

# Public Document Pack



## LICENSING SUB-COMMITTEE

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Wednesday, 6 December 2023 at 10.00 am  
Council Chamber, Civic Centre, Silver Street,  
Enfield, EN1 3XA

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Councillors: Mahym Bedekova (Chair), Sabri Ozaydin, and Edward Smith.

## AGENDA – PART 1

### 1. WELCOME AND APOLOGIES

### 2. DECLARATIONS OF INTEREST

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

### 3. MINUTES OF PREVIOUS MEETING (Pages 1 - 14)

To receive and agree the minutes of the meetings held on Wednesday 4 October 2023 and Wednesday 11 October 2023.

### 4. MELODIA, 4 GREEN LANES, LONDON, N13 6JT (Pages 15 - 72)

Variation of a Premises Licence Application

### 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).

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**LICENSING SUB-COMMITTEE - 4.10.2023****MINUTES OF THE MEETING OF THE LICENSING SUB-COMMITTEE  
HELD ON WEDNESDAY, 4 OCTOBER 2023****COUNCILLORS**

**PRESENT** Mahym Bedekova (Chair), Sinan Boztas and Jim Steven

**OFFICERS:** Ellie Green (Licensing Team Manager), Charlotte Palmer (Senior Licensing Enforcement Officer), Catriona Mcfarlane (Legal Adviser), and Harry Blake-Herbert (Governance Officer).

**Also Attending:** Cllr Gina Needs (Bowes Ward Councillor and Cabinet Member for Community Safety & Cohesion), Dani Jones (Police Sargent Licensing), Derek Ewart (Police Officer), and Adey Wilkins (Police Officer).

**1 WELCOME AND APOLOGIES**

The Chair welcomed everyone to the meeting.

Apologies for absence were received from Cllr Sabri Ozaydin who was substituted by Cllr Sinan Boztas.

The sub-committee agreed to delay the start of the meeting by 5 minutes, to allow the licence holder the opportunity to be present if running late.

**2 DECLARATION OF INTEREST**

There were no declarations of interest received regarding any item on the agenda.

**3 EXCLUSION OF THE PRESS AND PUBLIC**

**AGREED** 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 the following 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 (as amended by the Local Government (Access to Information) (Variation) Order 2006).

**4 PART 2 AGENDA****5 LUXE LOUNGE - 6 GREEN LANES, LONDON N13 6JR**

NOTED:

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That the discussion regarding this item was undertaken in Part 2.

The Licensing Sub-Committee RESOLVED that in order to promote the licensing objectives the appropriate course of action required was to revoke the licence.

The Chair made the following statement:

“The Licensing Sub-Committee (LSC) have read all the papers & listened carefully to all that has been said by the parties attending this hearing.

The LSC has not held it against the premises licence holder that they are not here today. However, they were not here to offer any explanation of the events we have been told about.

The LSC note that the premises licence holder has been extremely poor in complying with licensing legislation and the terms and conditions of his premises licence, such as:

1. They have not provided an up-to-date plan,
2. They removed the CCTV when it is a condition that they have it,
3. They have been open for later hours than is permitted under the licence,
4. They had tables and chairs outside the premises when they did not have a licence,
5. Gambling machines that they weren't allowed to have,
6. Serving alcohol without food,
7. They have only recently paid their 3 years overdue licence fees.

The LSC believes that it is not appropriate for the premises licence holder to have a premises licence as they are not prepared to comply with it.

The LSC also feels that it is appropriate to revoke the pavement licence.

A Closure order had been sought by the Metropolitan Police Service (MPS) following a murder in close proximity to the premises, and is believed to be in connection with the premises and those running the premises. The MPS were granted a closure order for 3 months, and they can apply for a further 3 months extension.

The LSC also took into account Cllr Needs' representations made about the ongoing complaints about public safety and public nuisance caused by the premises that she has received from residents of her ward.”

The Chair thanked everyone for their time and the meeting ended at 11:43am.

LICENSING SUB-COMMITTEE - 11.10.2023

**MINUTES OF THE MEETING OF THE LICENSING SUB-COMMITTEE  
HELD ON WEDNESDAY, 11 OCTOBER 2023**

**COUNCILLORS**

**PRESENT** Mahym Bedekova (Chair), Sabri Ozaydin and Michael Rye OBE

**OFFICERS:** Ellie Green (Licensing Team Manager), Victor Ktorakis (Senior Environmental Health Officer), Tayo Hasan (Legal Adviser), and Harry Blake-Herbert (Governance Officer).

**Also Attending:** Cllr Tom O'Halloran (Oakwood Ward Councillor), Cllr Julian Sampson (Oakwood Ward Councillor), Mrs Dina Balaj (Designated Premises Supervisor (DPS)/owner of Bramleys Restaurant), Mr Tamas Juhasz (Manager at Bramley's Restaurant), and an interested party.

**1 WELCOME AND APOLOGIES**

The Chair welcomed everyone to the meeting. There were no apologies received.

**2 DECLARATION OF INTEREST**

There were no declarations of interest received regarding any item on the agenda.

**3 MINUTES OF PREVIOUS MEETING**

AGREED the minutes of the previous Licensing Sub-Committee meeting held on Wednesday 13 September 2023.

**4 BRAMLEYS RESTAURANT, 217 BRAMLEY ROAD, LONDON, N14 4XA**

On 7 August 2023, a new premises licence application was submitted to Enfield's Licensing Team, again naming Bramleys Restaurant Ltd as the Premises Licence Holder (PLH) and Mrs Dina Balaj as the proposed Designated Premises Supervisor (DPS).

NOTED:

1. The introduction by Ellie Green, Licensing Team Manager, including:
  - a. On 2 December 2020, a new premises licence (LN/202000261) was issued to Bramleys Restaurant Ltd, Company number 12922450,

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registered office address 217 Bramley Road, London, United Kingdom, N14 4XA. Mrs Dina Balaj has been the Company Director since 2 October 2020. This premises licence, which was not subject to any outstanding representations, was granted by officers in accordance with delegated powers. The named Designated Premises Supervisor (DPS) is Mrs Dina Balaj, and has held this position since the licence was first issued.

- b. No variation or other amendments have been made to the premises licence since it was issued, nor have the Licensing Team received any review applications in relation to this premises.
- c. The premises also holds pavement licence LN/202200023 which permits outdoor tables and chairs on the highway outside the premises, between 10am and 6pm daily.
- d. The activity and times permitted by Premises Licence (LN/202000261) are outlined in the report pack.
- e. On 7 August 2023, a new premises licence application was submitted to Enfield's Licensing Team, again naming Bramleys Restaurant Ltd as the PLH and Mrs Dina Balaj as the proposed DPS.
- f. An extension to licensable activity, including music and alcohol and late-night refreshment, sought in the new premises licence application was from what was 23:00 in the existing licence to 01:00 Sunday to Wednesday, and Thursday to Saturday from 23:30 previously to 01:30 with a 02:00 close, as outlined in the report pack.
- g. Bramleys Restaurant was described as being the last premises along the parade, which featured a mix of premises. The latest opening hours of these premises according to their licence was said to be 24 hours, but according to google searches of their actual closing hours showed that the latest time used was midnight, including alcohol and music. Residential flats were said to be above the premises, and there were residential streets leading off from each end of the parade.
- h. Each of the Responsible Authorities were consulted in respect of the application.
- i. The application form states that premises licence (LN/202000261) will be surrendered, should the new application be granted.
- j. The Licensing Authority object to this new application in full, and seek modified conditions as well as a reduction in the hours sought, as outlined in the report pack. This representation was submitted based on the protection of children from harm; prevention of public nuisance and prevention of crime and disorder licensing objective.
- k. Representations were received from Enfield Licensing Authority, and 44 objections from Other Parties, including local councillors and residents, and were based on all four of the licensing objectives. Other parties were referred to as OP1, OP2 etc., and live in a range of nearby residential streets in proximity to the premises, as outlined in the report pack. A copy of all representations are provided in the report pack.
- l. The number of objections/representations received on the application was said to be a high in volume relative to what would be typically received for this type of application. The objections included that the

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hours sought were too late for a residential area, that issues were already being experienced with customers leaving the premises at the existing time and these would only be exacerbated at a later hour. The Ward Councillors were said to be speaking on behalf of 14 different residents/other parties.

- m. The applicant had not responded to these representations.
- n. The Licensing Authority had requested modification to the licence conditions offered in the operating schedule of the application, should the Licensing Sub-Committee grant the licence in full or part. The conditions arising from this application were produced in the report pack. The applicant had not previously indicated agreement to the modified conditions sought by the licensing authority.
- o. Those in attendance were introduced, the order of representations was outlined, and all parties would have a limit of 5 minutes to speak.

2. Mrs Dina Balaj, Bramleys Restaurant owner/DPS, made the following statement:

- a. The agent who had been working on the application was said not to have been available for the day of the hearing, and the owner/DPS had been disappointed by the job they had done.
- b. The owner was shocked by the number of complaints received, and had not directly received any complaints themselves. Some of the complaints they felt were not a reflection of them but other premises.
- c. They had done their best to recruit/provide employment to at least 10 local people, but were struggling to give them hours due to the lack of trade/business they were experiencing. Most days were said to be very quiet, they opened usually 5pm Monday-Thursday but did not usually have bookings until 8:00/9:00pm.
- d. It was described that the new application was not intended to turn the premises into a night club.
- e. When customers had been asked to leave at 11:00/11:30pm on Fridays and Saturdays, they were said not to be happy, thus wanted to apply for an extension. Customers had also asked live music/ a DJ at weekends, thus they wanted to apply/ listen to this demand.
- f. The premises was described as being well sealed, with two lower ceilings. They were said not to get complaints from residents living in the surrounding premises about the music/noise. They explained that they had conducted a test whereby they turned the music up, went outside and could not hear it.
- g. They were said not to need a closing time extension during the week, and that they only wanted later times on weekend nights.

