

# Public Document Pack



## LICENSING SUB-COMMITTEE

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Wednesday, 5 June 2024 at 10.00 am  
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Councillors: Mahym Bedekova (Chair), George Savva (Vice Chair), and Jim Steven.

## 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 - 40)

To receive and agree the minutes of the meetings held on Wednesday 7 February 2024 and Wednesday 14 February 2024.

### 4. EDMONTON CORBACISI, 30 STERLING WAY, LONDON, N18 2XZ (Pages 41 - 76)

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 - 7.2.2024****MINUTES OF THE MEETING OF THE LICENSING SUB-COMMITTEE  
HELD ON WEDNESDAY, 7 FEBRUARY 2024****COUNCILLORS**

**PRESENT** Mahym Bedekova (Chair), George Savva, and Chris Dey.

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

**Also Attending:** Derek Ewart (Police Officer), Pantelitsa Yianni (Police Officer), Mansur Duzgun (Premises Licence Holder – Hyde Arms), Cllr Taylor (Palmer's Green Ward Councillor), Austin Whelan (Tenant – The Fox), Matt Markwick (Clement Acoustics), Michael Lee (Area Manager for Star Pubs & Bars Ltd), Andrew Cochrane (Flint Bishop Solicitors representing The Fox), officers observing, interested party (IP) 12, local resident, and press.

**1 WELCOME AND APOLOGIES**

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

**2 DECLARATIONS 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 meetings held on Wednesday 4 October 2023 and Wednesday 11 October 2023.

The Chair thanked Charlotte Palmer, former Senior Licensing Enforcement Officer, who had left the council, for all of the work that she had done.

**4 THE HYDE ARMS, PUBLIC HOUSE, 137 VICTORIA ROAD,  
LONDON, N9 9BB**

On 14 December 2023, an application was made by the Licensing Authority for a review of the Premises Licence LN/200501812. The review was brought as the premises had been the cause of a statutory noise nuisance and providing music after permitted hours. Other unlawful activities had been witnessed at the premises and the prevention of crime and disorder and public nuisance licensing objectives had been undermined. The Licensing Authority

**LICENSING SUB-COMMITTEE - 7.2.2024**

also lacked confidence in those persons named on the licence and those managing the premises, thus full revocation of the premises licence was sought. The review application, supporting documents and additional information are available in the report packs.

NOTED:

1. The introduction by Ellie Green, Licensing Team Manager, including:

- a. The committee were to consider a review application of the premises known as The Hyde Arms, 137 Victoria Road, in Edmonton Green Ward.
- b. The Premises Licence Holder (PLH) had been Mr Mansur Duzgun since March 2018.
- c. On 21 December 2023, the Licensing Team received a transfer application for The Hyde Arms, by H&K Elite Limited. The company director for which is Milanova Boginka Petrova. The transfer application was to take immediate effect. However, the Police objected to this application, and a copy of their representation can be found in the report packs. H&K Elite Limited subsequently withdrew this transfer application. As a result of this, the licence reverted back to the previous PLH, namely Mr Mansur Duzgun. No other transfer applications had since been received.
- d. Mr Asen Asenov is the named Designated Premises Supervisor (DPS), and has held this position since 16 June 2023, but had not been at the premises, and no vary DPS applications had been received.
- e. The review application had been brought by the Licensing Authority for a number of reasons, including: the premises had been the cause of statutory noise nuisance and providing music after permitted hours. Other unlawful activities had been witnessed at the premises and the prevention of crime and disorder and public nuisance licensing objectives had been undermined. The Licensing Authority also lacked confidence in those persons named on the licence and those managing the premises, thus full revocation of the premises licence was sought.
- f. Conditions had been presented by the Licensing Authority where the committee were not minded to revoke the licence in full, and can be seen in the report packs.
- g. The Police submitted a representation in support of the review. A copy of the Police representation is produced in the report packs.
- h. The PLH was provided with the review application; no written response was received, but he was present, though had expressed that he was not able to afford the legal representation it was advised he sought.
- i. Those in attendance were introduced, and the order of representations was outlined.

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

**LICENSING SUB-COMMITTEE - 7.2.2024**

- a. The premises is situated on the corner of a residential road, with residential properties behind, opposite, and adjacent to it. Nearby is a small parade of shops with residential flats above.
- b. 22 complaints had been received regarding the premises since the licence had been transferred to Mr Duzgun. Eighteen of these were received within nine months prior to the licencing review application being submitted.
- c. Unauthorised regulated entertainment had been complained about many times and witnessed by officers on four occasions.
- d. The Police had reservations about Mr Duzgun becoming the PLH of the business when he applied to transfer the licence into his name in 2018. These reservations were based on his poor performance at another licensed premises.
- e. Mr Duzgun had to be notified of the complaints and reminded of the relevant conditions attached to this premises licence in 2019.
- f. In 2021 it became apparent that food was being prepared at the premises, despite the premises not being food registered with the council.
- g. In October 2021 out of hours Licensing Enforcement Officers could hear music from the premises from 20 meters away.
- h. In June 2023 an out of hours noise officer investigating a noise complaint visited the premises and witnessed a female customer sniffing something off a plate which she quickly covered when she noticed the officer looking at her. Following this visit, Mr Duzgun was advised of the noise complaints, advised what officers had witnessed at the premises, and reminded of the relevant times and conditions of the licence. He was advised to consider the email as a warning as to future conduct and warned about the possibility of the licence being reviewed. Mr Duzgun was also advised that playing loud music could result in a noise abatement notice being served should the level of music be deemed to be a statutory nuisance.
- i. Also in June 2023, staff at the premises told the Police Safer Neighbourhood Team that the premises was not open to the public, but instead rented out for private parties, and that when they did so, the host would walk away and let what happened happen.
- j. In August 2023, Police discovered a cannabis factory above the licenced premises. As a result, Mr Duzgun was asked to attend a meeting at Edmonton Police Station with the Police Licensing Team. During the meeting Mr Duzgun advised Police that the DPS had disappeared, and the premises was now closed.
- k. On 19 September 2023, Mr Duzgun advised Police that once he knew who his new tenant would be, he would update them with regards to the new DPS.
- l. The premises had since reopened yet no variation of DPS application was received, nor did Mr Duzgun notify the Police of his intention to reopen the business. The meeting with the Police did not improve matters at the premises.

