standard Timings & Seasonal Variations	New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

Part 2

Name and (registered) address of holder(s) of premises licence:

Name: Celtic Cross Ltd
Address: Woodgate House, 2-8 Games Road, Cockfosters, Herts, EN4 9HN

Registered number of holder (if applicable): 08844402

Name and address of designated premises supervisor (where the licence authorises the supply of alcohol):

Name: Mr Mark James Walsh
Address: [REDACTED]

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

Personal Licence Number: [REDACTED]
Issuing Authority: London Borough of Camden

Signed: 

Date: 11 January 2021

for and on behalf of the
London Borough of Enfield
Licensing Team,
Civic Centre, Silver Street,
Enfield EN1 3XY



Annex 1 - Mandatory conditions

The Mandatory Conditions are attached and form part of the Operating Schedule of your licence/certificate. You must ensure that the operation of the licensed premises complies with the attached Mandatory Conditions as well as the Conditions in Annex 2 and Annex 3 (if applicable). Failure to do this can lead to prosecution or review of the licence.

Annex 2 - Conditions consistent with the Operating Schedule

- 1. There shall be no adult entertainment or services, activities or matters ancillary to the use of the premises that may give rise to concern in respect of children.**
- 2. An alarm system shall be installed operated and maintained at the premises.**
- 3. The car-park shall be locked no later than 30 minutes after closing time to prevent members of the public parking in the car park after the premises has closed.**
- 4. Litter bins and wall mounted ashtrays shall be provided outside the premises.**
- 5. Staff shall actively discourage patrons from congregating around the outside of the premises, except in the designated smoking area, after 23:00.**
- 6. At least six prominent, clear and legible notices shall be displayed throughout the premises, including all toilets warning customers that drug use will not be tolerated.**
- 7. The premises shall operate the Local Authority or similar proof of age scheme and display the relevant material. Only passport, photographic driving licences and ID with the P.A.S.S. logo (Proof of Age Standards Scheme) may be accepted.**
- 8. Children under 18 years old shall only be permitted on the ground floor of the premises until 22:00 and if they are accompanied by an adult.**
- 9. A member of staff (which may include a door supervisor) shall monitor the car park at regular intervals during the 30 minutes prior to the premises closing time on Friday and Saturday nights to ensure customers leave the car park quietly.**
- 10. All external doors and windows to be kept closed but not locked during regulated entertainment except for access and egress.**
- 11. Prominent, clear and legible notices shall be displayed at all public exits from the premises and in the car park requesting customers to respect the needs of local residents and leave the premises and area quietly.**

12. All visiting performers providing live or recorded music at the premises shall be briefed prior to events taking place with regard to the premises licence conditions relating to noise and the use of the sound limiter. They must sign a booking form / protocol confirming they have been informed of and understand the terms of use. These booking forms / protocols must be kept for six months and must be made available to an authorised officer of the Council or police, upon request. If regular performers are employed this can be done on a monthly basis with times and dates being specified on the booking form / protocol.

13. No speakers shall be positioned anywhere on the ground floor that has a glass roof.

14. No speakers shall be positioned in the outside areas.

15. A Dispersal Policy, to be provided to the local police and local authority, shall be implemented forthwith and an up-to-date copy shall be provided to the local authority.

16. A digital CCTV system must be installed in the premises complying with the following criteria: (1) Cameras must be sited to observe the entrance and exit doors both inside and outside, including the car park and all floor areas open to the public; (2) Cameras on the entrances must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification; (3) Cameras overlooking floor areas should be wide angled to give an overview of the premises; (4) Cameras must capture a minimum of 16 frames per second; (5) Be capable of visually confirming the nature of the crime committed; (6) Provide a linked record of the date, time, and place of any image; (7) Provide good quality images - colour during opening times; (8) Operate under existing light levels within and outside the premises; (9) Have the recording device located in a secure area or locked cabinet; (10) Have a monitor to review images and recorded picture quality; (11) Be regularly maintained to ensure continuous quality of image capture and retention; (12) Have signage displayed in the customer area to advise that CCTV is in operation; (13) Digital images must be kept for 31 days; (14) Police or authorised local authority employees will have access to images at any reasonable time; (15) The equipment must have a suitable export method, e.g. CD/DVD writer so that the police can make an evidential copy of the data they require. This data should be in the native file format, to ensure that no image quality is lost when making the copy. If this format is non-standard (i.e. manufacturer proprietary) then the manufacturer should supply the replay software to ensure that the video on the CD can be replayed by the police on a standard computer. Copies must be made available to Police or authorised local authority employees on request.

17. The duties of staff will include the supervision of persons leaving and entering the premises to ensure that this is achieved without causing nuisance to local residents.

18. A written or electronic record of refused sales shall be kept on the premises and completed when necessary. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.

19. All staff shall receive induction and refresher training (at least every three months) relating to the sale of alcohol and the times and conditions of the premises licence.

20. All training relating to the sale of alcohol and the times and conditions of the premises licence shall be documented and records kept at the premises. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.

21. The management shall make subjective assessments of noise levels outside at the perimeter of the premises approximately half hourly from 20:00 until close, whilst regulated entertainment is provided to ensure that noise from the premises does not cause a disturbance to local residents. Records shall be kept of the times, dates and any issues discovered. These records shall be kept for one year. Records must be made available to an authorised officer of the Council or police, upon request. Where monitoring by staff identifies that noise from the premises is audible at the perimeter, measures shall be taken to reduce this i.e. turning volume down.

22. All refuse and bottles shall be disposed of in bins quietly so as not to disturb neighbours or local residents. There shall be no disposal of glass bottles outside between 22:00 and 08:00.

23. Toilets at the premises shall be checked for any sign of drug use every two hours from 19:00 until closing time. A record shall be kept of the times, dates and any issues discovered. These records shall be kept for 28 days.

24. An external area shall be designated for the use of smokers from 22:00 until closing time. There shall be no more than 10 persons using this designated area during these times. The designated area shall be adequately supervised by staff to control the number and behaviour of patrons so as to not cause noise nuisance. Notices shall be displayed in the area specifying the terms of its use and asking patrons to respect the needs of local residents and to use the area quietly. No alcoholic drinks or glass containers shall be taken into the designated smoking area during these times. A plan showing the location of this area shall be provided to Licensing Team within 7 days.

25. The seating in the external area to the front of the premises shall not be used after 19:00.

26. The external area at the rear of the premises shall not be used after 22:00 except for the designated smoking area.

27. Children under 18 years old shall be permitted to attend and remain at events held in the upstairs function room throughout the event if they are accompanied by an adult.

28. Staff shall walk around the outside of the premises and ensure that all bottles/glasses and other premises related litter is collected prior to closing.

Annex 3 - Conditions attached after a hearing by the Licensing Authority

29. Staff shall encourage taxis/cabs to wait in the car park for the customer.

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Additional Information to Support the Application

The screenshot shows a web browser window with the following elements:

- Browser Tab:** 'In it together' The Winchmore P...
- Address Bar:** payitforward.london.gov.uk/save-the-winchmore-pub/comments?page=4#start
- Header:** MAYOR OF LONDON
- Navigation Bar:** PAY IT FORWARD | About | Explore | Extra Funding | News & Updates | Start crowdfunding | Sign in
- Footer:** Powered by Crowdfunder
- Main Title:** 'In it together' The Winchmore Pub
- Location:** by [The Winchmore Pub](#) in [N21](#), [London](#), [England](#), [United Kingdom](#)
- Video:** A video player showing a woman with long dark hair wearing a green cardigan, with a play button overlay.
- Description:** Our pub is your pub! We are the heart and soul of the community. We need you to ensure we open our doors at the end of this crisis.
- Progress:** £11,830 raised in 46 days (with a green progress indicator) and 144 supporters.
- Call to Action:** A large purple button labeled 'Donate'.

💬 You can only post a comment if you have backed this project. [Support project](#)

Donate

£10	£20	£30	£50
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£ 20	Donate
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- DA** **David Alan Littleton** 5th February 2021
David & Tina support The Winchmore and thank Eimer and Mark for hanging in there. Mark & Eimer being great supporters of the Rotary Club Of Edmonton.xxx
- DG** **Damien Glackin** 30th January 2021
Good luck and hope to see you soon.
- DT** **Deborah Toni** 24th January 2021
Pleased to see your funding going well and I look forward to the book club meetings returning asap.
- JF** **John Fenton** 22nd January 2021
Good luck guys. We need some where to bring our Rotary Club back to. Hang in there and stay safe!
- JC** **Jenny Corden** 22nd January 2021
Looking forward to the day you re open.

PT Patricia Talbot 21st January 2021
Thanks for looking after our Book Group

KH Kevin Henry Fontliners Book Club 21st January 2021
We very much look forward to being able to have a drink, and a bit of craic, and some good old-fashioned lively conversation at The Winchmore in the not too distant future. In the meantime, Mark and Eimear, we hope this contribution will help you along the route to resumption of normal service asap. G&T when you're ready, landlord.

KH Kevin Henry Fontliners Book Club 21st January 2021
Fontliners Book Club love meeting at The Winchmore (in normal times) - we're always made welcome - and we're very happy to support Mark and Eimear and by extension the whole community through these tough times. Best wishes. Kevin and all the Fontliners.

JM Jenny McNish 20th January 2021
Looking forward to coming in with the dogs.

ER Ernie Russell 20th January 2021
As one of the most friendly and welcoming Hostelrys in the area we cannot afford to loose Hosts like there are at the Winchmore.

PM Patrick Murphy 19th January 2021
Good luck with everything.

JM **Jim McClean** 16th January 2021
Hoping this contribution will help this lovely pub survive this very difficult situation. At least you know your patrons won't be able to go elsewhere, and will be back as soon as possible. Good luck

PG **Parita Ghalay** 15th January 2021
Love you guys! Hope you're up and running in no time! Really can't wait to see you really soon! Best wishes to you and the team! Xx

LY **Lynne Yazgan** 15th January 2021
Best of luck guys - hang on in there - see you at the other end, hopefully for a nice fish finger butty! x

SK **Saif khodabux** 15th January 2021
Hope to be drinking a cold one with you guys soon 🍷

DD **Deborah Dagleish** 15th January 2021
A great idea. We have not visited you yet but certainly will now!