3. In response, the following comments and questions were received:

- a. Cllr Rye asked what arrangements were in place to encourage customers to leave the premises quietly. Mrs Balaj responded that they had a notice on display at the door, and a member of staff would

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- remind all customers to leave quietly. Customers wanting to go out for a cigarette were also said not to be allowed to take their drinks outside.
- b. Cllr Rye queried what additional measures were being put in place to further reduce the impact of noise from music. Mrs Balaj replied that the premises had no window access, the doors were shut as much as possible, if the music was loud, they could enforce that customers don't leave the premises for cigarettes, and were already encouraging them to do this quietly. A basement area was expressed as being an area that could be used for music, as opposed to the main dining area and the internal doors could be shut.
  - c. Cllr Ozaydin asked how many people the basement area could accommodate and how the number of people accessing this area would be controlled. Mrs Balaj said that about 30 people could be accommodated in the basement area, and that this number could be controlled by imposing a minimum spend, and monitoring the amount/number of drinks for tables. A pre-booking requirement for music was said to be an option, as was a door person to monitor the areas. A time limit and staggering of bookings were said to be ways of ensuring the music did not disturb customers who didn't want to listen to it. The manager added that the total capacity for the premises was 80 covers, that reservations could be used for controlling the downstairs area, that no walk-in customers would be welcome, that they would not allow the basement area use to exceed capacity and that this could be made clear in any promotional information shared on social media.
  - d. Cllr O'Halloran enquired whether recorded music/ a DJ were being used at the premises. Mrs Balaj confirmed that both had been used. Ellie Green added that because the premises were permitted on licence alcohol sales, they were automatically entitled to play music between 8:00am and 11:00pm.
  - e. Cllr O'Halloran queried what the basement area was currently used for. Mrs Balaj responded that it was used for diners, particularly larger groups, as the internal doors could be shut so as to not disturb other customers.
  - f. Cllr O'Halloran asked how often the premises held private hire events. Mrs Balaj replied that they had not hired the whole venue, but the basement area they had done, and at present this was the only way to keep the business profitable.
  - g. Cllr O'Halloran queried how many times a month the basement area was being hired out. Mrs Balaj responded that it was usually on Fridays and Saturdays, about 2-4 times a month.
  - h. Cllr O'Halloran enquired whether the premises currently employed doormen to control access. Mrs Balaj said that they did not, but that staff welcomed and lead customers out.
  - i. Cllr O'Halloran asked what steps were currently being taken to disperse customers leaving. Mrs Balaj replied that there was a notice on display and a member of staff would be at the door, and remind customers to leave quietly. When the last drinks were served staff



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would remind customers, they had half an hour before closing. She felt customers did not loiter outside and the assumptions made in some of the complaints did not relate to the premises. It was said that they explained to customers that there was not parking arrangements, that just because cars were parked in the nearby roads/streets did not mean that they were customers at the premises, and that most customers visiting the premises did not drive themselves.

- j. Cllr O'Halloran queried if the premises intended to have a cover charge for customers who wanted to access the venue for a drink and if they intended to have doormen. Mrs Balaj and the premises manager said that they did not intend to introduce a cover charge, and that they were looking to employ door men if it helped on the busier/later nights.
- k. Cllr O'Halloran enquired if an extension to hours were granted, would they intend to hire the venue out for more private, or self-music event. Mrs Balaj said that they did not intend to do this any more than they do at present, that their intention had not been for private hire events, but that for financial reasons, they had needed to. Mrs Balaj explained that they would look for musicians to perform live, after customers had asked for this.
- l. Cllr O'Halloran asked them to confirm that they were only looking to use the premises late night on Fridays and Saturdays, which Mrs Balaj confirmed.
- m. Cllr O'Halloran queried what measures would be put in place to monitor/control those entering and leaving the premises. Mrs Balaj replied that at the moment, staff monitored customers coming in, that waiters kept an eye on who came in and out, and asked that they did not take drinks outside. The premises manager confirmed that it was not their intention to become a late-night bar/venue, that they did not sell bottles of drink, or drink without food. It was said that customers had not been leaving with drinks when smoking, and that their intention was to employ a doorman to control customers going in and out.
- n. Cllr O'Halloran enquired when the last admissions to the venue would be if it closed at 1:00/2:00am. Mrs Balaj and the manager advised that it would probably be between 11:00pm and midnight, to allow customers 2 hours to enjoy their time in the premises, and emphasised that drinks alone were not permitted.
- o. Cllr O'Halloran asked if they envisaged a queue line forming at the door. Mrs Balaj and the manager responded that they did not, that the booking system and kitchen size meant that they spread customers out, and even on their busiest days they did not have queues at present. They said they did not have walk ins but instead pre-booked tables.
- p. Cllr O'Halloran queried whether the venue could become known as a late-night drinking venue and a draw for those drinking elsewhere. Mrs Balaj and the manager replied that they did not agree, that it would be the job of a doorman to prevent drunk people from entering, and that at the moment this had not been an issue.

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- q. Cllr Rye enquired whether they were intending for the premises to become a late-night drinking venue or if it would stay a restaurant, and if drinks would only be served with food. Mrs Balaj and the manager confirmed the latter to be the case, and that a reservation fee with the booking would filter out those trying to walk in drunk. They added that late night refreshments would be provided.
- r. Victor Ktorakis, Senior Environmental Health Officer, asked if the proposed conditions were agreeable. Mrs Balaj said that she had sent an email in which they accepted the conditions, except the one regarding having a designated smoking area. It was explained that the premises had always had 3 designated smoking areas, that the licensing authority had suggested 1 smoking area for a maximum of 5 people and they did not feel this was enough. Ellie Green explained that staff smoking would not be included in the 5 people at a time being asked for, that they could use a separate area, and that the intention of the condition was to control the number of smokers becoming a nuisance at later times. A maximum of 5 people smoking at one was time was said to be proportionate compared to other premises of similar sizes. Victor Ktorakis asked if the condition was reworded to say that no more than 5 people should be allowed in the one designated smoking area after 9pm, would this be acceptable. Mrs Balaj and the manager felt that they could spread customers smoking out around the corner, Victor explained that the more areas/spread out customers smoking were, this increased the likelihood of a noise nuisance.
- s. Cllr Ozaydin asked if they would be willing to accept 1 designated smoking area accommodating a maximum of 5 people after 9pm. Mrs Balaj and the manager said that this would be acceptable.
- t. Ellie Green queried that there was no condition for alcohol with a table meal, and whether customers could come and buy just a drink. Mrs Balaj replied that in the past it had been just meals with drinks, that they were not the type of premises that would sell just alcohol, and wanted to stay a restaurant. They explained that they were a fine dining restaurant and had a policy that customers would not just have drinks. They said that they had been advised by their agent that they should and had loosely been following this as a guideline.

4. Victor Ktorakis, Senior Environmental Health Officer, made the following statement:

- a. The premises is located on the corner of the parade, with residential properties nearby.
- b. A noise complaint had been received in July 2023 relating to loud music from party night and noise of those leaving the premises which resulted in the issuing of a warning letter.
- c. The licensing authority is concerned that local residents may be disturbed by those entering and leaving the premises were the closing times extended into the early hours of the morning.

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- d. Observations on 3 September 2023 showed that some people noise was evident, and customers were still on the premises after the closing time.
  - e. An email received from the licence holder on 15 September 2023 showed that the CCTV worked, and the public space protection poster was now displayed.
  - f. On 29 September an officer requested a copy of some CCTV footage from the early hours of the 2 September 2023, following an allegation of noise issues being made during the application period, but the licence holder was unable to provide this.
  - g. In an email dated 30 September 2023, the premises licence holder confirmed that all of the conditions in the licencing authority representations, except for the one relating to the smoking area had been accepted. They also said that they would be happy with just an extra hour on Fridays and Saturdays, and asked that the applicant confirmed this, which they did.
  - h. Given the close proximity to the residential property and the recent noise complaint, the licensing authority objects to the hours applied for and instead recommend alternative times as shown in the representation.
  - i. The issue/condition regarding the smoking area had been agreed during discussions at the meeting.
5. Cllr Sampson, Oakwood Ward Councillor, made the following statement:
- a. The Councillors were speaking on behalf of 14 residents who had made objections, and these had emanated from roads directly affected by Bramleys.
  - b. Most of these objections were related to noise from the dispersal of clients following closing times, and were not speculative, but lived experience of residents now.
  - c. Shouting and driving noisily, were among the complaints received. It was accepted that not all of the complaints would stem directly from the customers at Bramleys, but that there were specific incidents cited where residents observed and took issue with the way Bramleys clients left the premises.
  - d. The representations of OP18 made reference to an incident on 2 September, in which clients of Bramelys were seen emerging from the premises, continuing their revelry; singing and dancing, and this was said not to be an isolated incident.
  - e. OP32s representation were also referenced, namely that the resident had made numerous complaints about noise late at night and disruptive behaviour, culminating in a call to the police.
  - f. OP34 had said in their representations that clients of Bramleys were seen singing, dancing, laughing, revving engines loudly, tooting horns and playing music, when leaving and that pictures of this had been taken and sent.

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- g. The visit of the licensing authority referred to talking loudly, metal clashing, doors slamming and lots of car noise.
- h. These issues were happening now, and it was felt that an extension to these hours would exacerbate these problems.
- i. Smoking outside the premises, and people turned away from the premises/ denied admission by doormen, would be further sources of disruption/ disturbance.
- j. The idea that residents sleep would be disturbed, particularly late at night and on the bank holidays requested was described as unacceptable.
- k. The committee were invited to reject the application on the basis that the current controls were failing to protect residents, the proposed conditions were not felt to be sufficient and would be difficult to enforce, and that unlike a town centre venue, Bramleys was located opposite Trent Park, thus customers could only disperse behind the restaurant, into the roads where residents had raised objections.

6. In response, the following comments and questions were received:

- a. Cllr Rye asked why no residents had been in to speak directly to the owner/ staff. Cllr Sampson responded that the complaints had been precipitated by the application, and noise outside the premises, which often tended to be a crystallisation of resident's discontent and unhappiness. There had been complaints made elsewhere, the local authority had visited, and the police had been called, and there was no reason to doubt the representations of residents.
- b. Cllr Ozaydin queried why the police had made no representations. Cllr Sampson replied that OP32 had said they had called 101 following unsociable behaviour outside the restaurant, but he did not know whether the Police attended.
- c. Mrs Balaj enquired why it was assumed that the issues/ complainants raised had emanated from their restaurant and not surrounding premises. She said that customers and staff waited inside the restaurant when waiting for vehicles to pick them up so as to avoid creating noise outside. Mrs Balaj asked why residents had not complained to them directly. The premises manager also asked if it was felt that the addition of a door monitor would be seen as a solution to control the noise issues. Cllr Sampson said that he could not answer that question.
- d. The Other Party present asked of the applicant if they were in their position, would they go to the premises to complain. Mrs Balaj apologised for the issues the resident may have experienced, and said that if they were not comfortable attending the premises, they could phone the manager directly to raise a complaint. She added that the premises were not trying to attract any particular age demographic of clientele.
- e. The Chair made the point that in many instances, residents may wish to avoid face to face confrontation. Mrs Balaj accepted this and said

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that they were happy to give residents the managers phone number, that the email address was on their website, and they would always try to resolve issues if it was their customers causing the issue. Cllr Ozaydin made the point that complaints did not always have to take place then and there at the time of an incident.

- f. The Chair asked when the manager of the premises was not present, who could be contacted to deal with any issues. Mrs Balaj and the manager of the premises responded that he was rarely absent from the premises, that on a recent day when he had not been present, a resident he had given his number to messaged him to say that there was a noise coming from the ventilation system, and within 5 minutes he had got staff to resolve the issue. He had made clear to staff that they could always contact him with issues, and on days when he was not present the assistant manager and owner would be at the premises.