**LICENSING SUB-COMMITTEE - 7.2.2024**

- m. In November 2023, officers witnessed music being played at such a loud level it was deemed to be a statutory nuisance and a noise abatement notice was served. The music was also being provided after the permitted licence hours. Notices were sent to the registered address of the PLH and DPS and both were returned to sender. The Licensing Authority was not notified of a change of address of either the PLH or DPS, despite this being a legal requirement.
- n. Mr Duzgun had allowed the premises to reopen to sell alcohol, even though the DPS was no longer there, and this was a breach of the premises licence condition.
- o. Even after the noise abatement notice was served, further complaints had been received and officers had witnessed music after the licenced hours, most recently at the beginning of December 2023.
- p. On 21 December 2023 a transfer application was submitted by H&K Elite Ltd. A search of Companies House showed that the director of the company is Milanova Boginka Petrova and until 12 November 2023, the company had been known by a different name. The named director is not the individual officers have spoken to about the noise issues or met at the premises. The person in charge of running the premises seems to be the grandson in law, who was one of the three people served the noise abatement notice. If the music on his first night was so loud as to require a noise abatement notice and was after the permitted licence hours, this did not represent a good start for a new operator.
- q. A full licence inspection carried out on 5 January 2024 demonstrated that licence conditions were being breached, a copy of this report is available in the report packs.
- r. On Friday 26 January 2024, Licensing Enforcement Officers visited the premises at 22:50 and entered the premises which appeared open. Officers noticed a new illuminated sign on the frontage advertising the premises as a coffee shop and restaurant. Four people were setting up the front area of the premises for an alleged birthday party to be held the next day. The tables were covered in tablecloths with matching chairs and coloured bows similar to what would normally be found at a wedding or large function. Officers met the manager Mr Enias Thanasi, who believed the premises licence had already been revoked. No licensable activity was observed at the time of the visit, but alcohol such as spirits were seen on display in the optics.
- s. The officers undertook a licensing inspection with Mr Enias Thanasi. He advised that the street number of the address of the PLH Mr Duzgun was not correct. He also believed that Mr Duzgun was the DPS, but had not seen him. A full licensing inspection was undertaken, and fourteen licensing conditions were found to have been breached; a copy of this report is also available in the report packs.
- t. The Licensing Authority has no confidence in the ability or willingness of Mr Duzgun to uphold the licensing objectives, and as there appears to be no DPS present to take responsibility for the day to day running of the premises, the Licensing Authority feels it has no choice but to recommend the premise licence is revoked.

**LICENSING SUB-COMMITTEE - 7.2.2024**

- u. If the Licensing Sub-Committee were not minded to revoke the licence in its entirety, then the Licensing Authority would recommend that the committee consider suspending the premises licence until such a time that full compliance with the licensing conditions had been demonstrated by the PLH, his address details updated, a new DPS named on the licence, and the licence conditions be amended as shown in Annex E of the report packs.
3. In response, the following comments and questions were received:
- a. Cllr Savva asked why it had taken so long for a review of the licence to come to the committee, given the history of complaints.
  - b. Officers responded that they were trying to mediate, find a resolution and encourage them to make positive changes, before looking to come to committee recommending the licence be revoked as a last resort. The review had been submitted soon after the noise abatement notice had been served and it took time after the start of a review before it could come to a hearing.
  - c. Mr Duzgun asked for clarification as to the timing of the twenty-two complaints received since he had taken over.
  - d. Officers advised that eighteen complaints had been received within nine months prior to the review application being submitted.
  - e. The Chair asked whether Mr Duzgun knew what was happening at the premises.
  - f. Mr Duzgun replied that the property had been rented out for many years, and that when he was made aware of complaints, he tried to communicate these to those occupying the premises.
4. Derek Ewart, Police Officer, made the following statement:
- a. The Police support the review brought by the Local Authority on the grounds that The Hyde Arms, have an extensive history of complaints over the past four years, totalling forty-eight, occurring under the ownership of Mr Duzgun.
  - b. Noise complaints had been received alleging the premises had been playing loud music, customers had been arguing and fights taking place often at 2-3am in the morning, and as late as 5am, and occurring six times a week on occasion.
  - c. Reports of gambling taking place in the basement had been received, despite this not being a part of the licence at that time.
  - d. A cannabis factory was discovered above the premises by Police on 5 August 2023, and this matter was still being investigated with no suspects having been arrested.
  - e. Old cultivation cannabis equipment had been found behind the premises in the rubbish, which had been linked to staff at the premises in the past, dating back to 2021. This shows a link between the cannabis factory being discovered and how long this had potentially been going on at the premises.

**LICENSING SUB-COMMITTEE - 7.2.2024**

- f. The premises had a catalogue of known licensing issues and a history of non-compliance. Noise complaints among other issues/events, as mentioned, were numerous.
  - g. Mr Duzgun had had multiple interactions with Police and the Local Authority Licensing and Noise teams, all of which despite advice, had resulted in no change in the mismanagement of the premises, continued breaches and lack of upholding the licensing objectives.
  - h. Mr Duzgun had for an extended period of time said that he had left the management of the premises to third parties, and endeavoured to distance himself from breaches and mismanagement.
  - i. On visits to the premises, when asked, staff had advised that Mr Duzgun was responsible for the running of the premises, but was never actively running the premises on a day-to-day basis; having sub-let the premises to third parties who were effectively acting as a front in his name only.
  - j. Despite being named on the licence, Mr Duzgun had very little to do with the running of the business. When requested, he had attended meetings, but had never been seen working at the premises he was connected with; instead, he appeared to be the landlord with tenants running the business.
  - k. Dates of incidents had been detailed in the Local Authority representations; therefore, the Police would not duplicate these entries.
  - l. On 2 January 2024, a premises licence transfer request had been submitted by Mr Duzgun to change the licence holder to a limited company. Police objected to this transfer as it was believed that the application was designed to give the impression of the removal of the current PLH, Mr Duzgun, in an attempt to negate the review procedure and to picture the premises as under new management.
  - m. The Police support the review submitted by the Local Authority and made representations to request full revocation of the premises licence. As stated by the Licensing Enforcement Team, it is not believed that Mr Duzgun was able to uphold the licensing objectives. The Police took this view on the grounds of the prevention of crime and disorder objectives and the prevention of public nuisance.
5. In response, the following comments and questions were received:
- a. Mr Duzgun asked for clarification as to the historic instance of cannabis being found on the premises.
  - b. The Police responded that this was found in 2021, within the confines of the premises, inside the bin area on the premises land.
6. Mr Duzgun, The Hyde Arms PLH, made the following statement:
- a. He owned the Hyde Arms premises but had been renting it out for many years, evidence/documentation of this, for instance business rates, waste collection etc. was available at the Council.



**LICENSING SUB-COMMITTEE - 7.2.2024**

- b. He had not had the opportunity to put a bundle/response together, as he had been largely working abroad over the past few years.
- c. Of the twenty-two complaints received since he had taken over the licence, the majority had taken place within nine months prior to the licence review being submitted, which went back to around February 2023. Prior to this only four complaints had been received in five years which was described as good for a public house, given they always had incidents. The premises had always tried its best to stick to the licencing objectives.
- d. The other premises he had dealings with was also rented, and a condition arising from a Licensing Sub-Committee hearing was that he was not involved in the running of that business. He had always tried to communicate with the Licensing Authority over any issues at his premises.
- e. Last year, since February 2023, under the management of the DPS, Mr Asen Asenov, there had been an escalation in issues and complaints, which Mr Duzgun had investigated.
- f. In the instance of a customer having been witnessed sniffing something off the table, he had looked at the CCTV and could not see anything clear, but wondered why officers present did not escalate the issue at the time.
- g. The DPS, Mr Asen Asenov, had disappeared since August 2023 following the discovery of a cannabis factory above the premises, and since this time the premises had been closed.
- h. A meeting had taken place with the Police, and Mr Duzgun had gone back to them on 19 September 2023.