AH **Amba Horton** 14th January 2021
We love our super friendly local. Eimear and Mark, you and your whole team are just so lovely and welcoming. You've created such a beautiful community pub, with amazing food, drinks and atmosphere. We cannot wait to see you again for "chips and orange juice, please" as soon you reopen! 🍷🍟

CH 'In it together' The Winchmore P... x +

← → ↻ payitforward.london.gov.uk/save-the-winchmore-pub/comments?page=4#start ☆ 👤 ⋮

Lots of love from Michelle and Rob - can't wait to see everyone in better days...
XX

EB Eshan Badal 10th January 2021
We love The Winchmore! Please donate guys! ❤️

NS Noel Sainsbury 10th January 2021
Good Luck Guys...look forward to a Guinness & glass of plantation when you reopen.

Richie & the Chi Chis Team 10th January 2021
Good luck guys - hope the community come out and support you to ensure you are back open after all this. The Winchmore Pub is a proper community pub and an asset to the area. Richie & The Chi Chis team


IP Ian puddick 10th January 2021
Happy to continue to support you when you reopen with Gin 🍷🍷

DA Derek and Sandra Donnelly 10th January 2021
We're behind you all the way guys! The Winchmore Pub is such a great community resource. Looking forward to seeing your doors reopening asap.

PM Patrick Madigan 10th January 2021
Good luck Eimear & Mark. I'll look forward to a beer together when things get back to normal. Best Wishes Paddy

AL Anthony Langan 10th January 2021
All the best guys. You have been a great asset to the community and long may it last.

EL Eva Lydia Budweg 10th January 2021
The Winchmore is my local, a beautiful family business with amazing food and unique alcoholic beverages. The staff is incredible and so are the owners. Good luck and hopefully see you there soon x

 **Jeni Elise** 10th January 2021
Looking forward to visiting when this is all over!

TH Tina Hobday 10th January 2021
A great pub, please support if you can!

PM Patrick Micallef 10th January 2021
We'll have a good drink

SC Stel charalambous 10th January 2021
This is a great idea and something more local businesses should do too! I hope you raise enough. We want to winchmore to still be around when we are allowed to visit again!

RG Rhian Gill 10th January 2021

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.
If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

WE, Celtic Cross Ltd

(Insert name(s) of applicant)

Being the premises licence holder, apply to vary a premises licence under S34 of the Licensing Act 2003 for the premises described in Part 1 below.

Premises Licence Number LN/201500123
--

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
The Winchmore 235 Winchmore Hill Road			
Post Town	London	Postcode	N21 1QA

Telephone number at premises	
Non-domestic rateable value of premises	£50,000.00

Part 2 - Applicant Details

Daytime contact telephone number			
E-mail address (optional)			
Current postal address if different from premises address	Michael Omiros Woodgate House 2-8 Games Road Cockfosters		
Post Town	Herts	Postcode	EN4 9HN

Part 3 - Variation

Do you want the proposed variation to have effect as soon as possible? Yes No

If not do you want the variation to take effect from

--	--	--	--	--	--	--	--	--	--

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) Yes No

Please describe briefly the nature of the proposed variation (please read guidance note 1)

The application proposes to:-

1. Extend the terminal hour for the sale of alcohol on Sunday to midnight
2. Extend the terminal hour for live and recorded music on Friday to Sunday to midnight
3. Permit late night refreshment on Sunday from 23:00 to midnight
4. Extend the opening hours to allow the premises to close on Sunday at 00:30 the following day
5. Remove all existing Annex 2 and Annex 3 conditions and replace with new conditions

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

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful

Provision of regulated entertainment

Please tick yes

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

E

Live music Standard days and timings (please read guidance note 8)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5) As existing		
Mon	No Change	No Change			
Tue	No Change	No Change			
Wed	No Change	No Change	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
Thur	No Change	No Change			
Fri	No Change	00:00			
Sat	No Change	00:00	<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 7) As existing		
Sun	No Change	00:00			

F

Recorded music Standard days and timings (please read guidance note 8)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5) As existing		
Mon	No Change	No Change			
Tue	No Change	No Change			
Wed	No Change	No Change	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Thur	No Change	No Change			
Fri	No Change	00:00	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat	No Change	00:00	As existing		
Sun	No Change	00:00			

I

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	N/A	N/A	<u>Please give further details here</u> (please read guidance note 5) As existing		
Tue	N/A	N/A			
Wed	N/A	N/A	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 6)		
Thur	N/A	N/A			
Fri	No Change	No Change	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 7) As existing		
Sat	No Change	No Change			
Sun	23:00	00:00			

J

Supply of alcohol Standard days and timings (please read guidance note 8)			<u>Will the supply of alcohol be for consumption (Please tick box)</u> (please read guidance note 9)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 6)		
Mon	No Change	No Change			
Tue	No Change	No Change			
Wed	No Change	No Change			
Thur	No Change	No Change			
Fri	No Change	No Change			
Sat	No Change	No Change			
Sun	No Change	00:00			
			<u>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
			As existing		

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 10)

NONE

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			<u>State any seasonal variations</u> (please read guidance note 6)
Day	Start	Finish	
Mon	No Change	No Change	
Tue	No Change	No Change	
Wed	No Change	No Change	
Thur	No Change	No Change	
Fri	No Change	No Change	
Sat	No Change	No Change	
Sun	No Change	00:30	<p><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 7)</p> <p>As existing</p>

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

We seek to remove all existing Annex 2 and Annex 3 conditions as some of these are now obsolete and were attached to the Premises Licence in 2015, and replace with new & proportionate conditions.

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence N/A

M- Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 11)

<p>[The information provided in this box is solely for information only and not intended to be converted into conditions on the Licence]</p> <p>The Winchmore is a community pub with an extensive food and drinks offering. The applicant Celtic Cross Limited is the partnership of brother & sister Mark & Eimear Walsh who have been running the premises since June 2015.</p> <p>Given the changes proposed, we have carefully considered the application, the effect on the licensing objectives and the Council's Licensing Policy. The purpose for seeking an additional one hour for the sale of alcohol on Sunday would allow our customers to continue their night in a safe and comfortable environment and allowing more flexibility around trading.</p> <p>The application also proposes an additional one hour for live and recorded music on Friday to Sunday again to allow more flexibility around trading. Please note that there is no extension to the trading time or opening hours of the premises on Friday and Saturday as the premises licence already permits the sale of alcohol until midnight and closure at half past midnight. We are also seeking to permit late night refreshment on Sunday from 23:00 until midnight to allow the premises to sell hot drinks to their customers during these times.</p> <p>The application has also been submitted to update the Premises Licence conditions to ensure that they are suitable for the style of operation at the premises. The existing Annex 2 and Annex 3 conditions were attached to the Premises Licence in 2015 so we have taken the opportunity to replace the existing operating schedule, which is obsolete in parts, and offer proportionate conditions. Most of the proposed conditions are either the same wording or updated versions of the existing conditions and include the wording from Enfield Council's Trading Standards & Licensing – Model Pool of Conditions document.</p> <p>Considering the above, we believe that the variation would not have an adverse impact on the licensing objectives and we believe that the measures proposed will ensure the premises continue to promote the licensing objectives, and that these measures are</p>

adequate and further conditions are not required.

b) The prevention of crime and disorder

1. A digital CCTV system must be installed in the premises complying with the following criteria:
 - Cameras must be sited to observe the entrance and exit doors both inside and outside, the alcohol displays and floor areas.
 - Cameras on the entrances must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification.
 - Cameras viewing till areas must capture frames not less than 50% of screen.
 - Cameras overlooking floor areas should be wide angled to give an overview of the premises.
 - Cameras must capture a minimum of 16 frames per second.
 - Be capable of visually confirming the nature of the crime committed.
 - Provide a linked record of the date, time and place of any image.
 - Provide good quality images – colour during opening times.
 - Operate under existing light levels within and outside the premises.
 - Have the recording device located in a secure area or locked cabinet.
 - Have a monitor to review images and recorded picture quality.
 - Be regularly maintained to ensure continuous quality of image capture and retention.
 - Have signage displayed in the customer area to advise that CCTV is in operation.
 - Digital images must be kept for 31 days.
 - Police will have access to images at any reasonable time.
 - The equipment must have a suitable export method, e.g. CD/DVD writer so that the police can make an evidential copy of the data they require. This data should be in the native file format, to ensure that no image quality is lost when making the copy. If this format is nonstandard (i.e. manufacturer proprietary) then the manufacturer should supply the replay software to ensure that the video on the CD can be replayed by the police on a standard computer. Copies must be made available to Police on request.
2. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, which will record the following:
 - i. all crimes reported to the venue
 - ii. all ejections of patrons
 - iii. any complaints received
 - iv. any incidents of disorder
 - v. any faults in the CCTV system
 - vi. any visit by a relevant authority or emergency service
3. A written record of refused sales shall be kept on the premises and completed when necessary. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.
4. All staff shall receive induction and refresher training (at least every twelve months) relating to the sale of alcohol and the times and conditions of the premises licence.
5. All training relating to the sale of alcohol and the times and conditions of the premises licence shall be logged and records kept. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at

least one year.

c) Public safety

We understand our obligations under the existing legislation and take our responsibilities seriously.

d) The prevention of public nuisance

6. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises and area quietly.
7. All external doors and windows shall be kept closed when regulated entertainment (i.e. recorded and live music) takes place after 23:00, except in case of an emergency and for access/egress
8. Staff shall monitor customers in the external area of the premises on a regular basis and ensure customers do not cause a public nuisance
9. When regulated entertainment, including recorded and live music, is taking place, regular boundary noise checks at the perimeter of the premises shall be conducted to ensure that noise from the premises does not cause a disturbance to local residents. Records shall be kept of the times, dates and any issues discovered. These records shall be kept for six months. Records must be made available to an authorised officer of the Council or police, upon request. Where monitoring by staff identifies that noise from the premises is audible at the perimeter, measures shall be taken to reduce this i.e. turning volume down.
10. All refuse and bottles shall be disposed of in bins quietly so as not to disturb neighbours or local residents. There shall be no disposal of glass bottles outside between 23:00 hours and 07:00 hours.
11. No customer shall be allowed to use any external area of the premises after 23:00 hours, except for customers permitted to temporarily leave the premises to smoke in the designated smoking area and no drinks shall be permitted to be taken into this external area after this time.

e) The protection of children from harm

12. Children under the age of 18 must be accompanied by an adult at all times whilst on the premises and must be off the premises by 22:00, unless attending a private function when they will be permitted to remain on the premises until close.