7. The following closing summaries/ points were made:

- a. Ellie Green outlined the options available to Members of the committee to make, and directed them to the relevant guidance. It was reiterated that the applicant had agreed to reduce the hours sought, to an hour beyond what the present licence permitted and an hour less than what was sought in the new application. Members would need to be considered whether the potential imposition of an added condition for door supervisors to be required was realistic and proportionate, and a risk assessment was said to be an alternative. A potential last entry condition between 11:30 and midnight had also been mentioned, and wording for these could be provided. Parking and need/financial considerations were confirmed to not be permitted considerations under the licensing regime.
- b. Victor Ktorakis, Senior Environmental Health Officer, confirmed that he had nothing further to add.
- c. Cllr Sampson said that it was unlikely that the disruption residents had objected to emanated from Trent Park users; that residents' complaints had been corroborated by the licensing authorities report, and would be exacerbated by the extension sought in the application.
- d. Mrs Balaj added that were she to go on a night out herself to central London she would probably leave the car on a road in the area and go up on the tube. She said they that she had been shocked by the number of complaints received and that nobody had contacted them directly with any issues.
- e. Cllr Bedekova asked why CCTV had not been provided in the instance it had been asked for. Mrs Balaj said that she had missed the email from the licensing authority officer requesting this, and that by the time they checked, they could not see the footage from the time requested, but that later on in the day the footage had been requested for everything seemed quiet. She reassured them that if they called her,

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she could check earlier, so as to ensure that the footage did not disappear.

The Chair thanked everyone for their time and adjourned the meeting at 11:10, whilst the committee went away to deliberate. The Panel retired, with the legal adviser and committee administrators, to consider the application further, and then the meeting reconvened in public at 12:13.

The Chair reassured those in attendance that the decision reached by the sub-committee was agreed by all three members, but that Cllr Ozaydin had another engagement thus could not be present to be part of the presentation of the decision.

RESOLVED that:

The Licensing Sub-Committee RESOLVED that the application be **GRANTED IN PART** as follows:

- Licensing Hours and Activities:

<b>Activity</b>	<b>Times determined by LSC</b>
Opening hours	Sunday to Thursday: 08:30 – 23:00 Friday & Saturday and seasonal variations: 08:30 – 00:00
Supply of Alcohol (On sales only)	Sunday to Thursday: 08:30 – 22:30 Friday & Saturday and seasonal variations: 08:30 – 23:30
Late Night Refreshment	Sunday to Thursday: Not applicable (as starts at 23:00) Friday & Saturday and seasonal variations: 23:00 – 23:30
Recorded Music	Sunday to Thursday: Not applicable (as automatic entitlement during opening hours) Friday & Saturday and seasonal variations: 23:00 – 00:00
Live Music – basement floor only as marked on plan	Sunday to Thursday: Not applicable (as automatic entitlement during opening hours) Friday & Saturday and seasonal variations: 23:00 – 00:00

**The Licensing Sub Committee have determined the following conditions shall apply;**

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- (i) Conditions 1 to 22, 24 and 25 in accordance with Annex 5 of the LSC report;
- (ii) AND Conditions (a) to (g) below.
  - (a) On Sunday to Thursday, the last entry time for patrons is 22:00.
  - (b) On Friday, Saturday and seasonal variations, the last entry time for patrons is 23:00.
  - (c) Live music shall be restricted to the basement floor and only for those patrons who have booked online in advance. There cannot be admissions by door entry only.
  - (d) Alcohol shall not be supplied otherwise than to persons who have consumed a table meal at the premises.
  - (e) An external area at the front of the premises shall be designated for the use of smokers. There shall be no more than 5 persons using this designated area from 9pm.
  - (f) The designated smoking area shall be monitored by staff throughout its use to control the number and behaviour of patrons so as not to cause noise nuisance. Notices shall be displayed in the area specifying the terms of its use and asking patrons to respect the needs of residents/businesses and to use the area quietly. No alcoholic drinks or glass containers shall be taken into the designated smoking area.
  - (g) Restaurant staff shall supervise the arrival and dispersal of guests to prevent noise nuisance.

The Chair made the following statement:

“After considering the papers and evidence provided to the Licensing Sub-Committee and having listened carefully from the applicant and hearing from the objections of the residents that were represented by their ward councillors Tom O’Halloran and Cllr Julian Sampson, the Licensing Sub-Committee have reached a decision.

The Licensing Sub-Committee was particularly mindful that Bramley Restaurant is located in close proximity to the residential area but having taken into account the licensing objectives, and provisions to mitigate the risk, the Licensing Sub-Committee were persuaded that the application can be granted in part following the applicant’s agreement to modify the conditions as proposed by the Local Authority and reduce the hours from the original application.”

The Chair thanked everyone for their time and the meeting ended at 12:18.

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**MUNICIPAL YEAR 2023/24 REPORT NO.**

**COMMITTEE :**  
Licensing Sub-Committee  
6 December 2023

**REPORT OF :**  
Principal Licensing Officer

**LEGISLATION :**  
Licensing Act 2003

Agenda - Part	Item
<p><b>SUBJECT :</b> Variation of a Premises Licence Application</p> <p><b>PREMISES :</b> Melodia, 4 Green Lanes, LONDON, N13 6JT</p> <p><b>WARD :</b> Bowes</p>	

**1 LICENSING HISTORY OF PREVIOUS PREMISES LICENCE –  
LN/200900575:**

- 1.1 Since 2007, the premises has operated under a number of different names and business, such as: R Bar Indian Restaurant, Namastay Restaurant, Kajal Indian Restaurant, Indian Restaurant, Madras Café, Anjappar Enfield, Mesale, Tafra and Rozafa.
- 1.2 Premises licence **LN/200900575** was granted to Namkeen Ltd on 9/12/2009 but the licence lapsed when the company dissolved on 26/4/2011.

**2 LICENSING HISTORY OF CURRENT PREMISES LICENCE –  
LN/201300438:**

- 2.1 On 22 August 2013, a new premises licence application was granted by officers with delegated authority, naming Nataraj Caterers Limited as Premises Licence Holder (PLH) and Kalyan Kalidindi as Designated Premises Supervisor (DPS).
- 2.2 Since this premises licence was granted, it has been transferred six times, and the premises licence holder is now Selishta Xhevdet and has held this position since 23 March 2023.
- 2.3 The variation application licence was also issued with reference to the registered number of the holder, namely: 12123757. On companies house, this number relates to DGA Properties Ltd, of which Genc Alimerko is the company director. It would be helpful if Selishta Xhevdet could clarify this at the hearing.
- 2.4 There have also been six Designated Premises Supervisors (DPS) since this licence was issued, and Selishta Xhevdet has also been the DPS since 8 March 2023.
- 2.5 13 Temporary Event Notices (TENs) have been applied for since Selishta Xhevdet has been premises licence holder, this year, as follows:

- (1) Denis Gjelij granted Late TEN for 8 and 9 July 2023, 1am to 3am;  
(2) Denis Gjelij granted Late TEN for 22 and 23 July 2023, 1am to 3am;

- (3) Denis Gjelij granted Late TEN for 29 and 30 July 2023, 1am to 3am;
- (4) Denis Gjelij granted Late TEN for 5 and 6 August 2023, 1am to 3am;
- (5) Denis Gjelij granted Late TEN for 12 and 13 August 2023, 1am to 3am;
- (6) Denis Gjelij granted Standard TEN for 20 and 23 August 2023, 1am to 3am;
- (7) Denis Gjelij granted Late TEN for 26 and 27 August 2023, 1am to 3am;
- (8) Denis Gjelij applied for Late TEN for 2 and 3 September 2023, 1am to 3am – the Police objected to this TEN due to the recent compliance check which established some breaches of licence condition. Denis Gjelij subsequently withdrew the TEN as a result of the objection.**
- (9) Denis Gjelij granted Standard TEN for 23 to 25 September 2023, 1am to 3am;
- (10) Denis Gjelij granted Standard TEN for 30 September and 1 October 2023, 1am to 3am;
- (11) Denis Gjelij granted Late TEN for 7 and 8 October 2023, 1am to 3am;
- (12) Denis Gjelij granted Late TEN for 14 and 15 October 2023, 1am to 3am;
- (13) Denis Gjelij granted Standard TEN for 28 and 29 October 2023, 1am to 3am.

- 2.6 It is understood that Denis Gjelij is the business partner of Selishta Xhevdet.
- 2.7 Selishta Xhevdet applied for a variation of the premises licence on 12 August 2023, seeking to amend the plan and increase licensable hours. During the consultation period Police objected to the extension of hours, and Selishta Xhevdet amended the application so it applied to the change of plan only, no hours were amended. No hearing was required as a result of this mediation at this time.
- 2.8 Premises licence LN/201300438 has not been subject to any licence review.
- 2.9 Premises Licence LN/201300438 permits the following:

**Table 1:**

<b>Activity</b>	<b>Current Times</b>
Supply of Alcohol	09:00 – 22:30 – Mon – Wed 09:00 – 01:00 Thurs – Sat 09:00 – 23:30 Sun
Live Music	20:00 – 01:30 Thurs – Sun 20:00 – 00:00 Sun
Recorded Music	09:00 – 23:00 Mon – Wed 09:00 – 01:30 Thurs – Sat 09:00 – 00:00 Sun
Performance of Dance	09:00 – 23:00 Mon – Wed 09:00 – 01:30 Thurs – Sat 09:00 – 00:00 Sun
Late Night Refreshment	23:00 – 01:00 Thurs – Sat 23:00 – 23:30 Sun
Opening hours	09:00 – 23:00 Mon – Wed 09:00 – 01:30 Thurs – Sat 09:00 – 00:00 Sun

- 2.10 A copy of the current premises licence is produced in Annex 1.

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

2.12 The nearby licensed premises are set out below with their permitted licensable hours:

- (1) Tirana 2, Bar Restaurant, 47 Green Lanes, LONDON, N13 4TD: Open until 3am Friday to Sunday, 11pm Monday to Thursday.
- (2) Luxe Lounge, 6 Green Lanes, LONDON, N13 6JR. Licence recently revoked but was previously open until midnight Monday to Saturday, and until 11.30pm Sunday.
- (3) The Truth, 30-32 Green Lanes, LONDON, N13 6HT: Open until 11pm daily.
- (4) Illyrian Grill House, 55-57 Green Lanes, LONDON, N13 4TD: Open until midnight daily.