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

- a. The Chair asked why the PLH's change of address had not been updated. Mr Duzgun responded that his address had not changed. Officers advised that a letter sent to Mr Duzgun had been returned as though he was not registered as living at the address. Mr Duzgun replied that there were two other properties at this address, and it was possible the letter had gone to one of them by mistake, but that it was not delivered to him, and he had not changed address.
- b. Cllr Dey asked who the premises DPS was. Mr Duzgun responded that since August 2023 the business was closed, and on 1 November he had sold the business on, with Mr Enias Thanasi looking after it. Mr Duzgun had been away, but when he returned in late December, he had looked to transfer the licence, which was objected to by the Police. Mr Duzgun expressed that beyond his name still being on the premises licence, he had nothing to do with the business, and would be happy to relinquish the licence, and have it be for Mr Enias Thanasi to make a new application. Since 1 November he could not comment on anything that had happened at the premises, and he had not changed his address, or he would have let the Licensing Authority know. Officers

**LICENSING SUB-COMMITTEE - 7.2.2024**

confirmed that Mr Duzgun was the PLH not the DPS, which was Mr Asen Asenov.

- c. Cllr Dey queried, given the number of conditions that were not being complied with, why when given warning by officers, did Mr Duzgun not act to rectify the issues. Mr Duzgun advised that the majority of the issues had been from February onwards, and he had been informed of the complaints around April-June. He added that when he was in the country, he attended the premises, and that from August, following the discovery of a cannabis factory, the premises had been closed. He had since also found new tenants and sold the business.
- d. Ellie Green asked when Mr Enias Thanasi had taken over the business. Mr Duzgun replied that this had taken place from 1 November 2023, and he had made clear to Mr Thanasi that he would need to apply for the licence.
- e. Ellie Green enquired why Mr Duzgun had not asked his previous tenants to transfer the licence. Mr Duzgun responded that he had leased the premises to Mr Asen Asenov on 1-year leases, that he looked at how the business was being run, and Mr Asenov had moved on last year. Mr Asenov was said to have been this licence holder in 2020, and was present again from January 2022. Mr Duzgun added that when the cannabis factory was discovered above the premises, he had gone out of his way to provide CCTV. Mr Duzgun said there had been a survey on the premises in April 2023 which had not found the cannabis factory.
- f. The Chair asked if Mr Duzgun was aware of the issues with the premises from August onwards. Mr Duzgun advised that from August to 1 November the premises had been shut whilst he found a new tenant, had advised Mr Enias Thanasi to apply for the licence, and tried to communicate any complaints received from that point on to Mr Thanasi. Mr Duzgun reiterated that he was happy to give up the licence, and the business was now Mr Thanasi's responsibility.
- g. The Chair queried whether Mr Duzgun had notified the Licensing Authority that he had sold the business. Officers replied that Mr Duzgun was still the PLH, and until a transfer application was received, Mr Duzgun was responsible for the premises, and that if this was not the case, the licence should be transferred.
- h. The Chair enquired why the licence had not been transferred. Mr Duzgun responded that at his first opportunity after returning to the UK, he had worked to get the transfer application submitted, but this was refused/objected to. Officers said that Mr Enias Thanasi's name had not appeared on the application, the transfer application was instead for H&K Elite Ltd, which he was not the director of. Mr Duzgun responded that he believed this was the name he was going to trade under, and if he was not the director of this company, this was Mr Thanasi's mistake/issue. Mr Duzgun reiterated that had no affiliation with the premises.
- i. Officers asked why Mr Duzgun had not surrendered his licence. Mr Duzgun replied that he was not aware the premises had reopened and

**LICENSING SUB-COMMITTEE - 7.2.2024**

was receiving complaints, and when he phoned the Licensing Authority upon returning to the UK, he was advised to transfer the licence. Officers added that the Licensing Officers would not have been aware of the complaints, that there were separate enforcement and processing teams, and they would have to offer the same advice to Mr Duzgun as they would for any other premises owner. The Council's legal adviser made the point that as the PLH, Mr Duzgun was still responsible for the business and could have, but did not take the opportunity to surrender the licence.

- j. Officers queried what checks Mr Duzgun had in place before he took on tenants who would be undertaking licensable activity. Mr Duzgun advised that he conducted standard landlords, accounting and solicitors checks, all of his tenants had passed. Mr Duzgun reiterated that he did not know the premises had reopened in November, and that he was not involved in the running of the business.
  - k. Cllr Savva asked how and when Mr Duzgun became aware of the cannabis factory. Mr Duzgun responded that he was made aware by neighbours of the premises, who had phoned him to say Police were outside the premises; he then attended, and Police informed him that there was a cannabis factory.
  - l. Cllr Savva felt that officers had given Mr Duzgun fair warning/ notice of the issues and he had time to rectify them.
  - m. Cllr Dey enquired again why Mr Duzgun had not surrendered his licence. Mr Duzgun replied that when he had spoken to Mr Enias Thanasi, he had said that he would not be opening for a few months, and so did not believe there was a rush, and that once he had returned to the UK, he made the transfer application.
  - n. Officers expressed that it was worrying for a PLH not to know when their premises was open. Mr Duzgun apologies for this.
  - o. Cllr Dey sought confirmation that Mr Duzgun was happy to give up the licence. Mr Duzgun confirmed this to be the case. He said it should be for Mr Enias Thanasi to submit his own/ a new application, and that he was not aware of the issues which started around February until around April-May.
  - p. Officers conveyed that they had not previously received an offer of licence surrender. Mr Duzgun said he did not have the chance to send anything over to them as he had been working abroad.
  - q. The Chair felt that Mr Duzgun did not understand his responsibilities as a licence holder. Mr Duzgun expressed that he did, that the premises was being rented out, that prior to February 2023 there were no real issues, and that for a public house this was very impressive.
8. 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.
  - b. Victor Ktorakis confirmed that he had nothing further to add.

**LICENSING SUB-COMMITTEE - 7.2.2024**

- c. Derek Ewart reiterated the Police position that the premises was a beacon for public nuisance, crime and disorder; they were of the belief that the PLH was completely disregarding the conditions of his licence, and the licensing objectives were not being upheld, as had been illustrated. Police had taken steps to engage with the owner and gave opportunities for them to turn the issues around, but the PLH had not acted upon this. If the premises were allowed to continue trading it is the belief of the Police that breaches of the Licensing Act and a clear nuisance to the public will continue, and therefore ask that the sub-committee revoke the premises licence, to prevent the continued disregard for the licensing objectives.
- d. Mr Duzgun expressed that he just wanted to get his name off the licence.
- e. Cllr Bedekova made clear that Mr Duzgun had had the opportunity to surrender his licence which he had not done. Mr Duzgun accepted this.

The Chair thanked everyone for their time and adjourned the meeting at 10:52, while the committee went away to deliberate. The Panel retired with the legal adviser and committee administrator to consider the application further, and then the meeting reconvened in public at 11:30.