Checklist:**Please tick to indicate agreement**

- I have made or enclosed payment of the fee; or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (See guidance note 13). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	15/01/2021
Capacity	Solicitors for and on behalf of the applicant

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent. (please read guidance note 14). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Annex 3

Representations – Objections

IP1 Representation

Dear Sirs

i write as i have only just been notified of this application through my neighbour, who also only just found out about it. Why was it not publicised instead appears to be going on in secret?

We, of course do not agree to this licence. we have always had issues with that pub, regardless of who the owners are. the current owners made many promises not to repeat the practices of previous owners, which caused us great stress and nuisance, not to mention sleepless nights. because despite their promises, the music CAN still be heard across the road.

whilst these current owners have been running the pub, we have made many phone calls to the noise team at Enfield as well as called the pub to ask them to lower the music.

We are not living on a busy high road, this is a residential area and therefore we do not require a venue such as this.

when open, the pub hosts many private parties in their upstairs function room, this causes us neighbours great distress as we can feel and hear the music thumping through our walls. not to mention the crowds that congregate outside at the end of the night waiting for their lifts and screaming and laughing late in the night. it is not fair that we have to put up with this. but to now want to host live music every weekend is ludicrous.

they bought the premises as a pub, hosting parties is one thing but wanting to extend their licence to keep us up all night is not fair and goes against the lies they told us at their very first meeting before they opened the pub a few years back. they clearly have not kept to their word.

What do they aim to achieve by wanting to extend their licence? it will draw more people onto our roads, cause us a great amount of stress, not to mention the anti social behaviour which comes with such premises and will only benefit their pockets, while it brings down the neighbourhood, our house prices and our sanity.

There are many detriments that would come out of this licence, namely causing a public nuisance.

Many thanks for taking the time to read.

IP2 Representation

Sirs,

This pub has applied to extend its closing hours on Sunday to 00.30am

I live in the block of flats immediately opposite the pub in xxxxx xxxxx and object very strongly to any extension of this pub's licence. The pub has already in the past year displayed its attraction to a very rowdy, rude and undisciplined crowd causing mayhem to local residents. The police were called in more than once. The owners have displayed a totally unreasonable stance and behaviour. A late night notice is totally untenable.

Please consider this pub's previous history and see how many applications have been refused - for very good reason.

IP3 Representation

To whom this concerns .

I have just been informed by one of my neighbours that today is the last day to object about the Winchmore Hill applying for a late licence.

Firstly I would like to know as a resident who has lived here for over 35 years. Who lives opposite the Winchmore why we were not informed about this application. No letter no method of any communication.

I object to any late licence or live music to be awarded. As this is a residential area and not a high street. My house is right opposite the pub.

I have had people urinating on my wall empty glasses left on my wall people sitting on my wall. It's not on, and very distressing . When the pub was open, people hang around for hrs after the pub has closed and the owners could not care less about the noise of the havoc that goes on until the early hours of the morning. We were going to complain, but with the lockdown it all just got left. We all as residents have previously mention all of the above to the owners and have viewed our opinion the last time they tried to apply for a late licence.

We are going through a hard and difficult time with all that is going on in our current climate. We really don't need more stress.

Further more I am prepared to take this further and go down the legal route if required.

IP3 Representation – Continued

I live with my elderly parents who are xx & xx.

Please see images below. I can't see any blue poster advising anything. If it's on the door I don't walk pass the pub. We're also in lockdown so why would anyone be walking up to a pub door. How would my parents of known this they don't leave the house. Also previously all residents were all sent letters advising of an application for a late licence. The bottom line is it's a residential area we don't want live music and people hanging around until the early hours of the morning shouting and being extremely loud. Glasses are being left on residents walls.

We had this problem before when the pub used to be called Willow. They lost there late licence and closed.

The owners have been aware of the noise and that things aren't managed properly. They don't have anyone on the door advising when leaving the pub not hung around and be respectful of the residents

My parents have become very distressed over this. As so have I. We have enough going on and now we have this to deal with.

IP4 Representation

Dear Sir or Madam

I understand that the Winchmore has applied to extend its Sunday opening hours until 00.30. As a resident of xxxxx xxxxx I wish to object most strongly. The pub is in a quiet residential area with dwellings close by. The noise and disturbance from drinkers leaving and vehicles starting up in the small hours would be an unacceptable intrusion. Previous applications of this nature have been rejected; I trust the Council will follow suit in this case.

IP5 Representation

Dear Sir

I strongly object to the variation of license at the above premises to extend its opening hours and to extend the periods for which it can play live or recorded music.

This is an almost wholly residential area with many young children and elderly residents and such a variation shows complete disregard for the residents.

The extension of hours of the provision of alcohol and late night entertainment only adds to the misery of residents who already have to suffer loud noise at unsocial hours, and customers of the pub loitering outside in large groups after closing time.

This is in direct contravention of the council's duties to promote and maintain law and order as well as their duty to curb public nuisance, to say nothing of the ludicrous pressure on street parking which the pub generates.

It would be a gross dereliction of council duty to permit the variation and **I strongly urge that you refuse the publican's request to extend and vary the terms of the licence.**

One only has to be reminded of the situation last summer where the publican allowed his customers to line the surrounding streets consuming alcohol off the premises and encouraged large groups of people to loiter with intoxicating liquor outside private homes, to prompt you to refuse this irresponsible variation. These actions were a disgrace ignored by the local authorities.

IP5 Additional Information

Handling of off-premises sales in spring/summer 2020 - "takeaway drinking"

The handling of off-licence sales from this premises last summer was conducted in a manner which showed disregard for the local community. There were groups of up to 50 people standing in the street at the crossroads of Winchmore Hill Road and Houndsden Road, drinking alcohol on public streets. Clusters of people felt free to use walls and gardens of private dwellings as an extended beer garden. This promoted excess litter, noise, anti-social behaviour and an intimidating atmosphere for residents.

I requested several groups of people to be moved from my premises' garden walls by the publican's staff. These groups often did not comply with my requests, and the publican made very little or no active attempt to discourage these gatherings or even move to stop selling the alcohol off premises.

Lack of Warning of Notice of Variation to Licence

The above situation, combined with (in my opinion) a covert attempt to gain a major licence variation to the premises, and effectively to rebrand the pub as a nightclub of sorts, is completely at odds with the spirit of a 'community' venue appealing to local residents.

Where was the consultation by the publican of his near neighbours before the application to change the licence was made? It didn't happen; instead a cramped notice in a tiny window of a closed, dark venue was displayed, only likely to be seen by someone peering into the premises. This, to me, shows no regard for the residents whatsoever - instead it smacks of a 'can I get away with it?' mentality.

Likely effects of variation to Licence

Noise and potential anti-social behaviour

A major licence variation of this sort with greatly extended opening hours and the ability to host late night parties smacks of something altogether more sinister and disrespectful to the surrounding residential community than a 'family pub'. It is an economic decision made with no consideration of the enormous social costs it will bring to the residents in the area.

The effects of noise late at night, caused not only by the venue itself but from those leaving it in even greater states of intoxication do not bear thinking about. And there would be the further social cost of higher numbers of (younger, louder) customers being attracted to the venue from further away.

Parking

The venue has wholly inadequate parking facilities. Last year I lost count of the number of times pub visitors were either parked across private driveways, or were simply parked on double yellow lines with total disregard for the Highway Code or traffic trying to navigate the tight roundabout and intersection on which the pub sits. The licence variation would exacerbate these problems.

Conclusion

This licence variation request has turned what may have started as a community project into a simple attempt to make money at any cost.

I believe any trust the publican had built up with the residents has now been lost as a result of this action combined with the takeaway drinking service offered last summer.

For these reasons I believe that this request for a major licence variation should be dismissed, and I recommend further that it should be refused outright with no right of appeal.

IP6 Representation

I would like to strongly object to the licence application by The Winchmore for extended opening hours.

I live in xxxxx xxxxx, which is opposite the pub on xxxxx xxxxx and my balcony directly overlooks the pub.

I object on the basis of:

- Excessive noise and public nuisance from customers standing around outside the pub late into the night.
- The late night music, which is audible from our flat (including baby's room)
- Increased cars parked late into the night around the residential streets including illegally parking on our forecourt.

We have already experienced the disturbance caused by having the pub open for trading last summer (during lockdown), whereby pub customers were sitting on the boundary walls on our flats whilst having their drinks, there would be mess and drink cups around the walls the following day which the Ashwood lodge residents would need to clean and we have also had an instance of pub customers getting drink and urinating on the forecourt. We did register a complaint with the council concerning this.

Allowing a later opening time for the pub will certainly be to the detriment of the local community and I therefore request that that application is denied as I understand it rightly has been in the past.

IP6 Additional Representation

Please find attached photos/videos from summer 2020 evidencing the objections I had about the excessive noise and public nuisance from customers standing outside and around the pub and on the walls of our building and the rubbish (drink cups etc) around our building that that the residents had to clean on a daily basis. This issue would only be exacerbated if opening hours were to be extended. These complaints were registered with the council at the time.