2.13 Photos of the premises and the area are seen below:

Photo 1:



Photo 2:



Photo 3:



And opposite the premises:

Photo 4:



### 3 THIS APPLICATION – VARIATION OF PREMISES LICENCE LN/201300438:

- 3.1 A copy of the variation application is produced in Annex 2.
- 3.2 The variation application seeks to increase the licensable hours/activities, as follows:

**Table 2:**

Activity	Current Times	Proposed Times
Supply of Alcohol	09:00 – 22:30 – Mon – Wed 09:00 – 01:00 Thurs – Sat 09:00 – 23:30 Sun	No change – Sun - Wed 09:00 – 02:00 - Thurs – Sat
Live Music	20:00 – 01:30 Thurs – Sun 20:00 – 00:00 Sun	09:00 – 23:00 Mon – Wed 09:00 – 02:30 Thurs - Sat 09:00 – 00:00 Sun
Recorded Music	09:00 – 23:00 Mon – Wed 09:00 – 01:30 Thurs – Sat 09:00 – 00:00 Sun	No change – Sun - Wed 09:00 – 02:30 - Thurs – Sat
Performance of Dance	09:00 – 23:00 Mon – Wed 09:00 – 01:30 Thurs – Sat 09:00 – 00:00 Sun	No change – Sun - Wed 09:00 – 02:30 - Thurs – Sat

Late Night Refreshment	23:00 – 01:00 Thurs – Sat 23:00 – 23:30 Sun	23:00 – 02:30 Thurs – Sat No change - Sun
Opening hours	09:00 – 23:00 Mon – Wed 09:00 – 01:30 Thurs – Sat 09:00 – 00:00 Sun	No change – Sun – Wed 09:00 – 03:00 Thurs – Sat

3.3 Additional conditions were offered by the premises licence holder, see Annex 3.

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

#### 4.0 RELEVANT REPRESENTATIONS:

4.1 **Metropolitan Police** - Representation was received on behalf of the Metropolitan Police, objecting to the extension of hours, under the Prevention of Crime and Disorder and Prevention of Public Nuisance licensing objectives. A copy of the Police representation can be found in Annex 4.

4.2 Licensing Authority – Representation was received on behalf of the Licensing Authority, objecting to the variation application in full, namely the extension of hours, under the Protection of Children from Harm, Prevention of Public Nuisance and Prevention of Crime and Disorder licensing objectives. A copy of the Licensing Authority representation can be found in Annex 5.

4.3 **Premises Licence Holder** – No representation has been received on behalf of the premises licence holder, Selishta Xhevdet, at the time this report was being prepared.

#### 5 PROPOSED LICENCE CONDITIONS:

5.1 The conditions arising from this variation application and the Licensing Authority representation are produced in Annex 6.

5.2 The premises licence holder, Selishta Xhevdet, has not indicated any agreement to the Licensing Authority conditions at the time this report was prepared. Note that Condition 14 needs amending with more information from the premises licence holder.

5.3 The conditions sought by the Licensing Authority may only be applied to the licence if the Licensing Sub-Committee are minded to grant the variation application in full or in part, namely if any extension to hours is granted.



## **6.0 RELEVANT LAW, GUIDANCE & POLICIES:**

6.1 The paragraphs below are extracted from either :

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

6.1.2 the Guidance issued by the Secretary of State to the Home Office of April 2023 ('Guid'); or

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

### **General Principles :**

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

6.3 The licensing objectives are :

6.3.1 the prevention of crime and disorder;

6.3.2 public safety;

6.3.3 the prevention of public nuisance; &

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

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

6.4.1 the Council's licensing policy statement; [Pol]&

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

### **Hours:**

6.5 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]

6.6 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].

6.7 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].

- 6.8 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].
- 6.9 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].
- 6.10 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].
- 6.11 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].

## **7.0 DECISION:**

- 7.1 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].

- 7.2 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:
  - 7.2.1 the steps that are appropriate to promote the licensing objectives;
  - 7.2.2 the representations (including supporting information) presented by all the parties;
  - 7.2.3 the guidance; and
  - 7.2.4 its own statement of licensing policy [Guid 9.38].
  
- 7.3 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:
  - 7.3.1 to grant the application subject to the mandatory conditions and such conditions as it considers necessary for the promotion of the licensing objectives;
  - 7.3.2 to exclude from the scope of the licence any of the licensable activities to which the application relates;
  - 7.3.3 to reject the application [Act s.18].

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

**Contact Officer :**  
**Ellie Green on 0208 1322 128**

## 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	09:00-00:00
Monday	09:00-23:00
Tuesday	09:00-23:00
Wednesday	09:00-23:00
Thursday	09:00-01:30
Friday	09:00-01:30
Saturday	09:00-01:30
Non-Standard Timings & Seasonal Variations	

Location	On supplies
Activity	Supply of Alcohol
Sunday	09:00-23:30
Monday	09:00-22:30
Tuesday	09:00-22:30
Wednesday	09:00-22:30
Thursday	09:00-01:00
Friday	09:00-01:00

<b>Saturday</b>	<b>09:00-01:00</b>
<b>Non-Standard Timings &amp; Seasonal Variations</b>	

<b>Location</b>	<b>Indoors</b>
<b>Activity</b>	<b>Live Music</b>
<b>Sunday</b>	<b>20:00-00:00</b>
<b>Monday</b>	-
<b>Tuesday</b>	-
<b>Wednesday</b>	-
<b>Thursday</b>	<b>20:00-01:30</b>
<b>Friday</b>	<b>20:00-01:30</b>
<b>Saturday</b>	<b>20:00-01:30</b>
<b>Non-Standard Timings &amp; Seasonal Variations</b>	

<b>Location</b>	<b>Indoors</b>
<b>Activity</b>	<b>Recorded Music</b>
<b>Sunday</b>	<b>09:00-00:00</b>
<b>Monday</b>	<b>09:00-23:00</b>
<b>Tuesday</b>	<b>09:00-23:00</b>
<b>Wednesday</b>	<b>09:00-23:00</b>
<b>Thursday</b>	<b>09:00-01:30</b>
<b>Friday</b>	<b>09:00-01:30</b>
<b>Saturday</b>	<b>09:00-01:30</b>
<b>Non-Standard Timings &amp; Seasonal Variations</b>	

<b>Location</b>	<b>Indoors</b>
<b>Activity</b>	<b>Performance of Dance</b>
<b>Sunday</b>	<b>09:00-00:00</b>
<b>Monday</b>	<b>09:00-23:00</b>
<b>Tuesday</b>	<b>09:00-23:00</b>
<b>Wednesday</b>	<b>09:00-23:00</b>
<b>Thursday</b>	<b>09:00-01:30</b>
<b>Friday</b>	<b>09:00-01:30</b>
<b>Saturday</b>	<b>09:00-01:30</b>
<b>Non-Standard Timings &amp; Seasonal Variations</b>	

<b>Location</b>	<b>Indoors</b>
<b>Activity</b>	<b>Late Night Refreshment</b>
<b>Sunday</b>	<b>23:00-23:30</b>
<b>Monday</b>	-
<b>Tuesday</b>	-

<b>Wednesday</b>	-
<b>Thursday</b>	<b>23:00-01:00</b>
<b>Friday</b>	<b>23:00-01:00</b>
<b>Saturday</b>	<b>23:00-01:00</b>
<b>Non-Standard Timings &amp; Seasonal Variations</b>	

**Part 2**

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

**Name:** Selishta Xhevdet

**Address:** [REDACTED]

**Registered number of holder (if applicable):**

12123757

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

**Name:** Selishta Xhevdet

**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 Haringey

**Signed** [REDACTED]

**Date:** 11 September 2023

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. A digital CCTV system shall be installed in the premises and shall comply with the following criteria:**
  - (a) Camera(s) must be sited to observe the entrance doors from both inside and outside.**
  - (b) Camera(s) on the entrance must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification.**
  - (c) Camera(s) must be sited to cover all areas to which the public have access, excluding toilets if onsite.**
  - (d) Provide a linked record of the date, time of any image.**
  - (e) Provide HD digital quality images in colour during opening times.**
  - (f) Have a monitor to review images and recorded quality.**
  - (g) Be regularly maintained to ensure continuous quality of image capture and retention.**
  - (h) Member of staff trained in operating CCTV at venue during times open to the public.**
  - (i) Digital images must be kept for 31 days. The equipment must have a suitable export method, e.g. CD/DVD writer so that Police can make an evidential copy of the data they require. Copies must be available within seven (7) days to Police on request however should be supplied as soon as practicable as the evidential need dictates.**
  
- 3. In the event that crime or serious disorder is, or appears to have been, committed on the premises, the management shall immediately ensure that:**
  - (a) The police and, where appropriate, the London Ambulance Service, are called immediately.**
  - (b) As far as is safe and reasonably practicable, all measures will be taken to apprehend any identified suspects pending the arrival of the police.**
  - (c) As far as is safe and reasonably practicable, all measures will be taken to preserve any identified crime scene pending the arrival of the police.**
  - (d) Any and all appropriate measures are taken to fully protect the safety of all persons present on the premises at all times during operating hours.**
  
- 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. The DPS and/or manager of the premises shall carry out a dynamic risk assessment in order to determine whether any SIA security is required.**

**6. When the risk assessment identifies that SIA are required, SIA registered door supervisors shall be employed in order to supervise admissions to and departures from the premises and to ensure that the premises maximum accommodation limit is not exceeded. The SIA details shall be recorded each night they are on duty.**

**7. There shall be no entry or re-entry of patrons to the premises after 0000 hours Monday to Sunday with the exception of smokers using the designated smoking area.**

**8. 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 they should not consume alcohol in the street if requested to stop by an authorised person. These notices shall be positioned at eye level and in a location where they can be read by those leaving the premises.**

**9. Alcohol shall only be served to people taking table meals or waiting to be seated for a meal.**

**10. 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.**

**11. 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.**

**12. A 'Think 25' proof of age scheme shall be operated, and relevant material shall be displayed at the premises.**

**13. A record of refused sales shall be kept on the premises and completed when necessary. This record shall contain the date and time of the refusal, a description of the customer, the name of the staff member who refused the sale, and the reason the sale was refused. 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.**

**14. 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. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.

15. With the exception of access and egress, all doors and windows shall be closed when the premises are in use for the purpose of regulated entertainment.

16. The management shall make subjective assessments of noise levels outside at the perimeter of the premises when 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 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.

17. The Designated Premises Supervisor shall regularly check the refusals system to ensure it is being consistently used by all staff.

18. No more than 5 persons shall be permitted to smoke outside the front of the premises at any one time. The area shall be adequately supervised to control the number and behaviour of patrons and to ensure that there is no public nuisance or obstruction of the public highway. Notices shall be displayed in the area specifying these terms and asking patrons to use the area quietly.

19. No collections of waste or recycling materials (including bottles) from the premises shall take place between 21.00 and 08.00 on the following day.