The Licensing Sub-Committee **RESOLVED** that it considers it to be appropriate for the promotion of the licensing objectives **to revoke the licence.**

The Chair made the following statement:

“The Licensing Sub-Committee (LSC) have listened to and considered written and oral submissions made by the Licensing Authority, the Metropolitan Police and the premises licence holder, Mr Mansur Duzgun. In particular the evidence concerning previous activities at the premises concerning breaches of the licence conditions and the law. The LSC are of the view that the premises licence holder, Mr Mansur Duzgun, has not been able to demonstrate to the LSC that he has an understanding of the obligations of holding a licence, and the licensing objectives, in particular the prevention of crime and disorder and the prevention of public nuisance. Nor has he demonstrated that he is able to, or would be able to, adhere to any licence conditions. Further, given the past history of a failure to adhere to the imposed licence conditions and the licensing objectives, the LSC do not consider there is a likelihood of compliance, should the licence be permitted to continue to operate. It has been noted by the LSC that Mr Mansur Duzgun set out that he was happy to surrender the licence.

Accordingly, the LSC, on balance, has made the decision to **REVOKE THE LICENCE** held by Mr Mansur Duzgun in its entirety.

The LSC has taken into account the statutory guidance and in particular, the provision at paragraph 11.20 regarding the causes of concern raised in the

**LICENSING SUB-COMMITTEE - 7.2.2024**

representations and the London Borough of Enfield's Policy Statement. It has made its decision in promoting all of the four licensing objectives and in particular that of the prevention of crime and disorder and the prevention of public nuisance.

It should be noted that The Hyde Arms can continue to operate at the premises for any unlicensed activities and that there are no limits concerning unlicensed activities."

The Chair thanked everyone for their time and adjourned the meeting following the completion of item 4 at 11:33, the meeting resumed at 13:30 for item 5.

**5 THE FOX PH, 413 GREEN LANES, LONDON, N13 4JD**

On 19 December 2023 an application was made by Enfield Council's Licensing Authority for the review of Premises Licence LN/201900900, and is produced in the report packs. The review application was submitted as the Licensing Authority believed that the provision of music undermined the licensing objective for the prevention of public nuisance. Several complaints had been received from local residents regarding loud music emanating from The Fox, statutory noise nuisances had been witnessed, and a noise abatement notice served. This notice had been subsequently breached as officers witnessed further statutory noise nuisances. The review sought to remove all regulated entertainment from the premises licence LN/201900900 and disapply the automatic entitlement under the provisions of Section 177A of the Licensing Act 2003 by adding a condition to the effect that regulated entertainment is not permitted at any time.

NOTED:

1. The introduction by Ellie Green, Licensing Team Manager, including:
  - a. The committee were to consider a review application of the premises known as The Fox, 413 Green Lanes, in Palmers Green Ward.
  - b. The premises licence was held by Star Pubs & Bars Ltd, and Mr James Sharkey was the named DPS. The premises licence was granted in February 2020, but the premises only opened to the public last year.
  - c. The review application was submitted on behalf of Enfield Council's Licensing Authority, and seeks to remove regulated entertainment from the premises licence in order to support the prevention of public nuisance licensing objective. This is in response to a number of complaints from local residents in the new flats adjacent to The Fox which had resulted in several statutory noise nuisance being observed by Council Noise Officers. The review application and additional information can be found in the report packs.
  - d. The Licensing Authority have sought a condition be added to the licence to disapply the music entitlement at the premises, the effect of

**LICENSING SUB-COMMITTEE - 7.2.2024**

which would remove music above background level from the licence at all times and days. If the Licensing Sub-Committee were not minded to remove regulated entertainment, specifically music, the Licensing Authority sought amended times and conditions as outlined in the report packs.

- e. The review attracted representations supporting the review from one local resident, but also received representations objecting to the review by an MP, a ward councillor and 14 local residents, who were in support of The Fox.
- f. The PLH, Star Pubs & Bars Ltd had responded to the review and submitted an evidence bundle, including a noise acoustic report. A review of this noise acoustic report had taken place on behalf of the Licensing Authority, and both can be seen in the report packs.
- g. The existing premises licence only provides for live and recorded music as a licensable activity from 11:00pm. Due to deregulatory changes to later amendments of the Licensing Act, live and recorded music can be provided to an audience of no more than 500 people, at any premises licensed for the on sale of alcohol, between 8:00am and 11:00pm, without being required to be a specified licensable activity on the licence.
- h. Conditions relating to music are attached to the licence. Since the deregulation, these conditions relating to music are suspended between 8:00am and 11:00pm, and only become effective after 11:00pm.
- i. Under section 177A of the Licensing Act, there is a provision to disapply this entitlement to provide live and recorded music by adding a condition to that effect through a review process.
- j. Those in attendance were introduced, and the order of representations was outlined. Apologies were received from the local resident who had supported the review, as they were unable to attend the hearing. It was asked that those speaking refrained from mentioning the names and addresses of the complainants.

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

- a. The premises is situated on the junction of Green Lanes and Fox Lane in Palmers Green. It has held a premises licence since 2005. The Fox closed at some point in 2018 to allow for the commencement of construction works which would see part of the pub and car park developed into residential flats.
- b. On 20 February 2020 a new premises licence application was granted to The Fox, naming Star Pubs & Bars Ltd as the PLH. The pub reopened on 3 February 2023.
- c. Since its reopening a total of twelve noise complaints from residents had been received by the council, eleven of which were made between 5 June and 2 December 2023, and the other on 20 January 2024. The complaints had been made by three different residents, each on more

**LICENSING SUB-COMMITTEE - 7.2.2024**

than one occasion. The times of the noise complaints were generally between 7:00pm and 1:00am with most complaints being received between 9:00pm and midnight.

- d. Officers had provided advice to staff at the premises at the time of the complaint, and after the event on ten occasions. In response to these complaints, noise officers had witnessed music to be at such a level that it was deemed to be a statutory nuisance on four separate occasions. Three different noise officers had established that statutory noise nuisances were witnessed. These occasions took place at: 10:30pm on 22 July, 10:25pm on 14 October, 11:25pm on 21 October, and 10:32pm on 2 December 2023. As a result, officers served a noise abatement notice on the PLH, Star Pubs & Bars Ltd and the DPS at the time, Austin Whelan, on 1 November 2023, which could be found in the report packs.
- e. On 20 November 2023, officers spoke to Mr Whelan by phone, who confirmed that he had received the noise abatement notice, and advised that the managers had not informed him of the noise concerns until that time. He had stated that the main building contractor for the flats had gone bankrupt, that he thought the sound insulation at the pub was not likely to be adequate, and would do whatever he could to reduce the noise so that it would not cause a nuisance to residents.
- f. On 2 December 2023 the councils out of hours noise service received a complaint. They visited the premises at 10:32pm where they could hear music through the pub entrance doors. The officer visited the complainant and deemed the level of noise to be a statutory nuisance. The noise officer entered The Fox at 11:45pm and spoke to Mr James Padrick, who was advised that a statutory nuisance had been witnessed and would be brought to the attention of the Licensing Enforcement Team. Mr Padrick advised the noise officer that the music had been louder earlier in the evening, and he had reduced the volume following his findings on his sound check walkabout. Due to the noise officer's arrival and observations, the band ceased playing for the night.
- g. As a result of a witnessed breach of the noise abatement notice, an officer served a fixed penalty notice to Star Pubs & Bars Ltd on 15 December 2023.
- h. A further statutory nuisance and breach of the abatement notice was witnessed on 20 January 2024 at 10:05pm, bringing the total witnessed statutory nuisances to five. This was just ten days after discussions with the PLH representatives regarding the issues, and three days after the sound tests were carried out under the instruction of the PLH. The officer was able to hear the music 75-100 meters away from the entrance of The Fox pub. Music could also be heard from approximately 75 meters away on 14 October 2023.
- i. The nuisance witnessed on 20 January 2024 was brought to the attention of Flint Bishop Solicitors and Star Pubs & Bars Ltd, via email on 22 January 2024. They were advised that an additional noise abatement notice would be served on the current DPS, Mr James