(Video link on website)

Item 1: 11th June 2020 19:28 – On Ashwood Lodge walls directly opposite The Winchmore



Item 2: 11th June 2020 20:22 – On Ashwood Lodge walls directly opposite The Winchmore



Item 3: 12th June 2020 18:16 – Outside The Winchmore (no social distancing)



Item 4: 12th June 2020 19:50 – Outside The Winchmore (no social distancing)



Item 5: 13th June 2020 19:33 – Outside The Winchmore (no social distancing)



Item 6: 13th June 2020 19:52 – Outside The Winchmore (no social distancing) Patrons sitting on steps with direct view into Ashwood Lodge living rooms



Item 7: 13th June 2020 19:52 – Outside The Winchmore (no social distancing)



Item 8: 13th June 2020 19:52 – Outside The Winchmore (no social distancing)



Item 9: 13th June 2020 19:52 – Outside The Winchmore (no social distancing) Patrons sitting on steps with direct view into Ashwood Lodge living rooms



Item 10: 13th June 2020 19:53 – Outside The Winchmore (no social distancing)



Item 11: 13th June 2020 20:12 – Crowds on public footpath on corner of Houndsden Road and Church Hill opposite Ashwood Lodge



Item 12: 13th June 2020 20:22 – Outside The Winchmore (no social distancing) Patrons using the bus stop for seating



Item 13: 13th June 2020 20:23 – Crowds on public footpath on corner of Houndsden Road and Church Hill opposite Ashwood Lodge. Same people were pictured 30 minutes earlier outside The Winchmore, when asked to move along by bar staff they simply walked across the road and parked there.



Item 14: 19th June 2020 17:55 – On Winchmore Hill Road patrons blocking public footpath. This is directly opposite Ashwood Lodge with direct view into living rooms and bedrooms. Pedestrians were seen walking on the road to avoid the patrons for the sake of social distancing



Item 15: 19th June 2020 18:02 – On Ashwood Lodge walls directly opposite The Winchmore with direct view into Ashwood Lodge living rooms, **at times we were forced to draw our curtains closed in the daytime for the sake of privacy**



Item 16: 19th June 2020 19:40 – On Ashwood Lodge walls directly opposite The Winchmore



Item 17: 20th June 2020 12:21 – One of many beer cups found on the grounds of Ashwood Lodge. One of the Ashwood Lodge residents would walk around the grounds of Ashwood Lodge and pick up all the rubbish left behind by patrons



Item 18: 20th June 2020 12:22 – Rubbish left behind by The Winchmore patrons on the corner of Church Hill and Houndsden Road



IP7 Representation

Dear Sirs

Winchmore Public House, 235 Winchmore Hill Road, London N21 1QA Licence Application

I refer to the above application by Celtic Cross Ltd that seeks to amend the premises licence for the Winchmore Public House. I am writing to object to the proposed amendments applied for by Celtic Cross Ltd.

My property is situated less than 50 metres away from the Winchmore Public House. My living room and second bedroom look directly over the front area of the Public House. The nuisance and annoyance to residence is always at its worst on Friday and Saturday nights particularly in the summer months when patrons of the premises congregate outside of the premises and spill over onto the public highway.

Last summer (2020) clients from the Winchmore Public House gathered outside on the forecourt (within the curtilage of the Public House) and then spill over onto the public highway. There is significant noise nuisance caused during this period sufficient that it can be heard from within adjacent properties and disturbs the sleep of residence. My property does have the benefit of double glazing but this is inadequate to keep the noise out.

There have been several occasions when individuals that have purchased drinks have then sat on the boundary wall of Ashwood Lodge drinking, making noise nuisance to that affects residence. The application to extend the licensing hours to midnight will cause local residence increased nuisance and annoyance. The licensee of the Winchmore Pub has no control over the anti-social behaviour of his clients outside of his premises.

The parking of customer vehicles on highways around the Public House combined with the late night activities contribute significantly to the noise nuisance and disturbance to the area. Customers regularly return to their vehicles anytime up to 12 midnight before leaving the area. Any extension to the licencing hours will undoubtedly result in customers returning to their vehicles well past midnight into the early hours. This level of disturbance is detrimental to the amenity of the area.

In summary I object to the application to:

1. Extend the terminal hour for sale of alcohol on Sunday to **midnight**.
2. Extend the terminal hour for live and recorded music on Friday to Sunday to **midnight**.
3. Permit late night refreshment on Sunday from 23:00 to **midnight**.
4. Extend the opening hours to allow the premises to close on Sunday at **00:30** the following day.

5. Remove all existing Annex 2 and Annex 3 conditions and replace with new conditions as detailed in the application.

The current licence conditions that are in place are both balanced and measured to meet and protect the needs of local residence whilst not damaging the commercial activity of the Willow Public House.

IP8 Representation

To whom it may concern,

As residents living very nearby, we would have to object to the application made by the Public House for extended drinking hours and live music.

First and foremost, I do not understand how such an application can go ahead without informing all the residents prior by post.

The only reason I had any knowledge of this application at all was from another resident who had spotted a notice on the pub door, and that the closing date for any residential representations is today, this makes no sense to me at all.

Having lived in the area for many years now, whilst we appreciate the need for the pub to operate – it should do so with care and attention for the residents especially based on its proximity to nearby houses and flats.

To my knowledge, the venue is not adequately soundproofed and noise nuisance has already been an issue in the past with live music and so forth.

There have also been numerous occasions in the past when well after pub closing hours, inebriated customers are often both seen and heard hanging around the grounds, creating more disturbance with no security in place to marshal the situation and ensure customers leave the grounds swiftly and with respect to the residents.

As mentioned in the past, such an application would only make sense for a pub that is not situated in a residential neighbourhood.

If such an application were to be granted, things will only worsen for the nearby residents.

Therefore, we would ask that the current license agreement remains the same.

IP9 Representation

I would like to strongly object to any extension of the pub license of the Winchmore Pub on Sundays to 00.30am

It is wholly unnecessary and in our experience of living on xxxxx xxxxx, number xxxxx , for over 20 years late opening hours in this pub have been applied for several times and refused several times because of the noise and disturbance it brings to the top of the road.

Sunday nights should be quiet nights for people to prepare calmly for Monday mornings back at work .

IP10 Representation

I write regarding the consultation regarding the changes to the licence for The Winchmore pub, which my husband and I have reviewed together. Our home is directly opposite the pub across the mini roundabout and is therefore directly impacted by any changes made to the licence.

Sundays

We do not agree to extending the operating hours, supply of alcohol, live or recorded music on Sundays and feel that the current opening time of 23.30 and serving / music time of 23.00 should remain in place. This remains an entirely residential area and extending these times will have an adverse impact to our sleep and working life given that the next day is Monday. Consequently we do not agree to the addition of Sundays to the Late Night Refreshment schedule.

Friday & Saturday Live & Recorded music

We do not agree with application to extend the hours to midnight. I note that the Performance of Dance times have not changed and remain 23:00 on days of the week and I would be interested to hear how the dancing will be stopped if music continues?

We would not want to see the general conditions on the license being removed, in particular conditions 3, 4, 5, 9, 10, 11, 12, 13, 14, 17, 21, 22, 24, 25, 26, 28 and Annex 3. These conditions were put in place to ensure that the noise impact and disturbance both from music and from customers leaving the pub was kept to a minimum. Given the nature of the area we feel these need to remain in place to ensure that the disturbance levels do not rise again to the levels we previously had to endure.

The current owners of the pub do make an effort to engage with their neighbours however noise from the pub is still an issue from time to time. There have been occasions when we have had to request that the music volume be turned down, at other times although the music may cause a disturbance within our home we have not contacted the pub about it knowing it will be ending at 23:00 and people will be leaving shortly thereafter.

Extending the hours will also lead to a greater level of disturbance when people are leaving as they will have consumed more alcohol, they will be louder and more likely to remain talking outside the pub before going home. As with the music this has been an occasional issue.

We would be happy to discuss our concerns with you further

IP11 Representation

Dear sirs,

I would like to object strongly to any extension to the pub licence for the Winchmore Public House.

We live on xxxxx xxxxx, not far from the pub, we have young children at home.

We really feel that such a late licence will attracts the type of people who encourage an anti social atmosphere and will encourage entirely the wrong behaviour for this quiet part of Winchmore Hill.

We were drawn to this area as it is so quiet and because we had heard that the pub closed at 11.00pm.

When there have been large gatherings - football matches and the like, there has been a lot of noise and disruption. We feel quite strongly on this issue and would ask that this application is rejected.

IP12 Representation

To whom it may concern:

I would like to object strongly to any extension to this pub licence. I have lived on the road adjacent to this pub for close to 20 years and have seen the pub change hands a few times.

When this pub was taken over by the recent management the main selling point was it becoming a 'family' pub, so confuses me why they would like to extend their opening times. Plus a number of times even at the current legal closing time of 11pm there have been numerous occasions of rowdy behaviour and excessive noise at closing time, which I can only assume will only intensify with extended opening times.

I understand that the pandemic and lockdowns would have impacted their business but I have to stress again this is a residential area and only believe that endorsing this license will be to the detriment of the many, when benefitting only the few.

IP13 Representation

Dear sirs

I would like to object to any extension of hours of the Winchmore pub licence.

When the Winchmore was under previous management (the Willow) it attracted a younger and later crowd who would congregate in Stone Hall Road after a night out.

They would regularly keep us awake in the early hours of the morning, with shouting and loud music being played out of open car windows. As soon as the Willow closed the noise issues stopped so I am absolutely certain the 2 were related. We live in a quiet residential area and I don't think a late licence is in keeping with the surroundings or of any benefit to the majority of residents around here.

IP14 Representation

Dear sirs,

I would like to object strongly to any extension to this pub licence.

We live within 100 yards of the pub and have done for 20 years. Whenever there is a late licence it attracts a different crowd and it quickly becomes an anti social atmosphere. This is a quiet area in the evening and on numerous occasions the whole top end of the road is disturbed by excessive late night noise of customers leaving in the early hours. A late licence is wholly inappropriate for this area. Please look at its history and how many times late licence applications have been refused and for very good reason. We are entitled to live undisturbed by late night noise.

IP15 Representation

Dear sir/madam,

I xxxxx xxxxx residing at xxxxx xxxxx N21, would like to object to any extension to this pub licence "The Winchmore".

We live within 100 yards of the pub and have done so for 1-2 years. In this short space of time we have witnessed several anti-social behaviours from intoxicated people leaving the pub. Our front garden is littered with rubbish from pub goers.