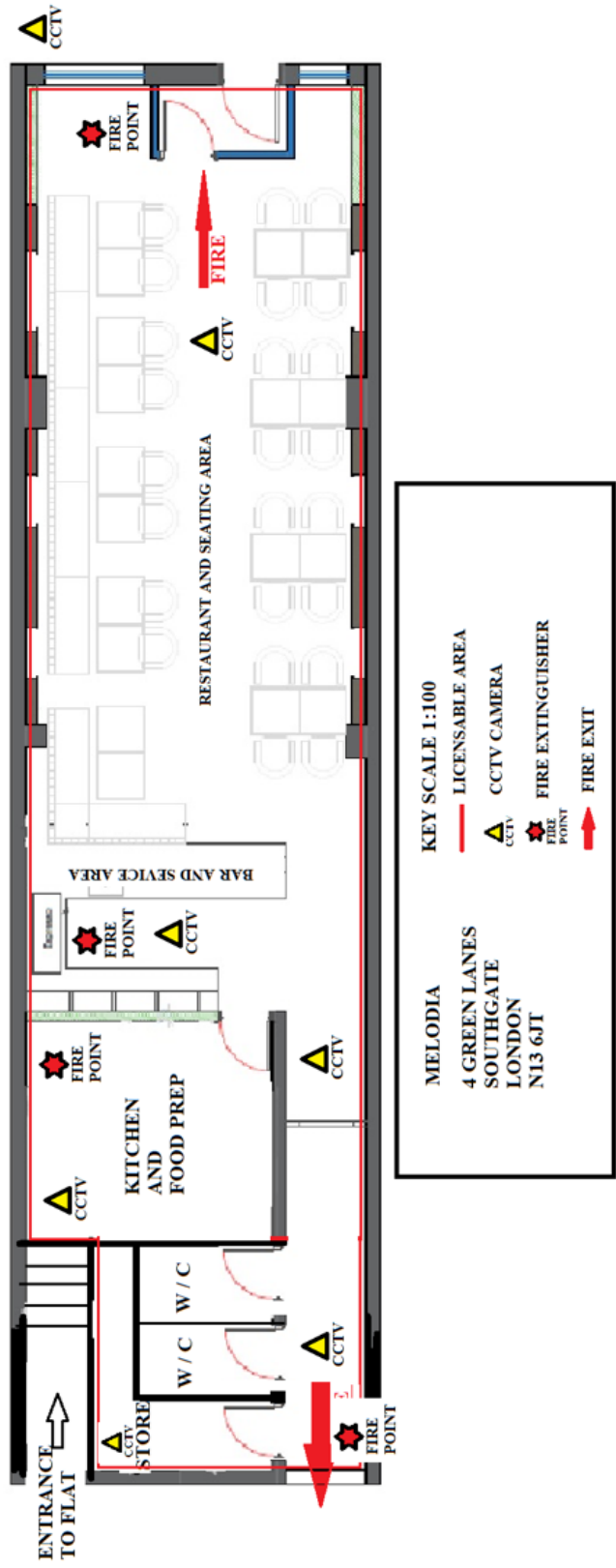
20. No deliveries to the premises shall take place between 21.00 and 08.00 on the following day.

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

**Not applicable**



Annex 4 – Plans



## **Annex 1 – Mandatory Conditions**

### **Mandatory conditions where the licence authorises the sale of alcohol (Note: Conditions 4, 5, and 7 relate to on-sales only)**

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

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.  
(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises
  - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to:
    - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
    - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
  - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
  - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
  - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
  - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.  
(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.  
(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either -

- (a) a holographic mark, or
- (b) an ultraviolet feature.

7. The responsible person must ensure that –

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -

- (i) beer or cider: ½ pint;
- (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

A responsible person in relation to a licensed premises means the holder of the premise licence in respect of the premises, the designated premises supervisor (if any) or any individual aged 18 or over who is authorised by either the licence holder or designated premises supervisor. For premises with a club premises certificate, any member or officer of the club present on the premises in a capacity that which enables him to prevent the supply of alcohol.

8 (i) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

(ii) For the purposes of the condition set out in paragraph 8(i) above -

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) "permitted price" is the price found by applying the formula -

$$P = D + (D \times V)$$

Where -

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

**Supply of alcohol under a Club Premises Certificate**

The mandatory conditions 4 to 8 above will apply. If the club premises certificate authorises the supply of alcohol for consumption off the premises, the following three mandatory conditions must also be included:

1. The supply of alcohol for consumption off the premises must be made at a time when the premises are open for the purposes of supplying alcohol to members of the club for consumption on the premises.
2. Any alcohol supplied for consumption off the premises must be in a sealed container.
3. Any alcohol supplied for consumption off the premises must be made to a member of the club in person.

**Supply of alcohol from community premises**

The following mandatory condition will replace the first three mandatory conditions above when an application is made for a premises licence by the management committee of community premises and the licensing authority also grants an application for this alternative licence condition to be included in the licence:

1. Every supply of alcohol under the premises licence must be made or authorised by the [management committee / management board / board of trustees].

**Mandatory condition when a premises licence or a club premises certificate authorises the exhibition of films**

9. Admission of children to the premises must be restricted in accordance with the film classification recommended by the British Board of Film Classification or recommended by this licensing authority as appropriate.

**Mandatory Condition relating to door supervision which only applies where a premises licence includes a condition that one or more individuals must be at the premises to carry out a security activity**

10. All persons guarding premises against unauthorised access or occupation or against outbreaks of disorder or against damage (door supervisors) must be licensed by the Security Industry Authority.

**London Borough of Enfield**
**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.

I/ **XHEVDET SELISHTA**

*(Insert name(s) of applicant)*

**being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below**

<b>Premises licence number</b>	<b>LN/201300438</b>
--------------------------------	---------------------

**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description

**MELODIA  
4 GREEN LANES  
LONDON  
N13 6JT**

Post town	<b>LONDON</b>	Postcode	<b>N13 6JT</b>
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Telephone number at premises (if any)	██████████
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Non-domestic rateable value of premises	<b>£ 21,000</b>
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**Part 2 – Applicant details**

Daytime contact telephone number	██████████
----------------------------------	------------

E-mail address	██████████
----------------	------------

Current postal address if different from premises address	██████████
---	------------

Post town	██████████,	Postcode	██████████
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**Part 3 - Variation**

Please tick as appropriate

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

If not, from what date do you want the variation to take effect? DD MM YYYY  

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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 see guidance note 2)  
**VARIATION APPLICATION TO EXTEND THE CURRENT LICENSING HOURS**

If your proposed variation would mean that 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 see guidance note 3) Please tick all that apply**

- 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**

A

Plays Standard days and timings (please read guidance note 8)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					



## B

Films Standard days and timings (please read guidance note 8)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input 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)		
Mon					
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 7)
Fri			
Sat			
Sun			

## D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

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)					
Mon	09:00	23:00						
Tue	09:00	23:00						
Wed	09:00	23:00				<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
Thur	09:00	02:30						
Fri	09:00	02:30				<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)		
Sat	09:00	02:30						
Sun	09:00	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)					
Mon	09:00	23:00						
Tue	09:00	23:00						
Wed	09:00	23:00				<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Thur	09:00	02:30						
Fri	09:00	02:30				<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	09:00	02:30						
Sun	09:00	00:00						

G

Performances of dance Standard days and timings (please read guidance note 8)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	09:00	23:00	<u>Please give further details here</u> (please read guidance note 5)		
Tue	09:00	23:00			
Wed	09:00	23:00	<u>State any seasonal variations for the performance of dance</u> (please read guidance note 6)		
Thur	09:00	02:30			
Fri	09:00	02:30	<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat	09:00	02:30			
Sun	09:00	00:00			

H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon	09:00	23:00		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	09:00	23:00	<b><u>Please give further details here</u></b> (please read guidance note 5)		
Wed	09:00	23:00			
Thur	09:00	02:30	<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 6)		
Fri	09:00	02:30			
Sat	09:00	02:30	<b><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u></b> (please read guidance note 7)		
Sun	09:00	00:00			

I

Late night refreshment Standard days and timings (please read guidance note 8)			<u>Will the provision of late night refreshment 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			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 6)		
Thur	23:00	02:30			
Fri	23:00	02:30	<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)		
Sat	23:00	02:30			
Sun					



J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input checked="" type="checkbox"/>	
				Off the premises	<input type="checkbox"/>	
Day	Start	Finish		Both	<input type="checkbox"/>	
Mon	09:00	22:30	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 6)			
Tue	09:00	22:30				
Wed	09:00	22:30				
Thur	09:00	02:30		<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)		
Fri	09:00	02:30				
Sat	09:00	02:30				
Sun	09:00	23:30				

K

<p><b>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).</b></p> <p style="text-align: center;">NONE</p>
--

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 8)			<b>State any seasonal variations</b> (please read guidance note 6)
Day	Start	Finish	
Mon	09:00	23:00	
Tue	09:00	23:00	
Wed	09:00	23:00	
Thur	09:00	03:00	
Fri	09:00	03:00	
Sat	09:00	03:00	
Sun	09:00	00:00	<b>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</b> (please read guidance note 7)

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.

Please tick as appropriate

- 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 not enclosed the premises licence or relevant part of premises licence.

**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 and e) (please read guidance note 11)**

PLEASE SEE ATTACHED OPERATING SCHEDULE

**b) The prevention of crime and disorder**

PLEASE SEE ATTACHED OPERATING SCHEDULE

**c) Public safety**

PLEASE SEE ATTACHED OPERATING SCHEDULE

**d) The prevention of public nuisance**

PLEASE SEE ATTACHED OPERATING SCHEDULE

**e) The protection of children from harm**

PLEASE SEE ATTACHED OPERATING SCHEDULE

Checklist:

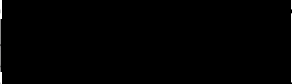
Please tick to indicate agreement

- 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** (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	17th October 2023
Capacity	DULY AUTHORISED AGENT

**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	

**Contact name (where not previously given) and address for correspondence associated with this application** (please read guidance note 15)

NTAD CONSULTANTS LTD  
NOEL A SAMAROO  
105 STONE COURT  
CRAWLEY

Post town	CRAWLEY	Post code	RH10 7RY
Telephone number (if any)	075 4444 0655		
E-mail address	info@ntadconsultants.com		

## Notes for Guidance

**This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.**

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. Describe the premises. For example, the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. In terms of specific regulated entertainments please note that:
  - Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
  - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
  - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
  - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
  - Live music: no licence permission is required for:
    - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
    - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
    - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
    - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
  - Recorded Music: no licence permission is required for:
    - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community

premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.

- any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
  - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
    - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
    - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
    - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
    - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
  5. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
  6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
  7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
  8. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
  9. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
  10. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
  11. Please list here steps you will take to promote all four licensing objectives together.
  12. The application form must be signed.
  13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
  14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
  15. This is the address which we shall use to correspond with you about this application.

# OPERATING SCHEDULE

**MELODIA  
4 GREEN LANES  
LONDON  
N13 6JT**

## **General outline of the application**

This premises has benefited from a premises licence LN/201300438 and has operated without incident since 2013.

This is a Variation application to extend the operating hours, designed for a fully functioning Restaurant/Bar and Lounge to operate from the premises with Robust Conditions to ensure there is no negative impact on the Licensing Objectives or the Local community.

This Premises has submitted over the past 3 months many TEN applications for later hours all without incident or complaint, for a more permanent solution we have submitted this Variation.

To support this application, we have also revised the operating schedule to ensure that it is comprehensive and robust to ensure the licencing objectives are upheld.