**LICENSING SUB-COMMITTEE - 7.2.2024**

- Sharkey, which it was on 23 January 2024, a copy of which could be found in the report packs.
- j. On 25 January 2024 officers visited The Fox, and spoke to the partner of the DPS, Mr Padrey, about the noise complaints and noise abatement notice. He advised that there had been an event in the function room and the front of the pub had been busy that night. It was claimed that only recorded music had been played through the pubs sound system that night, that staff carried out sound checks which were documented, but these were not produced at the time as the DPS was not present. Officers pointed out that even if there were issues due to poor sound insulation, the music still should not be heard 75-100 meters down the road, and that this was likely due to poor management of the sound by staff. This information and advice was relayed in an email to the DPS, Mr Sharkey, who responded to confirm that there was only background music on 20 January 2024.
  - k. On 1 February 2024 officers carried out an unannounced licensing inspection at the premises, Mr Sharkey, the DPS was not present, and officers were advised that he would be away for another week. Mr Tony Curran, the Regional Area Manager, was in charge of the premises at the time and assisted with the inspection. The inspection revealed that ten licensing objectives were not being complied with, a copy of this is available in the report packs. Whilst it could be argued that Mr Curran could not find the written documentation relating to some of the conditions, three of the condition breaches related to signage, which should have been in place regardless. It was also not possible to operate the CCTV on the day.
  - l. On 2 February 2024, officers emailed Mr Curran and Star Pubs & Bars Ltd representatives with a copy of the inspection report and material which could help them meet some of the outstanding licensing conditions. Shortly after Mr Curran emailed photographs, showing that all posters required were now on display.
  - m. Also on 2 February 2024, a review of the acoustic report produced by The Fox and sent to the Licensing team on 30 January 2024, was received from Ned Johnson, Principal Officer (H S & PC), both of which are available in the report packs.
  - n. On 6 February 2024, Mr Curran emailed officers a copy of the sound checks to demonstrate compliance with one of the conditions. A visit carried out the same day confirmed compliance with four of the other conditions. Only two conditions remained outstanding/uncompiled with, namely: there was no evidence to suggest the refusals book was being checked by the DPS and one member of staff had not received refresher training within a 6-month period.
  - o. The conditions put forward by Star Pubs & Bars Ltd, which can be seen in the report packs, were considered. Should the Licensing Sub-Committee, be minded not to remove regulated entertainment from the premises licence, the Licensing Authority propose that the conditions outlined in the report pack be considered and applied to the licence. One of the conditions proposed by The Fox representatives was: a



**LICENSING SUB-COMMITTEE - 7.2.2024**

noise limiting device shall be installed to any amplification equipment in use on the premises, it shall be maintained in effective working order, and set to interrupt the electrical supply to any amplifier and be set at a level agreed by environmental health. It was expressed that it was not usual for the Licensing Authority to request or agree a condition which requires the noise level to be set by Environmental Health or the Licensing Authority, as the PLH is responsible for noise control. The Licensing Authority will thus not agree to the wording of this condition and had provided an alternative also available in the report packs.

- p. If regulated entertainment were to remain on the licence, the Licensing Authority would also request that the Licensing Sub-Committee amend the hours of the associated licensable activity, as outlined in the report packs.
- q. The noise acoustic report did not satisfy the Licensing Authority and believe a noise limiter would be only partly, not wholly effective in addressing the issues. Officers had concerns that in the absence of sound insulation works to the building, the noise nuisance despite the noise limiter may still persist, thus the following condition is sought to be applied to the licence, that section 177A not apply to the premises licence and therefore no regulated entertainment be permitted at any time including live or recorded music.

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

- a. Mr Andrew Cochrane asked whether the noise complaints pertaining to the review had emanated from the flat complex at the premises. He also queried when the officer had spoken to residents in those flats, whether any of them had indicated as to any inquiries they had made about noise insulation at the premises when they bought the flat, knowing the proximity of the public house. Officers confirmed that the complaints had emanated from the flat complex at the premises, and that conversations as to enquiries regarding the noise insulation of the premises prior to purchase were not had.
- b. IP12 enquired where the report mentioned no regard being given to neighbours, whether officers had taken account of: The Fox offering the function room for free for Palmers Green Ward Forums, and the business and residents associations; the free food and refreshments offered to residents in the flat complex, and the flowers outside the front. Officers responded that the no regard likely referred to neighbours not being respected in relation to the volume of music/noise.
- c. IP12 asked where the report mentioned that the Fox was not suitable for regulated entertainment, was this relevant to the current redevelopment given its history. Officers replied this was correct, that currently the premises were unsuitable.
- d. IP12 queried the distance the noise could be heard from the premises. Officers confirmed that music had been heard up to 100 meters from the premises, and this made clear that it was a noise management not

**LICENSING SUB-COMMITTEE - 7.2.2024**

just insulation issue. IP12 questioned whether complaints had been received from any of the surrounding residences besides the flat complex on site, or from the Police. Officers said that complaints had not been received from these parties.

- e. IP12 enquired whether it was possible to tell whether the doors were open when the noise was heard from up to 100 meters away. Officers advised that the observations taken at the time were available in the report packs.
- f. IP12 made the point that the details regarding the distances were key, as they provided the basis that the levels of noise being generated by the premises were too loud and yet these were not completely clear. Officers advised that the fact the music/noise could be heard down the road meant that the pub was not in control of the volume and that if it was the case that the doors were open this was a management issue.
- g. IP12 queried whether officer's conclusion was that the premises management was not being honest as to the volume of music/noise emanating from the premises. Officers responded that the point was that residents were being affected by the noise, that on this basis an abatement notice had been served, that the complaints had been received from the flat complex located at the site, but being able to hear noise/music from the distance it could be heard meant that it was not solely a sound insulation issue but also management problem.
- h. A local resident asked whether any conclusions had been drawn regarding how the sound had travelled, and whether the noise emanated from the function room or public bar area. Officers advised that they could not confirm/ comment on this. They added that the PLH had produced an acoustic report and were unable to test the function room on the day due to being open to customers and the DPS not wanting to disturb them.
- i. IP12 questioned whether during officer visits, had any noise been picked up from other establishments in the vicinity. Officers advised that they could not comment on/confirm this, and that all the details available were in the report packs.