The accident in Autumn 2020 at the roundabout of Houndsden Road / Hadley Way was caused by a driver who left the Winchmore pub completely intoxicated.

There has been a number of occasions where our front garden wall has been used as an extension of the pub after closing time (drinking and shouting etc). This to me is totally unacceptable. A late licence **attracts a different crowd** than the local neighbourhood pub goers and this situation quickly turns anti social.

This is a quiet area in the evening and on numerous occasions the whole top end of the road is disturbed by excessive late night noise of customers leaving in the early hours.

A late licence is wholly inappropriate for this area. Please look at its history and how many times late licence applications have been refused and for very good reason. We are entitled to live undisturbed by late night noise.

IP16 Representation

Dear sirs,

I would like to object very strongly to any extension to this pub licence. We live within 100 yards of the pub and have done so for 2 years. In this short time we have witnessed several anti-social behaviours from severely intoxicated people right at our doorstep. Our front garden is frequently littered with crisp packets and plastic cups / bottles left there. There was a distressing instance where there was a man urinating in my neighbours drive in full view of myself and passers by - there are a lot of young children on our road and this is unacceptable. A late licence attracts a different crowd than the local neighbourhood pub goes and this situation quickly turns anti social. This is a quiet area in the evening and on numerous occasions the whole top end of the road is disturbed by excessive late night noise of customers leaving in the early hours. A late licence is wholly inappropriate for this area. Please look at its history and how many times late licence applications have been refused and for very good reason. We are entitled to live undisturbed by late night noise.

IP17 Representation

Good Morning,

With reference to the Application made by Celtic Cross Limited, as set out in the attached image, I would like my representations considered by the Licensing Committee when deciding upon the Application please.

I believe that the variations sought will materially alter the clientele base and is very likely to bring about drunkenness, noise, anti social behaviour along with damage to vehicles and properties.

The changes are likely to attract a much younger client base and therefore the demand for more and louder music.

I live in xxxxx and have done since 1979. During this time the Pub, which has changed its name several times, has varied as to its place in the community. There have been periods when there has been little which has impacted adversely upon me but other periods when it has effected me. It is fair to say that others, closer to the Pub, may have been affected much more so than myself.

Parking at the top end of Houndsden Road has always been difficult and of the evening time contributed to by customers of the Pub. There is little on site Pub parking and this is awkward. People would rather street park. Houndsden Road is one of the nearest locations for this. This brings noise issues when people leave early in the morning, even if people are considerate. Dispersal at the end of the day will be

slow and cause upset to neighbours. This is a dedicated route for travel of the London Fire Brigade when travelling from Southgate to the south and east of the Borough.

I personally have experienced damage to my vehicles, in the past, when parked outside my house which, I believe, was associated to the Pub. Also drinking glasses, clearly from the Pub, have been smashed/thrown away.

With regards to the proposed new conditions, attached to the Licence, my fear here is that the Police and the London Borough of Enfield do not have sufficient resources to deal with any breaches.

IP17 Additional Representation

My concerns remain despite the Applicant having agreed to the matters raised by both Police and the Local Authority. There is little purpose to having conditions unless they are enforced, something which I believe will not robustly happen should there be breaches.

Having thought further about this matter will you please ask the Applicant for the License Variation to bring with them the Incident Log/Register that they are required to maintain at The Winchmore Public House when they attend the Hearing on the 10th March 2021. This to cover the total period that they have held their Licence.

I will seek at the Meeting on the 10th March 2021 to ask questions about entries or lack of entries in the Log.

IP17 Additional Representation 2

1. When was the fence, which appears in the attached photograph, erected and for what purpose?
2. Was any Planning Consent needed to erect the fence which is five feet tall over and above the two foot wall upon which it stands (Seven Feet in Total)? There are eight six feet wide panels with one cut a little short of this.

IP18 Representation

Dear Sir/Madam

We live in close vicinity to the above pub and are aware of an application to extend its opening hours. We would like to object to the application as the pub is in a quiet residential area and the noise of people leaving the pub late at night disturbs local residents.

IP19 Representation

Dear Sir

it has just been brought to my attention that the above premises have applied to extend their licence on Sunday night until 00.30 the following day.

Due to the fact the existing car park within the public house is insufficient for the number of guests they have no option than to park in the adjacent turnings.

I would like to object to this application as before the lockdown, we were constantly being disturbed by revellers returning to their vehicles late at night.

I am not sure why but it would appear that later the guests leave the premises the noisier they become, this may be because they have longer to consume alcohol or just that later guests are more likely to be the partygoers rather than the social drinkers who leave at a reasonable time.

I feel by extending the hours it will cause disturbance in the adjoining streets and will encourage a different type of crowd to the pub.

Would you please note that the postcode on the notice of application is incorrect which seems unfair if people are writing in about this property which has been incorrectly identified. Furthermore it does not provide the trading name which would be more familiar with the locals.

Annex 4

Representations – Support

SUP01 Representation

As a local resident and frequenter of the above establishment, I would wholeheartedly agree and support all of the licensing objectives proposed in the recent application.

I would support the application as I believe the proposals will in no way be detrimental to the 4 licensing objectives. My previous address was:

xxxxxx

This property is about 40 metres from the subject premises (public house) and we were never adversely affected by anyone using that premises at any time of the day / night.

SUP02 Representation

If it goes to Committee due to representations against the application, I would actually speak IN SUPPORT

I was Chair of Licensing when these people took over the premises, and submitted their first new application to take over and transform the licence - it having been revoked prior to their arrival. They were professional and moderate in their approach and intentions then. They needed to rebuild trust with the immediately local community, jaundiced by past misdemeanours and repeated breaches by the previous licence holder. Ditto with minor variations since; and **they have consistently fulfilled their obligations to promote the licensing objectives in a responsible, appropriate, and proportionate manner.**

There is nothing in this application to suggest that things would be any different, and **the application is sound and conforms to the permissive nature of the licensing regime. Mark and Eimear here have given full validation as to the enhanced steps they will take to promote the Licensing objectives, meeting their obligations to operate the schedule on the current licence,** conforming with all the conditions, and I have every confidence they would do should the variation be granted.

Unlike their immediate predecessors when it was The Willow, their aim to become a community establishment has been consistently demonstrated, they have become pillars of the local, community, and they are almost the **epitome of responsible premises licence holders**. I have dealt with many hundreds of Licensing applications in my extensive experience on Committee, mostly in the Chair. I can see nothing in this application that warrants concern let alone objection, nor for any objections as may be made to be sustained.

Cllr Derek Levy

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Annex 5

Proposed Conditions

Agreed by the Police, Licensing Authority and Applicant

Annex 1 - Mandatory Conditions

The Mandatory Conditions are attached and form part of the Operating Schedule of your licence/certificate. You must ensure that the operation of the licensed premises complies with the attached Mandatory Conditions as well as the Conditions in Annex 2 and Annex 3 (if applicable). Failure to do this can lead to prosecution or review of the licence.

Annex 2 - Conditions consistent with the Operating Schedule

1. There shall be no adult entertainment or services, activities or matters ancillary to the use of the premises that may give rise to concern in respect of children.
2. A digital CCTV system must be installed in the premises complying with the following criteria:
 - (a) Cameras must be sited to observe the entrance and exit doors both inside and outside, the alcohol displays and floor areas.
 - (b) Cameras on the entrances must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification.
 - (c) Cameras viewing till areas must capture frames not less than 50% of screen.
 - (d) Cameras overlooking floor areas should be wide angled to give an overview of the premises.
 - (e) Cameras must capture a minimum of 16 frames per second.
 - (f) Be capable of visually confirming the nature of the crime committed.
 - (g) Provide a linked record of the date, time and place of any image.
 - (h) Provide good quality images – colour during opening times.
 - (i) Operate under existing light levels within and outside the premises.
 - (j) Have the recording device located in a secure area or locked cabinet.
 - (k) Have a monitor to review images and recorded picture quality.
 - (l) Be regularly maintained to ensure continuous quality of image capture and retention.
 - (m) Have signage displayed in the customer area to advise that CCTV is in operation.
 - (n) Digital images must be kept for 31 days.
 - (o) Police will have access to images at any reasonable time.
 - (p) The equipment must have a suitable export method, e.g. CD/DVD writer so that the police can make an evidential copy of the data they require. This data should be in the native file format, to ensure that no image quality is lost when making the copy. If this format is nonstandard (i.e. manufacturer proprietary) then the manufacturer should supply the replay software to ensure that the video on the CD can be replayed by the police on a standard computer. Copies must be made available to Police on request.

- 3. A member of staff trained in operating CCTV shall be at the venue during times open to the public.**
- 4. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, which will record the following:**
 - (a) all crimes reported to the venue**
 - (b) all ejections of patrons**
 - (c) any complaints received**
 - (d) any incidents of disorder**
 - (e) any faults in the CCTV system**
 - (f) any visit by a relevant authority or emergency service.**
- 5. A written record of refused sales shall be kept on the premises and completed when necessary. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.**
- 6. All staff shall receive induction and refresher training (at least every six months) relating to the times and conditions of the premises licence.**
- 7. All training relating to the sale of alcohol and the times and conditions of the premises licence shall be logged and records kept. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.**
- 8. A 'Think 25' proof of age scheme shall be operated, and relevant material shall be displayed at the premises.**
- 9. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises and area quietly.**
- 10. All external doors and windows shall be kept closed when regulated entertainment (i.e. recorded and live music) takes place after 23:00, except in case of an emergency and for access/egress.**
- 11. Staff shall monitor customers in the external area of the premises on a regular basis and ensure customers do not cause a public nuisance.**
- 12. When regulated entertainment, including recorded and live music, is taking place, regular boundary noise checks at the perimeter of the premises shall be conducted to ensure that noise from the premises does not cause a disturbance to local residents. Records shall be kept of the times, dates and any issues discovered. These records shall be kept for six months. Records must be made available to an authorised officer of the Council or police, upon request. Where monitoring by staff identifies that noise from the premises is audible at the perimeter, measures shall be taken to reduce this i.e. turning volume down.**
- 13. All refuse and bottles shall be disposed of in bins quietly so as not to disturb neighbours or local residents. There shall be no disposal of glass bottles outside between 23:00 hours and 07:00 hours.**

- 14. No customer shall be allowed to use any external area of the premises after 23:00 hours, except for customers permitted to temporarily leave the premises to smoke in the designated smoking area and no drinks shall be permitted to be taken into this external area after this time.**
- 15. There shall be no more than 10 persons using the designated smoking area after 23:00. Notices shall be displayed in the area specifying the terms of its use and asking patrons to respect the needs of local residents and to use the area quietly.**
- 16. Children under the age of 18 must be accompanied by an adult at all times whilst on the premises and must be off the premises by 22:00, unless attending a private function when they will be permitted to remain on the premises until close.**
- 17. The carpark shall be locked no later than 30 minutes after closing time to prevent members of the public remaining/parking in the car park after the premises has closed.**
- 18. Signs shall be prominently displayed on the exit doors advising customers that the premises is in a Public Space Protection Order Area (or similar) and that alcohol should not be taken off the premises and consumed in the street. These notices shall be positioned at eye level and in a location where they can be read by those leaving the premises.**

Annex 3 - Conditions attached after a hearing by the Licensing Authority

Not applicable

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MUNICIPAL YEAR 2020/21 REPORT NO.