## **The Prevention of Crime and Disorder**

In the event that crime or serious disorder is, or appears to have been, committed on the premises, the management will immediately ensure that:

- (a) The police and, where appropriate, the London Ambulance Service, are called immediately.
- (b) As far as is safe and reasonably practicable, all measures will be taken to apprehend any identified suspects pending the arrival of the police.
- (c) As far as is safe and reasonably practicable, all measures will be taken to preserve any identified crime scene pending the arrival of the police.
- (d) Any and all appropriate measures are taken to fully protect the safety of all persons present on the premises at all times during operating hours.

An incident log shall be kept at the premises and made available on request to the police.

or an authorised officer, which will record:

- (a) Any and all allegations of crime or disorder reported at the venue
- (b) Any and all complaints received by any party
- (c) Any faults in the CCTV system
- (d) Any visit by a relevant authority or emergency service
- (e) Any and all ejections of patrons



(f) Any refusal of the sale of alcohol

A digital CCTV system shall be installed in the premises and shall comply with the following criteria:

- (a) Camera(s) must be sited to observe the entrance doors from both inside and outside.
- (b) Camera(s) on the entrance must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification.
- (c) Camera(s) must be sited to cover all areas to which the public have access, excluding toilets if onsite.
- (d) Provide a linked record of the date, time of any image.
- (e) Provide HD digital quality images in colour during opening times.
- (f) Have a monitor to review images and recorded quality.
- (g) Be regularly maintained to ensure continuous quality of image capture and retention.
- (h) Member of staff trained in operating CCTV at venue during times open to the public.
- (i) Digital images must be kept for 31 days. The equipment must have a suitable export method, e.g. CD/DVD writer so that Police can make an evidential copy of the data they require. Copies must be available within seven (7) days to Police on request however should be supplied as soon as practicable as the evidential need dictates.

The premises will operate the 'Challenge 25' proof of age scheme.

- (a) All staff will be fully trained in its operation.
- (b) Only physical production of suitable forms of photographic identification, such as passport or UK driving licence, or a holographically marked PASS scheme card, will be accepted. A screenshot or digital document copy will not be sufficient

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

A record of refused sales shall be kept on the premises and completed when necessary. This record shall contain the date and time of the refusal, a description of the customer, the name of the staff member who refused the sale, and the reason the sale was refused. 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.

The Designated Premises Supervisor shall regularly check the refusals system to ensure it is being consistently used by all staff.

The licensee shall ensure that all staff are trained on relevant matters, including the conditions of the premises licence, age restricted products and the operation of the CCTV system and how to deal with visits from authorised officers. The licensee shall keep written records of training and instructions given to each member of staff, detailing the areas covered to include the Licensing Objectives, identifying persons under 25, making a challenge, acceptable proof of age & checking it, making & recording a refusal, avoiding conflict & responsible alcohol retailing. Staff shall sign

to confirm that they have received and understood the training. All staff who work at the till will be trained for their role on induction and be given refresher training every six months. The written training records kept for each staff member will be produced to police & authorised council officers on request.

The premises licence holder shall endeavour to eliminate or minimise any nuisance arising out of its licensable activities. In doing so the premises licence holder will work with enforcement authorities where any issues are identified. A complaints procedure will be maintained in order that local residents have a means of contact if necessary. A direct telephone number for the manager at the premises shall be publicly available at the times the premises is open. The telephone number is to be made available to residents and businesses in the vicinity.

The area shall be adequately supervised to control the number and behaviour of patrons and to ensure that there is no public nuisance or obstruction of the public highway. Notices shall be displayed in the area specifying these terms and asking patrons to use the area quietly.

The premises shall operate a zero-tolerance policy to drugs. At least three prominent, clear and legible notices shall be displayed warning of zero tolerance to drugs use.

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.

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. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.

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 they should not consume alcohol in the street if requested to stop by an authorised person. These notices shall be positioned at eye level and in a location where they can be read by those leaving the premises.

A min of 2 SIA registered door supervisors will be deployed in order to supervise admissions to and departures from the premises and to ensure that the premises maximum accommodation limit is not exceeded.

There shall be no entry or re-entry of patrons to the premises after the premises are closed and no entry or re-entry of patrons after 01:30 hours Thursday to Saturday.

A personal licence holder shall be on the premises at all times that intoxicating liquor is being supplied.

## **The Prevention of Public Nuisance**

No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

The premises licence holder shall ensure that the pavement from the building line to the kerb edge immediately outside the premises, including the gutter/channel at its junction with the kerb edge, is kept clean and free from litter at all material times to the satisfaction of the Licensing Authority.

No collections of waste or recycling materials (including bottles) from the premises shall take place between 21.00 and 08.00 on the following day.

No deliveries to the premises shall take place between 21.00 and 08.00 on the following day.

No fumes, steam or odours shall be emitted from the licensed premises to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.

A 'Think 25' proof of age scheme shall be operated, and relevant material shall be displayed at the premises.

All staff involved in the sale of alcohol shall receive induction and refresher training (at least every six months) relating to the sale of alcohol and the times and conditions of the premises licence. Training shall include obligations under the Licensing Act 2003, offences under the Act, underage sales, proxy sales, sales of alcohol to drunks, awareness and application of policies particular to the premises, Think 25 and acceptable forms of ID.

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.

## **The Promotion of Public Safety**

The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.

The means of escape provided for the premises shall be maintained unobstructed,

free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.

The DPS will ensure that the premises operates in line with existing health and safety legislation and is aware that it is also the responsibility of the premises licence holder that this legislation is adhered to.

### **The Protection of Children from Harm**

A challenge 25 proof of age scheme shall operate at the premises.

Signage shall be displayed advising customers that the scheme is in place. All staff authorised to sell alcohol will be trained in the Challenge 25 scheme and this training will be documented to include the date the training was given, the name of the person who gave the training, the person who received the training and signatures by both trainer and trainee.

The DPS will ensure that all staff receive fully documented training in relation to Challenge 25 and the licensing Objectives. A refusal book will be kept on the premises for inspection by the authorities. All necessary signage will be displayed with regard to challenge 25 and the fact that NO ID NO SALE policy is in place.



Licensing Authority  
Civic Centre  
Silver Street  
London  
EN1 3XA

Licensing Unit  
Edmonton Police Station  
462 Fore Street,  
London  
N9 0PW  
PC Jade HAYNES 3719NA

[www.met.police.uk](http://www.met.police.uk)

11th November 2023

### Police Representation

#### APPLICATION FOR A PREMISES LICENCE VARIATION – MELODIA, 4 GREEN LANES, LONDON, N13 6JT

Dear Licensing Team,

This application is submitted by the PLH of the above business in regards to a premises licence variation to which they wish to extend their hours and have regulated entertainment with late night refreshments. (LN/201300438).

The police wish to make representations under the licencing objectives of, **Prevention of crime and disorder, and prevention of public nuisance**. We have concerns in regards to the terminal hour which is being proposed, the dispersal of customers and noise nuisance which can come from this and also the regulated entertainment being requested.

The operating times for licenced activities requested are as follows:

#### **Live music – Recorded music – Performance of dance**

Mon – Wed – 0900 – 2300

Thurs – Sat – 0900 – 0230

Sun – 0900 – 0000

**LNR** - Thurs – Sat – 2300 – 0230

#### **Alcohol**

Mon – Wed – 0900 – 2230

Thurs – Sat – 0900 – 0230

Sun – 0900 – 2330

### Hours open to the public

Mon – Wed – 0900 – 2300

Thurs – Sat – 0900 – 0300

Sun – 0900 - 0000

The geographical location of the venue is set on a fairly busy high road. There are also residential side roads within close proximity of the venue and also residential flats directly above the premises. To the point that on a visit to the venue the PLH told us there was a baby living above the premises. There is not a train station within close proximity to the venue this is a good walk away, there is palmers Green station this would involve having to cross over the A406, the other nearest would be Wood Green but again this would be a fair walk which could result in being unsafe for intoxicated people with passing vehicles. This could also pose a danger to vulnerable customers which could enter and attend the venue if they cannot afford a taxi later that night, this would be another high concern for police in relation to **VAWG** (violence against women & Girls) which is a priority topic at this current time to the point where the police are setting Ten new commitments on how to reduce this and public meetings are taking place in regards to this, the one for Enfield borough held on 25<sup>th</sup> October. Directly outside the venue there is a bus stop.

The venue previously submitted a licence variation in August 2023 which was later withdrawn by the venue. On Thursday 24<sup>th</sup> August 2023, police licensing officers and Enfield LA Licensing attended the venue for a licensing inspection. Officers were met with the PLH who showed us around the venue and assisted officers with completing a licensing check. The PLH was helpful to police and engaged with officers in regards to the business. A form 695B was completed and it resulted to a warning letter sent from police licencing to the venue on 27/08/2023 for breaches which were found for the venue. During this inspection it was revealed that, not one but seven concerns or licensing conditions were not being upheld by the Venue.

- 1) The visit revealed that despite the fact there was CCTV on the premises the DPS did not know how to operate the CCTV and there was no other staff on premises able to operate either.
- 2) There was no age verification policy in place as required by Annex 2 – Point 2.
- 3) No signs were prominently displayed on the exit doors advising customers that the premises was in a Drinking Control Area as required by Annex 2 – Point 2.
- 4) No documentation proving that staff had been trained relating to the sale of Alcohol was produced. Annex 2 – Point 5.
- 5) No record of refused sale were in existence or produced when requested. Annex 2 – Point 7.
- 6) No prominent Clear and legible notices were displayed at exits requesting customers respect the needs of local residents and leave the area quietly. Annex 2 – Point 8.
- 7) The DPS admitted he did not make noise assessments nor did he have records recording these assessments. Annex 2 – Point 10.

**Since this visit the police have been informed that the DPS has rectified these breaches in regards to the documentations.** The venue also arranged for an email to be sent to licensing team showing that these changes were made. To confirm this the police licensing team attended the venue on Monday 09/10/2023 to confirm this was the case and it was shown that the above signage and log books had indeed been rectified.

However, at the time of the above previous variation application, prior to it being withdrawn, the police were made aware by the LA that the following complaint had been made against the venue in regards to someone not wanting them to have an alcohol licence, this was for the following reason:

“they drink and urinate on the street, they are very noisy, they are professional criminals, they have connections with those at No 6 proof the murder from Berkshire Garden, they are dangerous people, they will bring more violence and crime in to our neighbourhood.”

We the police have assessed the application and the Operating schedule submitted by the applicant describing the steps intended to be taken by him in order to promote the four Licensing Objectives of:

- 1) The Prevention Of Crime and Disorder
- 2) Public Safety
- 3) The prevention of Public Nuisance
- 4) The protection of children from Harm

However, it is of the police's opinion that the PLH has only been running this venue for a short period of time, since March. Although the issues highlighted above shows that they have been rectified, this is only the case as police visited the venue and pointed them out to him. The business is a new running business and should not have been breaching their licence at all, let alone this early on in holding it. Although the venue have been holding TENS for a period of time for these hours, it was advised to the PLH that these be used whilst the venue is still starting up so that the PLH can ensure he is upholding the licensing objectives and prove his self to be a reliable premises licence holder, and demonstrate his understanding of this responsibility, as he could not one month into holding the licence do this. TENS are a temporary measure only and not a permanent measure therefore by having a TENS this is a chance to prove one's self and demonstrate this to the Police and Local authority not a permanent change which if this variation was to go ahead would be and would be very premature in the premises current licence. It is not of the Police opinion that this has been long enough and that it was only TWO months ago that breaches were found with the venue without an extension being granted. It is therefore feared that should this variation go ahead, of further licensing hours, the licence could be breached by the venue which will then result in a future review to then reduce the licensing hours again at a minimum option.