4. Mr Andrew Cochrane, Flint Bishop Solicitors representing The Fox, made the following statement:

- a. The noise transmission from the public bar area and function room (which was noise tested, not the public bar as was indicated by the officer) to three of the 54 flats was described as an unfortunate situation. Star Pubs & Bars Ltd accepted that the situation could not continue and needed resolving.
- b. The relationships between those present representing The Fox were explained. Andrew Cochrane of Flint Bishop Solicitors was representing Star Pubs & Bars Ltd who owned the premises, were the PLH and managed the premises on behalf of a tenant, Heineken. Mr Wheelan was the sub-tenant and operator of the premises subject to a lease.

**LICENSING SUB-COMMITTEE - 7.2.2024**

- c. Mr Wheelan was regarded as an extremely good operator. He had come into the premises about a year ago, and ran it in a similar way to other premises he had run, providing entertainment. This was initially fine, but as people moved into the nearby newly built flats/apartments, complaints started.
- d. The complaints were described as disappointment. About £1million was said to have been spent in total between Mr Wheelan and Star Pubs & Bars Ltd on the refurbishment. Some adjustment was said to be needed.
- e. The difference between The Fox and the Council's Environmental Health Officer was said to be that The Fox believe the problem should be managed by the installation of a noise limiter. This solution was said not to be ideal because it was accepted that it would need to be set at a very low level, probably not much above background noise. This was described as a starting point which would allow them to provide something, whilst they investigated and resolved the structural issues, which could then allow the level of volume to be raised.
- f. The noise limiter would allow all music, including incidental, to be played through it.
- g. The Chair allowed Mr Cochrane to continue speaking beyond his 5-minute limit.
- h. The setting of proper limits would help to ensure the abatement notices were complied with, as it would remove any subjectivity.
- i. Films, TVs and plays were said to be facilities that the Licensing Authority were seeking to withdraw from The Fox.
- j. It was accepted that on 6 October, there was entertainment and it was possible for noise to be played in a way that was not a statutory nuisance.
- k. The conditions proposed by the Environmental Health officer were accepted, barring the removal of entertainment altogether, but on condition 20, it was asked that an amendment be made for noise to relate to their nearest sensitive premises, not the boundary of the premises, and they could propose some revised wording.

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

- a. Cllr Savva asked whether free standing speakers would help to resolve the noise issues and if traffic noise was at the same level and acceptable. Officers replied that the statutory noise nuisance was witnessed within the complainant's premises. The distance the noise could be heard had been provided to demonstrate that it was not purely an issue of sound insulation but was also a problem of management of the noise. The Council's legal adviser made clear that traffic noise would not breach the bar of a statutory noise nuisance whereas the noise at the premises did, so the comparison to traffic did not fit into this argument.
- b. Cllr Dey queried given the number of licence conditions breached, how the premises could be said to be operating and managed well. Mr

## LICENSING SUB-COMMITTEE - 7.2.2024

Wheelan advised that the manager had taken the review quite hard and had taken a week to 10 days away. The Fox had tried to invite residents in, to see what they could do better moving forward. A number of the conditions which were not met related to information on a laptop which Mr Curran, who was present at the time, did not have access to, and the premises had since provided these. This and the provision of CCTV he accepted should have been handed over. The signage issues were confirmed to have been fixed. Across their other premises, these issues were said not to have occurred, and they had taken steps to address the issues raised. Mr Wheelan had invested £500,000 in the property, which he stood to lose on 1 March. The issues at the premises were said to be causing everyone concerned problems, and felt they had done a good job of bringing the public house back into the community. He could appreciate the issues that residents were experiencing, made clear that they were doing everything in their power to address the issues, and expressed that staff had been conducting walkabout noise readings.

- c. The Chair asked whether the two conditions which were still outstanding had now been met. Officers advised that one member of staff who had since left had not received their refresher training within the necessary time period, and there was no evidence to suggest the refusal system was periodically checked by the DPS. These outstanding conditions were 13 and 17 in the report packs.
- d. Officers asked what amendments to condition 20 were being proposed. Mr Cochrane asked that the condition be changed to read 'a noise limiting device shall be installed to any amplification equipment in use on the premises and shall be maintained in effective working order. The noise limiter shall be set to interrupt the volume of the music at noise sensitive premises and/or to ensure the noise does not emanate from the premises so as to cause a nuisance to nearby properties'. Mr Matt Markwick added that this would bring the wording in line with relevant British standards (namely BS442 2014), with regards to control of commercial noise at a premises, and that this placed the focus on the person who would be affected. Mr Cochrane confirmed that his clients were happy with the addition of the other conditions, but not the condition to disapply of the provision to provide music/ entertainment.
- e. IP12 asked whether it was the case that the management were in talks to leave the business. Mr Whelan said that they were in discussions at the moment, but that from a financial point of view the premises was pulling the rest of his business under, and it was getting to a point whereby it was unsustainable, and they were losing £7000-£8000 a week.
- f. IP12 queried on the issue of noise being heard up to 100 meters away whether closing the door would help. Mr Whelan responded that if people were looking for faults they would find faults in any business, and that the restaurants over the road were just as if not louder than his.

**LICENSING SUB-COMMITTEE - 7.2.2024**

6. IP12 and Cllr Taylor, Palmers Green Ward Councillor, made the following statement:

- a. IP12 reemphasised that The Fox was a local landmark, with 300 years history, was locally listed and the borough's first asset of community value.
- b. IP12 highlighted a recent petition which demonstrated the community's support for the premises, and the benefits it brought to residents and local businesses alike.
- c. IP12 asked the committee that it do whatever possible to allow the premises to continue having regulated entertainment.
- d. Cllr Taylor thanked officers for bringing the issue to the attention of the committee as it would not be acceptable to allow residents to continue experiencing the noise levels which had been witnessed, and expressed that any solution should be to ensure that residents can enjoy their properties going forwards without being disturbed.
- e. Cllr Taylor felt that the discussion by the committee was premature and that he had and would suggest again to adjourn a decision on the matter.
- f. Cllr Taylor welcomed the proposals for a noise limiter, but was sceptical whether this would be enough in its own right, as some of the noise which had contributed to the issue was not amplified music. He believed that extra sound proofing was likely to be required.
- g. Cllr Taylor expressed that he wished for a short-term solution which worked for the public house and residents above in the flat complex, and gave those residents a long-term protection for the noise.

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

- a. Mr Cochrane asked Cllr Taylor whether the use of a noise limiter in the short term, to allow entertainment to continue, whilst carrying out the investigation and rectifying the issues, which would then allow the noise level to be raised was the preferable solution. Cllr Taylor responded that he did not know whether or not this would work in practice. He felt that the noise limiter would potentially not be sufficient, and that he was unsure as to the details of what would be required, financially practical, and the time frame for the issues to be address. For this reason, he had proposed an adjournment to allow the relevant parties to work together to come up with a workable solution for all.

8. 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.
- b. Victor Ktorakis said that were the Licensing Sub-Committee minded not to remove regulated entertainment, and impose additional conditions instead, the Licensing Authority would accept the proposed amended

**LICENSING SUB-COMMITTEE - 7.2.2024**

wording that had been made with regards to the sound limiter in condition 20.