COMMITTEE:
Licensing Sub-Committee
10 March 2021

REPORT OF :
Principal Licensing Officer

LEGISLATION :
Licensing Act 2003

Agenda - Part	Item
<p>SUBJECT: Application for a Variation of a Premises Licence</p> <p>PREMISES: THE WINCHMORE, PUBLIC HOUSE, 235 WINCHMORE HILL ROAD, LONDON, N21 1QA</p> <p>WARD: Southgate</p>	

SUPPLEMENTARY REPORT

1.1 On 3 March 2021, the applicant submitted information to formally amend the variation application as follows:

1.2 “We have reviewed the representations and we wish to now make the following amendments to the application:-

1. Remove the proposed extension to the terminal hour for the sale of alcohol, live music and recorded music on Sunday to midnight.
2. Remove the proposal for late night refreshment on Sunday from 23:00 to midnight.
3. Remove the proposed extension to the opening hours to allow the premises to close on Sunday at 00:30 the following day.
4. Add the following non-standard timings
 - For the sale of alcohol, live music, recorded music and opening hours - An additional 1 hour to the terminal hour on a Sunday preceding a Bank Holiday
 - Late night refreshment – From 23:00 to midnight on a Sunday preceding a Bank Holiday

1.3 In essence, we are reducing the proposed extension of hours on Sundays from every Sunday to just those Sundays that fall before a Bank Holiday Monday in each year. The extension for live and recorded music on Friday & Saturday remains in place.”

1.4 Table 2 below shows the times and activities for the current licence, the original variation and now the amended variation to make it clear the changes to the final application:

Table 2:

Activity	Existing hours on current Premises Licence (LN/201500123)	Hours Applied for on Original Variation	Hours Applied for on Amended Variation 3/3/2021
Opening hours	Sunday to Thursday 09:00 to 23:30 Friday & Saturday 09:00 to 00:30	Monday to Thursday 09:00 to 23:30 Friday to Sunday 09:00 to 00:30	Sunday to Thursday 09:00 to 23:30 Friday & Saturday 09:00 to 00:30 Seasonal Variation: On Sundays preceding a Bank Holiday: 09:00 to 00:30
Supply of alcohol (on and off)	Sunday to Thursday 10:00 to 23:00 Friday & Saturday 10:00 to 00:00	Monday to Thursday 10:00 to 23:00 Friday to Sunday 10:00 to 00:00	Sunday to Thursday 10:00 to 23:00 Friday & Saturday 10:00 to 00:00 Seasonal Variation: On Sundays preceding a Bank Holiday: 10:00 to 00:00
Plays (indoors)	Friday & Saturday 09:00 to 00:00	Friday & Saturday 09:00 to 00:00 (no change)	Friday & Saturday 09:00 to 00:00 (no change)
Live Music (indoors)	Daily 09:00 to 23:00	Monday to Thursday 09:00 to 23:00 Friday to Sunday 09:00 to 00:00	Sunday to Thursday 09:00 to 23:00 Friday and Saturday 09:00 to 00:00 Seasonal Variation: On Sundays preceding a Bank Holiday: 09:00 to 00:00
Recorded Music (indoors)	Daily 09:00 to 23:00	Monday to Thursday 09:00 to 23:00 Friday to Sunday 09:00 to 00:00	Sunday to Thursday 09:00 to 23:00 Friday and Saturday 09:00 to 00:00 Seasonal Variation: On Sundays preceding a Bank Holiday: 09:00 to 00:00
Performance of dance (indoors)	Daily 09:00 to 23:00	Daily 09:00 to 23:00	Daily 09:00 to 23:00 (no change)
Late night refreshment (indoors)	Friday & Saturday 23:00 to 00:00	Friday to Sunday 23:00 to 00:00	Friday and Saturday 23:00 to 00:00 Seasonal Variation: On Sundays preceding a Bank Holiday: 23:00 to 00:00

- 1.5 The residents who submitted representations objecting to the variation application were contacted to enquire whether their concerns had been addressed through the amendments outlined above and taking into account the agreed conditions (Annex 5).
- 1.6 To date, four residents have confirmed their representations remain, namely IP4, IP5, IP8 and IP14.
- 1.7 One resident has withdrawn their representation, namely IP13. This representation should no longer be considered for the purposes of the hearing.

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MUNICIPAL YEAR 2020/21 REPORT NO.

COMMITTEE:
Licensing Sub-Committee
10 March 2021

REPORT OF :
Principal Licensing Officer

LEGISLATION :
Licensing Act 2003

Agenda - Part	Item
<p>SUBJECT: Application for a Variation of a Premises Licence</p> <p>PREMISES: THE WINCHMORE, PUBLIC HOUSE, 235 WINCHMORE HILL ROAD, LONDON, N21 1QA</p> <p>WARD: Southgate</p>	

SUPPLEMENTARY REPORT 2

1. On 8 March 2021, IP10 provided an update on their representation in response to the amended variation application:

“I’ve looked at the amended application, and I feel that so long as the conditions are in place and the staff at the Winchmore actively enforce and manage the exit times for the Sundays preceding a Monday Bank Holiday so that the impact on the neighbours is minimised and controlled, then we would not object to this extension for these limited dates of the year.

With regard to the extension to the live and recorded music on Friday and Saturdays, we continue to oppose this. As I mentioned in the original email, the music is a regular disturbance and can often be heard in our home. We have often commented on the noise, but have not always contacted the Winchmore knowing that it will end shortly. If this were extended to midnight I can foresee that this will become problematic and stressful. It will also mean that some customers will be leaving at a later time, having stayed later for extended music, when we and our children are asleep and will be disturbed by the noise they make standing around outside the pub - particularly as we are directly opposite the pub. People have a natural tendency to shout when leaving a venue with loud music which will be continued outside, whereas if there is a period where volumes can return to normal, as there is now, the impact is lessened. With the sole exception of the Winchmore this area is entirely residential and to have loud music playing at this time would be detrimental to our lives and wellbeing. “

2. IP17 has confirmed that their representation remains unchanged.
3. Please note that all representations that have not been formally withdrawn from IPs are still valid and relevant to the hearing. This also applies to the IPs that have not responded (to date) regarding the amended variation application.
4. To date, only IP13 has formally withdrawn their representation, therefore the 18 remaining representations objecting to the variation application are all to be considered at the hearing.

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LICENSING SUB-COMMITTEE - 14.10.2020**MINUTES OF THE MEETING OF THE LICENSING SUB-COMMITTEE
HELD ON WEDNESDAY, 14 OCTOBER 2020****COUNCILLORS**

PRESENT (Chair) Mahmut Aksanoglu, Christine Hamilton (Deputy Mayor) and Jim Steven

ABSENT

OFFICERS: Ellie Green (Principal Licensing Officer), Charlotte Palmer (Senior Licensing Enforcement Officer), Balbinder Kaur Geddes (Legal Adviser), Jane Creer (Democratic Services)

Also Attending:**1
WELCOME AND APOLOGIES FOR ABSENCE**

NOTED

Councillor Aksanoglu as Chair welcomed all attendees to the meeting, which was being broadcast live online. Sub-committee members confirmed their presence and that they were able to hear and see the proceedings. The Chair explained the order of the meeting.

**2
DECLARATION OF INTERESTS**

NOTED there were no declarations of interest in respect of the item on the agenda.

**3
POLONEZZ, 14 GREEN LANES, LONDON N13 6JR**

RECEIVED the application made by Mr Piotr Swis for the premises situated at Polonezz, 14 Green Lanes, London, N13 6JR for a New Premises Licence.

NOTED

1. The introduction by Ellie Green, Principal Licensing Officer, including:
 - a. The application for a new premises licence was made by Mr Piotr Swis for Polonezz, 14 Green Lanes, N13.
 - b. The application sought opening hours and sale of alcohol (off sales) 08:00 to 21:00 Monday to Saturday and 09:00 to 20:00 Sunday.
 - c. The premises was a convenience store.