Further to this the venue is imbedded on a busy high street with residents living directly above the venue. Although the premises itself have run TENS for booked events at the venue on the weekend, namely Saturday night, the Police believe that to ask and expect the venue to be open and running operationally until 0300hours Thursday, Friday and Saturday EVERY week would give a detrimental effect on the immediate residents above and impact their day to day life. Not only does the PLH want to be open until this time but also wants live music until 0230hours which in itself can generate a lot of noise. The odd weekend for a pre booked table only event is a different effect to living with the impact of it on a constant weekly basis. Although measures can be inputted by the venue such as sound eliminators this does not negate the fact that the venue will be running into the early hours three days a week. This would not stop

the natural noise of intoxicated people leaving the venue at the early hours of 0300 for 3 days of the week constantly, not to mention that a Friday is classed as a working day for the majority of people. The dispersal alone of people awaiting to leave whether on foot, by taxi, or by bus will still generate a loitering purpose within the location. This will be a permanent hour for the premises, it could cause a huge impact on local residents. Although you could argue that there is a bus stop directly outside the venue and that this will disperse people quickly, it also gives a route directly outside for more new comers to come at 0100hours, in which people will travel just for the fact that it is a late night opening venue. There is only one night bus which leaves from the location. Looking at the time table this does come every 10 minutes IF there are no delays, however 10 minutes is a long time for party goes to disrupt the lively hood of locals at 0300hours, not to mention this could cause an increase on alcohol fuelled crime and disorder in the locality. The time table is shown below.

## Bus timetable

**N29** Towards Little Park Gardens

Berkshire Gardens  
Stop: **BS** [Edit](#)

Friday Night/Saturday Morning

Please select a time period to view off-peak journey times in minutes.

**First Bus - 01:44** >

01:54 to 02:00 01:54 >

02:00 to 06:00 Every 7-10 minutes >

**Last Bus - 06:09** >

**N29** Towards Little Park Gardens

Berkshire Gardens  
Stop: **BS** [Edit](#)

Mo-Th Nights/Tu-Fr Morning

Please select a time period to view off-peak journey times in minutes.

**First Bus - 01:38** >

01:48 to 02:00 01:48 >  
01:58 >

02:00 to 06:00 Every 8-10 minutes >

**Last Bus - 06:09** >

The venue was originally given the premises licence for the venue to be a restaurant and as per their current licence conditions the following condition applies,

**Alcohol shall only be served to people taking table meals or waiting to be seated for a meal. Annex 2 – Point 3**

As a bigger picture, it is not just an extension of hours that the premises are seeking, the venue itself is transforming from a restaurant into a bar as stated in the proposed operating schedule stating ‘fully functioning Restaurant/Bar and Lounge.’ Therefore the whole venue itself is changing, and would this condition still apply and if so how would it apply? It is feared that this is no longer going to be a sit down meal restaurant with drinks but now a full on night time economy bar attracting more clientele from afar and even passer-by’s who will be drawn in by the sound of music of a live band and late opening hours. The provision of LNR can also be argued on two sides, yes indeed the venue can be supplying LNR in order to help prevent intoxicated people, but this could also attract already intoxicated people passing into the venue for something to eat. At the time of entry the venue staff may not feel that they are too intoxicated however, each individual have their own drinking limits and quite often it is just that one extra drink that puts them into a dangerous state for themselves. It may seem that it is just one drink but the effects of alcohol can be the same of which a drug would give, it effects a person cognitive functions. This was not something that was highlighted for the venues TENS as these were pre booked parties and not open to the public therefore it would have been



easier for staff to keep track of drinks. Whereas now there could be a constant change of influx of people coming and going from the venue. The restaurant is being used as a club/dance club during the TENS as this can be evidenced on Tic Toc, Face book and Instagram and this is not what the premises is designed to be or was given a licence for so varying this to allow this to become a lounge bar is a totally different premises other than intended.

### **In summary**

We the Police **object** to the variation of the hours being extended under the licensing objective of **Prevention of Crime and Disorder and Prevention of public nuisance**.

Although the premises have been running TENS applications for a period over the last few months, breaches have also been found two months ago. Whilst these have been addressed by the PLH, it shouldn't have been breaching the licencing conditions that early in being a premises licence holder. Furthermore whilst the TENS have been approved, the odd event is a substantial difference to being a regular thing of being open to that hours. The tens were based and judged on their own merit where events or parties were booked in advanced. Whereas if the venue is open as a general for this time it will not be booked events and parties only and therefore the risk increases. The PLH has had 14 TENS applications applied for this year, these are temporary, however if this variation is put forward for Thursday to Saturday to be opened until 0300hours this is no longer 14 times but is 156 occasions per calendar year for these external hours which is a substantial difference to only having 14 events.

The last entry proposed on the operating schedule from PLH is 0130hours Thursday to Saturday, this means with such a late entry time, how does the venue plan to cater for already intoxicated people arriving at the location to continue the party when it is not a pre booked event. We the police feel it is unreasonable and unfair for the local community to have a venue open this late when there are residential properties that surround it including above it. Only a few months ago there was a fatal shooting in the venue next door, this venue has been subject to a closure order, whilst this venue has not been identified as being directly involved in the incident, should this venue increase their hours of being opened until 0300hours, the clientele from the previous venue could then seek an opportunity to attend this venue instead as it will then not only be based on TENS for pre booked events and parties. This would concern police as this could give potential to add more risk a rise to crime and disorder, and could put this venue at risk of harm.

I reserve the right to provide further information to support this representation.

Regards,



PC HAYNES 3719NA

North Area Licensing Officer

## LICENSING AUTHORITY REPRESENTATION

This representation is made by Enfield's Licensing Enforcement Team and is made in consultation with and on behalf of the Trading Standards Service (inspectors of Weights & Measures), Planning authority, Health & Safety authority, Environmental Health authority and the Child Protection Board.

I confirm I am authorised to speak at any hearing on behalf of the Licensing authority, Trading Standards Service (inspectors of Weights & Measures), Planning authority, Health & Safety authority, Environmental Health authority, and Child Protection Board).

**Name and address of premises:** Melodia  
4 Green Lanes  
London  
N13 6JT

**Type of Application:** Variation - Premises Licence

I certify that I have considered the application shown above and **I wish to make representations** that the likely effect of the grant of the application is detrimental to the Licensing Objectives for the following reasons:

This is a premises licence variation application for a restaurant, bar and lounge to provide activities as follows:

Activity	Current Times	Proposed Times
Supply of Alcohol	09:00 – 22:30 – Mon – Wed 09:00 – 01:00 Thurs – Sat 09:00 – 23:30 Sun	No change – Sun - Wed 09:00 – 02:00 - Thurs – Sat
Live Music	20:00 – 01:30 Thurs – Sun 20:00 – 00:00 Sun	09:00 – 23:00 Mon – Wed 09:00 – 02:30 Thurs - Sat 09:00 – 00:00 Sun
Recorded Music	09:00 – 23:00 Mon – Wed 09:00 – 01:30 Thurs – Sat 09:00 – 00:00 Sun	No change – Sun - Wed 09:00 – 02:30 - Thurs – Sat
Performance of Dance	09:00 – 23:00 Mon – Wed 09:00 – 01:30 Thurs – Sat 09:00 – 00:00 Sun	No change – Sun - Wed 09:00 – 02:30 - Thurs – Sat
Late Night Refreshment	23:00 – 01:00 Thurs – Sat 23:00 – 23:30 Sun	23:00 – 02:30 Thurs – Sat No change - Sun
Opening hours	09:00 – 23:00 Mon – Wed 09:00 – 01:30 Thurs – Sat 09:00 – 00:00 Sun	No change – Sun – Wed 09:00 – 03:00 Thurs – Sat

The applicant applied to vary the hours and plan attached to the licence in August 2023. A joint Licensing Authority and Police licence inspection carried out on 24.08.23 demonstrated licence breaches. Proof of compliance was provided on 30.08.23. The part of the application to amend the times of that previous application withdrawn.

Several temporary events notices (TENs) have been submitted both before and since the last application was made however these were not submitted by the Premises Licence Holder/DPS.

The Licensing Authority has seen the Police representation and shares their concerns in relation to noise from the dispersal of customers during the early hours of the morning. There are residential premises above this parade of shops and also in nearby side streets.

### **Planning**

It is recommended that the applicant check their current planning permission to see if there are any conditions restricting their opening times or any conditions limiting the activities that can take place. Insufficient planning permission cannot prevent a licence from being granted, however, if businesses trade without planning permission they can be issued a formal enforcement notice by the Planning Enforcement Team. If they do not comply with the notice they can be prosecuted. If found guilty upon summary conviction, they will be guilty of an offence under planning law. Therefore, businesses must have the relevant planning permission AND licence in order to trade legally.

### **I wish to make representation on the following:**

- **Protection of Children from Harm**
- **Prevention of Public Nuisance**
- **Prevention of Crime and Disorder**

The Licensing Authority objects to the increase in hours.

However, if the licence is granted in full or in part the Licensing Authority recommends some amendments and additions to the conditions offered in the operating schedule. The conditions offered are listed below and the amendment/additions are in red font.

### **The Prevention of Crime and Disorder**

1. In the event that crime or serious disorder is, or appears to have been, committed on the premises, the management will immediately ensure that:
  - (a) The police and, where appropriate, the London Ambulance Service, are called immediately.
  - (b) As far as is safe and reasonably practicable, all measures will be taken to apprehend any identified suspects pending the arrival of the police.
  - (c) As far as is safe and reasonably practicable, all measures will be taken to preserve any identified crime scene pending the arrival of the police.
  - (d) Any and all appropriate measures are taken to fully protect the safety of all persons present on the premises at all times during operating hours.
2. An incident log shall be kept at the premises and made available on request to the police or an authorised officer, which will record:
  - (a) Any and all allegations of crime or disorder reported at the venue
  - (b) Any and all complaints received by any party
  - (c) Any faults in the CCTV system
  - (d) Any visit by a relevant authority or emergency service
  - (e) Any and all ejections of patrons
  - (f) Any refusal of the sale of alcohol
3. A digital CCTV system shall be installed in the premises and shall comply with the following criteria:
  - (a) Camera(s) must be sited to observe the entrance doors from both inside and outside.