- c. Mr Cochrane expressed that there was a real willingness from everyone to make this work, that the issues had affected everyone involved including his clients, and the noise affecting the three residents needed to be resolved. He felt that the best resolution was to maintain regulated entertainment, and all music including incidental be played through a noise limiter, which would remove any subjectivity issues and prevent further statutory noise nuisances. He added that The Fox could then also conduct their investigations into the noise insulation issues and rectify them before the sound levels could be increased.
- d. Cllr Taylor said that while soundproofing might allow for an increase in volume for regulated entertainment, the primary objective should be protecting the residents affected by the noise.

The Chair thanked everyone for their time and adjourned the meeting at 14:36 while the committee went away to deliberate. The Panel retired with the legal adviser and committee administrator to consider the application further, and then the meeting reconvened in public at 15:22.

The Chair apologised for the delay in returning with/ finalising/ agreeing a decision.

The Licensing Sub-Committee **RESOLVED** that it considers it appropriate for the promotion of the licensing objectives **to modify the conditions of the licence as follows:**

Conditions (in accordance with Appendix 12, page 8-11 of the LSC Supplementary report no.2):

19. Section 177 (A) of the Licensing Act 2003 does not apply to this premises licence. This means that regulated entertainment is a licensable activity at all times in accordance with the licensing hours, and associated conditions are effective throughout the hours of operation.

(Modified) 20. A noise limiting device shall be installed to any amplification equipment in use on the premises and shall be maintained in effective working order. The noise limiter shall be set to interrupt the volume of the music at noise sensitive premises and/or to ensure the noise does not emanate from the premises so as to not cause a nuisance to nearby properties.

21. DJs and musicians/bands shall be reminded of the requirements and be trained in the proper use of noise-limiting equipment and the appropriate control of sound systems.

22. The noise limiter shall be recalibrated twice a year to ensure that the music

**LICENSING SUB-COMMITTEE - 7.2.2024**

volume does not exceed the level at which a noise nuisance to neighbours will occur. A copy of the calibration certificate shall be kept on the premises and made available to the Police or Council Officer on request.

23. All loudspeakers should be isolated from the building structure. For fixed speakers, this should be achieved using neoprene fixings for all speaker mountings. For free standing speakers, these should be sited on a suitable isolating material.

The Chair made the following statement:

“The Licensing Sub-Committee (LSC) having listened to and considered written and oral submissions made by the Licensing Authority, the premises licence holder’s representative, the premises licence holder, and the Other Parties.

The LSC, on balance, has made the decision to modify the conditions to the premises licence (as above).

The LSC makes no modification to the licensable hours on the current licence. The LSC expects all licence conditions to be complied with, particularly non-compliance of conditions 13 and 17 to be addressed as soon as possible.

The LSC has taken into account the statutory guidance and in particular the provision at paragraph 11.20 regarding the causes of concern raised in the representations, and the London Borough of Enfield’s Policy Statement, and has made its decision in promoting all of the four licensing objectives and in particular that of the prevention of public nuisance.

The LSC reminds the premises licence holder where issues continue to arise concerning noise nuisance and/or other concerns and/or other breaches to the licence conditions, these matters may be brought for further review.”

The Chair thanked everyone for their time and contributions and the meeting ended at 15:25.

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LICENSING SUB-COMMITTEE - 14.2.2024

**MINUTES OF THE MEETING OF THE LICENSING SUB-COMMITTEE  
HELD ON WEDNESDAY, 14 FEBRUARY 2024**

**COUNCILLORS**

**PRESENT** Doug Taylor (Chair), Sinan Boztas, and Jim Steven.

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

**Also Attending:** Cllr Mahym Bedekova (Haselbury Ward Councillor), Cllr George Savva (Haselbury Ward Councillor), Gulay Dalkilic (British Alevi Federation representative), Muslum Dalkilic (Chair of British Alevi Federation), Olgan Gunduz (Solicitor representing British Alevi Federation), OP10 (Spokesperson representing Haselbury residents), an officer observing, and 2 opposing parties.

**1 APPOINTMENT OF CHAIR**

Members **AGREED** that Cllr Taylor would Chair the meeting.

**2 WELCOME AND APOLOGIES**

The Chair welcomed everyone to the meeting. Apologies for absence were received from Cllr Sabri Ozaydin, who was substituted by Cllr Doug Taylor.

**3 DECLARATIONS OF INTEREST**

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

**4 CHURCHFIELDS RECREATION GROUND, GREAT CAMBRIDGE ROAD, LONDON, N9 9LE**

On 28 December 2023, an application was made for a new Premises Licence at Churchfields Recreation Ground, Great Cambridge Road, LONDON, N9 9LE, by British Alevi Federation.

**NOTED:**

1. The introduction by Ellie Green, Licensing Team Manager, including:
  - a. The sub-committee were to consider a new premises licence application at Churchfields Recreation Ground, Great Cambridge Road, LONDON, N9 9LE, submitted by the British Alevi Federation.

**LICENSING SUB-COMMITTEE - 14.2.2024**

- b. There was no proposed designated premises supervisor (DPS), as there was no sale of alcohol being sought in the application.
- c. The Alevi had held various outdoor events during summer periods for a number of years, and recently indoor events had taken place in the new event hall via a temporary event notice application.
- d. The outdoor events had cause noise nuisance and some unlicensed activity had been witnessed, specifically in the summer of 2022.
- e. The application originally sought outdoor events to be included in the licence but following mediation with the Licensing Authority, the outdoor activities had been removed from the application.
- f. Conditions had been agreed, namely in relation to traffic management and CCTV with the Police, and as these had been agreed, the Police's representation had been withdrawn.
- g. The Licensing Authority had also made representations, seeking a number of conditions. All but four of these conditions had been agreed, and only these four remaining conditions should form the basis for discussion and consideration at the hearing, though additional conditions could be added if the committee should wish to do so. These conditions are outlined in the report packs.
- h. The new application had drawn representations from fifteen local residents objecting to the application, mostly that the licence be refused in its entirety based on the prevention of public nuisance licensing objectives. The application had also drawn two supporting representations from the Ward Councillors present.
- i. Churchfields is located off the busy A10, and the grounds are surrounded predominately by residential properties.
- j. The application sought an unlimited licence, meaning there would be no end date, with a capacity of 350 people, for indoor events only. Opening hours sought were 8am to 11pm, with indoor sporting events 10am to 9pm, and live and recorded music and performance of dance midday to 11pm daily.
- k. The Alevi had provided updated plans and policies to support their application and a written response to the representations, including discussion on the outstanding conditions, which are available in the report packs.
- l. OP10, had been nominated spokesperson by a number of opposing parties (OPs), namely OPs 1, 4, 5, 6, 7, 8, 11, 14 and 15, two of whom were present.
- m. Those in attendance were introduced, and the order of representations and amount of time parties would have to speak was outlined.

2. Mr Olgan Gunduz, Solicitor representing British Alevi Federation, made the following statement:

- a. He said that he would not repeat the written submission and instead directed members of the sub-committee to where in the report packs these written representations, previously made by Alevi, were available.