LICENSING SUB-COMMITTEE - 14.10.2020

- d. The licensing history in respect of the store was set out in the officers' report. The previous licence held by Polonez Limited was revoked in March 2020 following a review application from Trading Standards following the discovery of non-duty paid alcohol and cigarettes on the premises on more than one occasion.
 - e. The new application was submitted in the name of an individual: Mr Piotr Swis. He had been a Director of Polonez Limited for a period of time since the review, but had now resigned as a Director.
 - f. Mr Swis had not replied to any email in respect of the application and hearing. A mobile number provided to the Licensing Team was for Izabela Kuziola. Officers spoke to her and she advised the best person to contact was Jakub Lenczewski, a previous Director who had resigned 18/6/20 but been reappointed 17/9/20.
 - g. Mr Lenczewski was contacted and he advised the application contained an administrative error in naming Mr Swis and the application should have been made in the name of the company. However, Mr Swis had not given authority for anyone to act on his behalf and the application could not be changed without his authorisation.
 - h. Mr Swis and Mr Lenczewski had been advised of the situation, and that if they wished to withdraw the application they would need to attend this hearing, as it had not been withdrawn more than 24 hours beforehand.
 - i. Officers had not received any response or received a valid withdrawal request and the hearing therefore needed to proceed.
 - j. The Licensing Authority was concerned there was a connection with the new applicant and DPS and those involved with the business when the former premises licence was revoked. Representation had been made by the Licensing Authority against the application in its entirety, as set out in Annex 3 to the report and additional information.
 - k. Should the Licensing Sub-Committee be minded to grant the application in full or in part, the Licensing Authority sought conditions as set out in Annex 4. Mr Swis had not indicated any agreement to these conditions.
 - l. Mr Swis was not present at this hearing, nor was he represented.
2. The statement of Charlotte Palmer, Senior Licensing Enforcement Officer, on behalf of the Licensing Authority, including:
- a. This premises had been licensed previously for the sale of alcohol and that licence had been revoked on 18/3/20.
 - b. The Secretary of State guidance took smuggled tobacco very seriously, and the undermining of the prevention of crime and disorder licensing objective.
 - c. It was clear that the business was being run by the same company, and the same DPS was proposed. This application was made by an individual, but the proposed DPS was still Izabella Kuziola. Mr Swis was a Director of Polonez Limited. It now appeared there had been an error in the application, but this was clearly the same business. The links with the

LICENSING SUB-COMMITTEE - 14.10.2020

previous licence holder led the Licensing Authority to have no confidence in the applicant and to object to the application in its entirety.

d. Less than five months had passed since the revocation of the licence, and this application was for longer hours and offered less conditions than the previous licence. It was considered justified for the Licensing Authority to object to the application in its entirety.

e. If the sub-committee was minded to grant the application in full or in part, recommended conditions were proposed to fully promote the licensing objectives. It was also recommended that a different person be named as the DPS. A DPS was meant to have control over the sale of alcohol on a daily basis and if they had been there previously they would have been aware of the non-duty paid goods. Therefore the Licensing Authority had no confidence in the person being named.

f. As officers had not heard from Mr Swis there were no further comments at this time.

3. The summary statement from Ellie Green, Principal Licensing Officer, that having heard from the representative of the Licensing Authority, it was for the sub-committee to determine the appropriate steps to take. The relevant guidance and policies were highlighted.

RESOLVED that

1. In accordance with the principles of Section 100(a) of the Local Government Act 1972 to exclude the press and public from the meeting for this item of business on the grounds that it involves the likely disclosure of exempt information as defined in Paragraph 7 of Part 1 of Schedule 12A to the Act.

The Panel retired, with the legal representative and committee administrator, to consider the application further and then the meeting reconvened in public.

2. The Chair made the following statement:

“The Applicant not having attended and the Licensing Sub-Committee having read and listened attentively to the written and oral representations of Charlotte Palmer for the Licensing Authority, the Licensing Sub-Committee has resolved that the appropriate step to be taken to support the promotion of the licensing objectives is not to grant a licence to Mr Piotr Swis at the premises known as and situated at Polonezz, 14 Green Lanes, London, N13 6JR.

The Licensing Sub-Committee believes that the storage of smuggled goods (sale or storage of smuggled tobacco and alcohol) in the recent past which resulted in the revocation of the company's previous licence remains a live issue which would undermine the furtherance of the licensing objective of prevention of crime and disorder in particular.

LICENSING SUB-COMMITTEE - 14.10.2020

The Licensing Sub-Committee was persuaded on the evidence of the Charlotte Palmer of the Licensing Authority Enforcement Team of the real risk that the applicant and its officers and staff would be unlikely to comply with the proposed conditions to any licence given their previous conduct, in particular that of the Designated Premises Supervisor.”

3. The Licensing Sub-Committee resolved that the application be **REFUSED**.

**4
MINUTES OF PREVIOUS MEETINGS**

AGREED the minutes of the meeting held on Wednesday 23 September 2020 as a correct record.

LICENSING SUB-COMMITTEE - 21.10.2020

**MINUTES OF THE MEETING OF THE LICENSING SUB-COMMITTEE
HELD ON WEDNESDAY, 21 OCTOBER 2020**

COUNCILLORS

PRESENT (Chair) Mahmut Aksanoglu, Christine Hamilton (Deputy Mayor) and Derek Levy

ABSENT

OFFICERS: Ellie Green (Principal Licensing Officer), Antonia Makanjuola (Legal Adviser), Jane Creer (Democratic Services)

Also Attending: Michael Shipley and Jim Shipley, Amuse 2016 Ltd (Applicant) Byron Evans, Compliance Consultant on behalf of applicant Paddy Whur, Solicitor, on behalf of the applicant Interested Party (referred to as IP1) on behalf of residents of Pennine House

1

WELCOME AND APOLOGIES FOR ABSENCE

NOTED

Councillor Aksanoglu as Chair welcomed all attendees to the meeting, which was being broadcast live online. Sub-committee members confirmed their presence and that they were able to hear and see the proceedings. The Chair explained the order of the meeting.

2

DECLARATION OF INTERESTS

NOTED there were no declarations of interest in respect of the item on the agenda.

3

SHIPLEYS, 45 - 47 SOUTH MALL, EDMONTON GREEN SHOPPING CENTRE, LONDON N9 0TT

RECEIVED the application made by Amuse 2016 Ltd for a new bingo premises licence at the premises situated at Shipleys, 45-47 South Mall, Edmonton Green Shopping Centre, London N9 0TT.

NOTED

1. The introduction by Ellie Green, Principal Licensing Officer, including:

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- a. The application was for a new bingo premises licence, by Amuse 2016 Ltd for a premises to be known as Shipleys at 45-47 South Mall, Edmonton Green Shopping Centre.
 - b. The premises had not previously had a licence, having been an electrical and furniture store within the shopping centre.
 - c. The application sought to open within the default conditions under the Gambling Act 2005 and effectively the operating hours were 09:00 to 00:00 daily.
 - d. The responsible authorities were consulted in respect of the application. The Licensing Authority and Metropolitan Police made initial representations seeking conditions to be added to the bingo premises licence. The applicant agreed those conditions and both representations were subsequently withdrawn. The agreed conditions were set out in Annex 3 of the officers' report, along with the mandatory and default conditions attaching to bingo premises licences.
 - e. Representations were received from two interested parties, who were local residents. The first, referred to as IP1, represented Pennine House, a block of flats in close proximity to the premises. The interested parties believe the application does not support the licensing objectives. The representations were set out in Annex 2 of the report.
 - f. IP1 was present at this hearing. Officers had not received a response from IP2.
 - g. Mr Jim Shipley and Mr Michael Shipley were present as applicants, and were represented by Mr Paddy Whur, solicitor. Also present was Mr Byron Evans who prepared the local gambling risk assessment. The agent Mr Roger Etchells would possibly join the meeting in due course.
 - h. The licensing objectives under the Gambling Act 2005 were highlighted:
 - Preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime;
 - Ensuring that gambling is conducted in a fair and open way;
 - Protecting children and other vulnerable persons from being harmed or exploited by gambling.
 - i. As per Section 153 of the Act, the aim was to permit the use of premises for gambling as set out in paragraph 5.3 of the officers' report.
 - j. Further policy and guidance was set out in paragraphs 5.4 to 5.12 of the report.
2. The statement by Mr Paddy Whur, on behalf of the applicant, including:
- a. This was a family-run company, and they had an operating licence from the Gambling Commission. They were also members of the Bingo Association and of Bacta.
 - b. All systems were in place to not infringe the licensing objectives, and best practice was followed.

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- c. They currently traded in 20 venues across the UK and had also traded at 14 former sites.
- d. They had never had a negative interaction with responsible authorities, never had a negative impact on the licensing objectives, and never been subject to a review of a licence.
- e. Their aim here was part of a vision for the future for bingo: looking to bring back bingo to the high street, playing with traditional paper or tablets in a comfortable lounge environment.
- f. A significant investment around £300,000 had been made at this site to provide a modern facility for bingo and ancillary gaming machines. There would be 15 full-time members of staff and 5 part-time staff, all of whom would be trained under the Shipleys training regime in respect of under-age and trade responsibilities.
- g. Bingo premises were permitted to allow in under-18s, though higher payout gaming machines were restricted to over-18s. However, Shipleys would be an over-18 adult only environment. They would adopt Challenge 25 and anyone who looked under 25 would be asked for photo ID to show they were over 18.
- h. Bingo licence holders were permitted to apply for an alcohol licence, but Shipleys were not going to be applying to sell alcohol at this premises. Alcohol would not be part of the style of the operation at this site.
- i. The mandatory and default conditions were set out in the officers' report, as well as the relevant legislation, and the differentiation from applications considered under the Licensing Act. The Gambling Act was a permissive piece of legislation and the aim should be to permit a licence subject to the considerations set out. The test was whether the application would be reasonably consistent with the licensing objectives.
- j. In respect of Enfield Council's Licensing Policy, this had been looked at carefully by Byron Evans in producing the local risk assessment. He knew the area well and had prepared a professional and compelling local area risk assessment.
- k. There was no objection from the Police or the Licensing Authority or any body charged with protecting children and vulnerable people from harm.
- l. Additional requested conditions had been agreed by the applicant. There would be robust cctv, incident log, proof of age scheme, refusals book, a proven training system and refresher training, and staff would have clear views over the machines and entire premises.
- m. The venue would be very different from a betting shop. Staff would not be behind a counter, but would circulate around. They would have a better understanding of the customer base. The regular customers often got to know the staff.
- n. There would be no blind spots in the venue, which would be easy to see all around. There would be no single manning of the venue, with a minimum of 2 members of staff working at all times. There would also be external cctv and appropriate locks. There would also be continuing regular liaison with Edmonton Green Shopping Centre management, and it was hoped also with IP1.