- (b) Camera(s) on the entrance must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification.
- (c) Camera(s) must be sited to cover all areas to which the public have access, excluding toilets if onsite.
- (d) Provide a linked record of the date, time of any image.
- (e) Provide HD digital quality images in colour during opening times.
- (f) Have a monitor to review images and recorded quality.
- (g) Be regularly maintained to ensure continuous quality of image capture and retention.
- (h) Member of staff trained in operating CCTV at venue during times open to the public.
- (i) Digital images must be kept for 31 days. The equipment must have a suitable export method, e.g. CD/DVD writer so that Police can make an evidential copy of the data they require. Copies must be available within seven (7) days to Police on request however should be supplied as soon as practicable as the evidential need dictates.

4. The premises will operate the 'Challenge 25' proof of age scheme.

- (a) All staff will be fully trained in its operation.
- (b) Only physical production of suitable forms of photographic identification, such as passport or UK driving licence, or a holographically marked PASS scheme card, will be accepted. A screenshot or digital document copy will not be sufficient

Remove – duplicate condition

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

6. A record of refused sales shall be kept on the premises and completed when necessary. This record shall contain the date and time of the refusal, a description of the customer, the name of the staff member who refused the sale, and the reason the sale was refused. 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.

7. The Designated Premises Supervisor shall regularly check the refusals system to ensure it is being consistently used by all staff.

8. The licensee shall ensure that all staff are trained on relevant matters, including the conditions of the premises licence, age restricted products and the operation of the CCTV system and how to deal with visits from authorised officers. The licensee shall keep written records of training and instructions given to each member of staff, detailing the areas covered to include the Licensing Objectives, identifying persons under 25, making a challenge, acceptable proof of age & checking it, making & recording a refusal, avoiding conflict & responsible alcohol retailing. Staff shall sign to confirm that they have received and understood the training. All staff who work at the till will be trained for their role on induction and be given refresher training every six months. The written training records kept for each staff member will be produced to police & authorised council officers on request.

Remove – duplicate condition

I. The premises licence holder shall endeavour to eliminate or minimise any nuisance arising out of its licensable activities. In doing so the premises licence holder will work with enforcement authorities where any issues are identified. A complaints

procedure will be maintained in order that local residents have a means of contact if necessary. A direct telephone number for the manager at the premises shall be publicly available at the times the premises is open. The telephone number is to be made available to residents and businesses in the vicinity. Amend to: The management shall make subjective assessments of noise levels outside at the perimeter of the premises when 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 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. A telephone number for the manager shall be made available to residents upon request should they wish to report any noise issues.

9. The area shall be adequately supervised to control the number and behaviour of patrons and to ensure that there is no public nuisance or obstruction of the public highway. Notices shall be displayed in the area specifying these terms and asking patrons to use the area quietly.  
Amend to: From 23:00 until close no more than 5 persons shall be permitted to smoke outside the front of the premises at any one time. The area shall be adequately supervised to control the number and behaviour of patrons and to ensure that there is no public nuisance or obstruction of the public highway. Notices shall be displayed in the area specifying these terms and asking patrons to use the area quietly.
10. The premises shall operate a zero-tolerance policy to drugs. At least three prominent, clear and legible notices shall be displayed warning of zero tolerance to drugs use.
11. 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.
12. 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. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.
13. 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 they should not consume alcohol in the street if requested to stop by an authorised person. These notices shall be positioned at eye level and in a location where they can be read by those leaving the premises.
14. A min of 2 SIA registered door supervisors will be deployed in order to supervise admissions to and departures from the premises and to ensure that the premises maximum accommodation limit is not exceeded. Additional information required. What days and times will they work?
15. There shall be no entry or re-entry of patrons to the premises after the premises are closed and no entry or re-entry of patrons after 01:30 hours Thursday to Saturday. This time may need to be amended depending on what is granted.
16. A personal licence holder shall be on the premises at all times that intoxicating liquor is being supplied.

### **The Prevention of Public Nuisance**

17. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
18. The premises licence holder shall ensure that the pavement from the building line to the kerb edge immediately outside the premises, including the gutter/channel at its junction with the kerb edge, is kept clean and free from litter at all material times to the satisfaction of the Licensing Authority.
19. No collections of waste or recycling materials (including bottles) from the premises shall take place between 21.00 and 08.00 on the following day.
20. No deliveries to the premises shall take place between 21.00 and 08.00 on the following day.
21. No fumes, steam or odours shall be emitted from the licensed premises to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.
22. A 'Think 25' proof of age scheme shall be operated, and relevant material shall be displayed at the premises.
23. All staff involved in the sale of alcohol shall receive induction and refresher training (at least every six months) relating to the sale of alcohol and the times and conditions of the premises licence. Training shall include obligations under the Licensing Act 2003, offences under the Act, underage sales, proxy sales, sales of alcohol to drunks, awareness and application of policies particular to the premises, Think 25 and acceptable forms of ID.
24. 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.
25. The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order. **Remove – already a legal requirement.**
26. The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided. **Remove – already a legal requirement.**
27. The DPS will ensure that the premises operates in line with existing health and safety legislation and is aware that it is also the responsibility of the premises licence holder that this legislation is adhered to. **Remove – already a legal requirement.**

### **The Protection of Children from Harm**

28. A challenge 25 proof of age scheme shall operate at the premises. Signage shall be displayed advising customers that the scheme is in place. **Remove duplicate C23.**
29. All staff authorised to sell alcohol will be trained in the Challenge 25 scheme and this training will be documented to include the date the training was given, the name of the person who gave the training, the person who received the training and signatures by both trainer and trainee. **Remove duplicate C24.**
30. The DPS will ensure that all staff receive fully documented training in relation to Challenge 25 and the licensing Objectives. A refusal book will be kept on the premises for inspection by the authorities. All necessary signage will be displayed with regard to challenge 25 and the fact that NO ID NO SALE policy is in place. **Remove duplicate C6.**

**Additional Recommended Conditions:**

- (i) With the exception of access and egress, all doors and windows shall be closed when the premises are in use for the purpose of regulated entertainment.

I reserve the right to provide further information to support this representation.

If these conditions were accepted in full, I WOULD NOT withdraw my representation.

Duly Authorised: Charlotte Palmer, Senior Licensing Enforcement Officer

Contact: [REDACTED]

Signed: *CPalmer*

Date: 14/11/23

# Annex 6

## Proposed Conditions arising from the Application – sought by Licensing Authority

### 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.

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

2. In the event that crime or serious disorder is, or appears to have been, committed on the premises, the management will immediately ensure that:
  - (a) The police and, where appropriate, the London Ambulance Service, are called immediately.
  - (b) As far as is safe and reasonably practicable, all measures will be taken to apprehend any identified suspects pending the arrival of the police.
  - (c) As far as is safe and reasonably practicable, all measures will be taken to preserve any identified crime scene pending the arrival of the police.
  - (d) Any and all appropriate measures are taken to fully protect the safety of all persons present on the premises at all times during operating hours.
3. An incident log shall be kept at the premises and made available on request to the police or an authorised officer, which will record:
  - (e) Any and all allegations of crime or disorder reported at the venue
  - (f) Any and all complaints received by any party
  - (g) Any faults in the CCTV system
  - (h) Any visit by a relevant authority or emergency service
  - (i) Any and all ejections of patrons
  - (j) Any refusal of the sale of alcohol
4. A digital CCTV system shall be installed in the premises and shall comply with the following criteria:
  - (a) Camera(s) must be sited to observe the entrance doors from both inside and outside.
  - (b) Camera(s) on the entrance must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification.
  - (c) Camera(s) must be sited to cover all areas to which the public have access, excluding toilets if onsite.
  - (d) Provide a linked record of the date, time of any image.
  - (e) Provide HD digital quality images in colour during opening times.



- (f) Have a monitor to review images and recorded quality.
  - (g) Be regularly maintained to ensure continuous quality of image capture and retention.
  - (h) Member of staff trained in operating CCTV at venue during times open to the public.
  - (i) Digital images must be kept for 31 days. The equipment must have a suitable export method, e.g. CD/DVD writer so that Police can make an evidential copy of the data they require. Copies must be available within seven (7) days to Police on request however should be supplied as soon as practicable as the evidential need dictates.
5. The licence holder will at all times maintain adequate levels of staff and security. Such staff and security levels will be disclosed, on request, to the Licensing Authority and the Police.
  6. A record of refused sales shall be kept on the premises and completed when necessary. This record shall contain the date and time of the refusal, a description of the customer, the name of the staff member who refused the sale, and the reason the sale was refused. 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.
  7. The Designated Premises Supervisor shall regularly check the refusals system to ensure it is being consistently used by all staff.
  8. The management shall make subjective assessments of noise levels outside at the perimeter of the premises when 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 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. A telephone number for the manager shall be made available to residents upon request should they wish to report any noise issues.
  9. From 23:00 until close no more than 5 persons shall be permitted to smoke outside the front of the premises at any one time. The area shall be adequately supervised to control the number and behaviour of patrons and to ensure that there is no public nuisance or obstruction of the public highway. Notices shall be displayed in the area specifying these terms and asking patrons to use the area quietly.
  10. The premises shall operate a zero-tolerance policy to drugs. At least three prominent, clear and legible notices shall be displayed warning of zero tolerance to drugs use.
  11. 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.
  12. 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. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.
  13. 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 they should not consume alcohol in the street if requested to stop by an authorised person.

These notices shall be positioned at eye level and in a location where they can be read by those leaving the premises.

14. A minimum of 2 SIA registered door supervisors will be deployed in order to supervise admissions to and departures from the premises and to ensure that the premises maximum accommodation limit is not exceeded.

**NEEDS AMENDING TO INCLUDE WHAT DAYS AND TIMES THE SIA WILL WORK.**

15. There shall be no entry or re-entry of patrons to the premises after the premises are closed and no entry or re-entry of patrons after 01:30 hours Thursday to Saturday.

*NB. This time may need to be amended depending on what is granted.*

16. A personal licence holder shall be on the premises at all times that intoxicating liquor is being supplied.

17. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

18. The premises licence holder shall ensure that the pavement from the building line to the kerb edge immediately outside the premises, including the gutter/channel at its junction with the kerb edge, is kept clean and free from litter at all material times to the satisfaction of the Licensing Authority.

19. No collections of waste or recycling materials (including bottles) from the premises shall take place between 21.00 and 08.00 on the following day.

20. No deliveries to the premises shall take place between 21.00 and 08.00 on the following day.

21. No fumes, steam or odours shall be emitted from the licensed premises to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.

22. A 'Think 25' proof of age scheme shall be operated, and relevant material shall be displayed at the premises.

23. All staff involved in the sale of alcohol shall receive induction and refresher training (at least every six months) relating to the sale of alcohol and the times and conditions of the premises licence. Training shall include obligations under the Licensing Act 2003, offences under the Act, underage sales, proxy sales, sales of alcohol to drunks, awareness and application of policies particular to the premises, Think 25 and acceptable forms of ID.

24. 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.

25. With the exception of access and egress, all doors and windows shall be closed when the premises are in use for the purpose of regulated entertainment.