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- o. The local risk assessment detailed the careful risk management and control systems in place. These could be amended as and when the premises was open and trading. There would also be liaison with Police and any other parties regarding any issues in the vicinity. It would be a dynamic risk assessment process. The company was comfortable it would be able to trade here safely.
 - p. The interested parties' representations were acknowledged. Concerns had been raised in respect of prevention of public nuisance, but that was not a test under the Gambling Act. Crime and disorder were relevant, but the operator had never had any issues related to crime and disorder or to public nuisances from the places where they traded.
 - q. The premises in South Mall had been chosen as they were away from areas where issues raised in the objections had happened, and away from where people congregated. The Police were comfortable with the risk assessment and agreed conditions.
 - r. The second representation mentioned fears about youth, but as advised no under-18s would be permitted on the premises and there would be a Challenge 25 scheme and fully trained staff.
 - s. There was evidence of a proven track record, with successful operations at other locations, and nothing to suggest the applicant would not be reasonably consistent with the licensing objectives.
3. Paddy Whur and the applicants responded to questions as follows:
- a. In response to Members' queries about entry policy, it was advised there would not be membership criteria and it was hoped the public would find the venue attractive and want to come in. The control mechanisms included the trained staff, risk assessment, visibility line from the cash desk and the under-age policy. The Mag lock would be used for later at night to enable assessment of people before they came in. The environment was designed to be relaxed. People would be able to register for a loyalty card / app. If there were issues with unruly elements it would be considered to move to full membership, but that step had not been required at any other site.
 - b. In response to queries regarding the author of the risk assessment, it was confirmed that Byron Evans' knowledge area was of the business and the locality. He had worked at Shipleys' previous offer in this locality and therefore had localised and industry-specific knowledge.
 - c. In response to queries regarding dialogue with the interested parties, it was advised that the agreed conditions had been circulated to them and it was also known that their concerns remained. Shipleys would be willing to listen to concerns and to work with the parties, and re-iterated there would be a dynamic risk assessment to incorporate any issues if they came up.
 - d. In response to Members' queries regarding long hours of operation, safety in the vicinity, and potential gambling-related harm, the local risk assessment was highlighted and that the offer was bingo and no fixed odd betting terminals would be permitted. Also, no under-18s would be allowed in the premises, and they would not be applying for an alcohol licence. The

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location had been looked at carefully and it was not felt appropriate to allow in children or to sell alcohol. The company traded in this type of premises in other areas with a similar local demographic profile and could operate to those hours and not infringe on the licensing objectives. At their Waltham Cross venue there was a loyalty card system and most customers were regulars. There would be security at the premises at appropriate times. It was hoped reassurance would be provided by the risk assessment of local issues and the steps put in place.

e. In response to the Chair's queries regarding gaming machines at the premises, it was advised that the numbers of machines would be dependent on the demand. There would be 60 seats / tables for bingo, a lot of which would have fixed tablets, plus around 40 different gaming machines of category B, C and D, plus specific bingo machines.

f. In response to IP1's questions about ensuring residents' safety, in particular women who were a majority, in the vicinity at night, it was highlighted that the customer base was unlikely to cause issues, and that it was not a type of premises where people would hang around outside and not like other gambling premises such as betting shops. It was not thought that the party's concerns would come to fruition. The company had traded in Edmonton Green previously and knew the localised issues and felt that this site was suitable for a high street bingo premises. They would be aiming to open 24/7. Though bingo could operate only 09:00 to 00:00, the machines were allowed 24 hours and did so at other sites without problems having been experienced. There would be appropriate staffing, cctv, and if necessary, door supervisors. The operation would not create crime and disorder or other problems. The Police did not have concerns about crime and disorder. It would have a premium fit-out, trained staff, and it was considered would benefit the area. The operator would work with interested parties on any localised issues. In respect of concerns raised about other establishments at the shopping centre, if betting shops were allowing people to hang around outside residents were able to bring a review of those premises' licences. Bingo did not attract the same type of customers. Additionally, there would be a contained smoking area at the rear of the premises so customers did not have to come out to the front. The applicants were careful to make sure there would not be a crime and disorder impact and re-iterated to offer to work with IP1 should the licence be granted.

4. The statement of interested party referred to as IP1, including:
 - a. There were over 500 residents living in the vicinity of the premises.
 - b. Operation of bingo during the day was not considered a problem: their concerns related to gaming machines and operations at night time.
 - c. This was a deprived area and there were concerns about people using the machines for gambling and about crime.
 - d. Edmonton Green was trying to re-build itself, and there was investment being put into the shopping centre.

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e. There was a problem with Eastern European men hanging around outside the betting shop at the shopping centre, and concern they could similarly converge at this gambling premises and at night time.

5. IP1 responded to questions as follows:

a. In response to Members' queries, IP1 confirmed having read in detail the local risk assessment and the applicant's proposed steps and sharing these with other residents, but that concerns still remained.

b. In response to further queries regarding existing establishments, it was advised that residents had always had concerns, but had not known they could call a review, and they would now pursue that possibility. Residents did have concerns about current gambling facilities at Edmonton Green shopping centre, in particular about gatherings of men outside them.

c. In response to Members' queries around what IP1 would consider reasonable hours and would like the panel to consider, it was advised that up to 23:00 would be considered reasonable as that would also fall in line with noise nuisance legislation.

d. In response to Members' further queries, it was expressed that the business should be able to operate and to gain income and during the day time this would not be concerning. Residents' fears related to night time. The agreement to the conditions requested by the Police was not fully reassuring as there was a lot of activity at Edmonton Green and the Police were not always around and took time to come if called.

6. The summary statement of Ellie Green, Principal Licensing Officer, that having heard the representations from all parties, and giving equal weight to written evidence, it was for the sub-committee to consider whether the application met the required objectives. The steps they may take were set out in paragraph 6 of the officers' report, and guidance and policy in paragraph 5 onwards in the report.

7. The summary statement of IP1 that having heard from the applicant, their aim to open a business in Edmonton and help to generate income and jobs was pleasing, but there were concerns about its operation at night time and the panel should be mindful of the residents living in close proximity and of the level of deprivation of the area. Residents were very concerned about night time hours and potential activities and anti-social behaviour occurring, and that which was currently taking place at other businesses nearby.

8. The summary statement of Mr Paddy Whur on behalf of the applicant, to re-confirm what was being applied for and that the application was in line with what was permitted under the relevant legislation. The shopping centre management was comfortable to allow the operation in the centre and that it would not create crime and disorder, and there had been agreement with the Police. The company had a track record of operating similar premises in similar areas. The interested parties had raised

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concerns which were acknowledged, but the decision had to be based on the statutory tests and licensing objectives. Crime and disorder was the threshold of the test, and not noise nuisance. The sub-committee had to deal with real evidence and this applicant did not cause problems elsewhere, or when they worked in Edmonton Green previously. The applicant would continue to work with local residents and with representatives of Pennine House. If issues arose from other businesses, those should not be directed at his client. This applicant would meet requirements, would invest money and would create jobs, and would not create problems.

RESOLVED that

1. In accordance with the principles of Section 100(a) of the Local Government Act 1972 to exclude the press and public from the meeting for this item of business on the grounds that it involves the likely disclosure of exempt information as defined in Paragraph 7 of Part 1 of Schedule 12A to the Act.

The Panel retired, with the legal representative and committee administrator, to consider the application further and then the meeting reconvened in public.

2. The Licensing Sub-Committee resolved to grant the bingo premises licence.
3. The conditions set out in Annex 3 to be attached to the premises licence under section 169(1)(a) of the Gambling Act 2005.

The Licensing Sub Committee (LSC) considered all the written and oral representations from the applicant and interested parties and determined to grant the application in full with the conditions in Annex 3 of the agenda report.

The LSC was persuaded by the steps taken by the applicant to promote the licensing objectives relating to gambling establishments. The LSC noted that the applicant had carried out a comprehensive local area risk assessment and intends to review it as necessary and in any event, annually. The applicant had consulted with the Edmonton Mall management and had also agreed conditions proposed by the Metropolitan Police and the Licensing Authority which persuaded them to withdraw their objections.

The LSC also had regard to the fact that notwithstanding that the Gambling Act 2005 Act permits under-18-year olds entry into bingo premises, this applicant intends to run the premises as an adults-only establishment and will not supply or allow alcohol in the premises. It

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also noted that the Act allows bingo premises default opening hours of 9.00 a.m. to 12.00 a.m.

4. The representations received in relation to the application, together with the licensing authority's response, are set out below.

The LSC considered written and oral representations against granting the application from IP1 who submitted representations on behalf of the residents in the 188 flats in Pennine House. A summary of IP1's written objections are that:

1. That Edmonton Green is a mainly residential area and the bingo premises will cause additional nuisance and anti-social behaviour such as litter and people congregating and selling contraband cigarettes and drugs;
2. Intimidation and harassment of female residents by men who congregate in the area will increase, especially in the evenings;
3. The premises will attract youngsters who attend schools and the library near the premises;
4. Gang activity and drug dealing which is prevalent in the area of the shopping mall will increase;
5. There is concern about tenants and carers in a residential home located 20 yards from the bingo premises;
6. There is an increase in street drinking, begging and easy availability of alcohol from the two supermarkets in the area;
7. There are 6 other gambling establishments in close proximity to the applicant's proposed bingo premises;
8. There is concern that the economic deprivation and crime in Edmonton will increase; and
9. The fact that Edmonton Green Shopping Mall has gone through a regeneration project and the residents do not need another gambling establishment in the mall.

The LSC had regard to IP1's oral representations at the meeting today where she emphasised the risk to women who form the majority of visitors and residents to the shopping mall and the lengthy opening hours proposed.

The LSC considered that IP1's representations did not specifically address the licensing objectives and she was unable to attribute her concerns specifically to the applicant and to the application. The LSC understood IP1's concerns about the economic deprivation and the general difficulties faced by residents in Edmonton, however it was not felt that those concerns should prejudice the applicant who had not contributed to the issues identified. It was highlighted to IP1 that she had the power to request a review of any of the businesses which she considered were failing to operate according to the licensing objectives.

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