**LICENSING SUB-COMMITTEE - 14.2.2024**

- b. It was highlighted that through consultations, outdoor events had been withdrawn from this application, which was now limited to indoor events only. He added that there was no sale of alcohol sought in the application.
  - c. Of the four outstanding conditions, Mr Gunduz expressed that following discussions prior to the meeting/hearing, the condition regarding the wording of 'adult entertainment' on the licence, Alevi, in principle, no longer objected to. It was explained that Alevi did not like the wording of 'adult entertainment', but Ellie Green had explained that this was the default wording applied to licences including other religious centre, and thus, in principle, they no longer had an objection to this. Additionally on the condition regarding children under the age of 16 always being accompanied after 9pm, in principle, Alevi also now agreed to this.
  - d. This left two contentious provisions, one being that despite outdoor events being withdrawn, and the application limited to indoors only, they could not understand the legal/practical reason why the number of events should be limited to only fifteen per year. They felt this to be a serious restriction on the practices of the community, and that one event a month plus three extras for special occasions appeared the only logic for this limit. He added that the Licensing Act states there must be good valid reason for limiting the number of events. He thought it to be a trial-and-error approach, and emphasised that the licensing team had no power to increase the number of events they could hold, but instead Alevi would have to create a new application, starting the process from scratch, which he felt was unfair and impractical. He highlighted that if the application were granted, the Licensing Act allowed for the Local Authority, residents, or other parties to seek a consultation and review of the licence, if they felt there were issues.
  - e. The Chair allowed Mr Gunduz to continue speaking beyond his 5-minute limit, and said he would allow the same for other parties making representations.
  - f. The merits of having the Alevi centre at this location in the community were highlighted, and Mr Gunduz made clear how helpful his client had been during the Covid pandemic; that this demonstrated that they were on the side of local people, and it was not in their interest to cause a nuisance/ disruptions.
3. In response, the following comments and questions were received:
- a. The Chair asked what Alevi's traffic management policy plan at the site would be. Mr Gunduz responded that this was an area his client had been working on, and had employed outside professionals to help with. He added that they were working on another application for a large outdoor annual festival, thus appreciated the traffic concerns, but would focus on what fell within the scope of the application being discussed. Mr Gunduz conveyed that car parking facilities were available on site, that of the 350 attendees permitted by this application, the front car

**LICENSING SUB-COMMITTEE - 14.2.2024**

park provided 35-36 spaces, and more spaces were located along the barrier which brought the total to 100. He said that there would likely be around 40 cars per event, which the car parking facilities more than accommodated for. The width of the access to the site was described as a potential problem which would be managed through specially trained staff in high visibility jackets directing cars in and out on event days. Cars coming in would be given priority so as to avoid traffic issues on the A10. Alevi were said to take the issue of traffic seriously, and had many volunteers at the community centre who would help contribute to ensure that it was effectively managed at all events.

- b. Victor Ktorakis queried how Alevi would manage the number of people at events so as to ensure that the capacity of 350 was not exceeded. Mr Gunduz replied that there would be counting on door entry, with a one in one out policy. Officer suggestions for ticketed/ guest listed events would be adopted as policy at events where deemed practical, but Alevi did not want this as a condition on the licence as they did not want to be limited/ restricted by this. Gulay Dalkilic clarified that they were a religious organisation, and they would not for example want to be ticketing at the centre in the event that somebody passed away as this would not be appropriate. Ellie Green expressed that such an instance would not involve licensable activity. Mr Gunduz agreed that worship and prayer were not covered by the Licensing Act and was a practice that could take place as frequently as was desired thus did not form part of the scope of the application. He added that there may still be events where tickets/guest lists were not possible, and that in these instances there would be a strict door supervisor counting people in and out of the premises, and a clicker system for instance would serve to control capacity. The limited car parking capacity would also assist in managing this naturally and once the capacity figure had been reached, there would be a no entry policy for non-ticketed events.
- c. Victor Ktorakis enquired whether Alevi would be willing to accept a condition that a door supervisor be employed. Mr Gunduz advised that they would not have a problem with this in principle, but that they would not be able to employ a door supervisor from a private company, as this would be too expensive, and was not in keeping with the charitable nature of the organisation. The DPS who would have been proposed, had they been required to have one as part of the application, had a personal licence and looked after licensed premises in other boroughs, thus his extensive knowledge and experience would help to ensure door supervision was done correctly. Mr Gunduz added that an SIA door supervisor would not be needed as they would not be dealing with the usual issues associated with pubs and bars, given there would be no alcohol and guests were not expected to get into altercations or be involved in crime and disorder. Ellie Green expressed that one of the mandatory requirements for licence conditions relating to door supervision, necessitated that such door supervisors be licensed/ SIA registered. Mr Gunduz replied that somebody would obtain this

## LICENSING SUB-COMMITTEE - 14.2.2024

- necessary qualification, and in the meantime an external SIA door supervisor would be employed.
- d. Victor Ktorakis asked, in instances where excess numbers of people had turned up to an event, how they would go about managing them, to ensure capacity was not exceeded and those excess individuals left. Mr Gunduz responded that once the capacity had been hit, any further people wishing to attend the event would be refused access outright, and any individuals waiting outside would be asked to leave by the SIA trained door supervisor. Alevi would inform door staff not to let anyone in once capacity had been reached, and this would be communicated to attendees. Victor Ktorakis conveyed that it would be for Alevi to put policies and procedures in place for the SIA door supervisors to follow, that they would need to have a security plan in place, and that it may not be enough to have just one SIA supervisor in some instances. Mr Gunduz said that SIA door supervisors would enforce their rules and expectations from a licensing and security point of view. He reiterated that their organisation was different in nature to a drinking establishment. Mr Gunduz explained that there would be a queuing system; counting would take place at the door, and if they reached capacity, no further entry would be permitted, with any extra people asked to leave. He said their one in one out policy would not be like at pubs and bars, and there would be no waiting outside once the attendee limit was reached. Gulay Dalkilic added that at their recent event just before Christmas, a council officer had attended to check it, and could confirm that eight SIAs were in attendance. She said that there would not necessarily be eight SIAs at every event, but there would be more than one person on the door who was SIA registered, and they would plan for events where they expected the full 350 people capacity.
- e. Victor Ktorakis queried whether Alevi would accept a condition regarding having a security policy in place, which would be signed by the SIAs working at events, and enquired why a guest list would not be a suitable solution. Mr Gunduz advised that guest lists and ticketing would not be enforceable/ workable at all events and was therefore not a condition they could accept, as they did not want to be restricted by a condition; but they would use these approaches in the case of events where they were practical. He added that Alevi had several policies, that seeking advice on a security policy would not be difficult and they therefore did not object to having a policy conditioned.
- f. Victor Ktorakis asked if Alevi would be willing to accept a condition that events are risk assessed in advance, to determine whether they should be a ticketed or guest list event, and or how many SIA door supervisors would be required. Mr Gunduz responded that they had no problem with this, that once they had assessed the event, if practical, they would apply ticketing, and if not, they would state in their logbook the reasons for this. The Chair clarified that there could be categories, which individual events could be assessed against to determine, what security plan and form of admittance would be needed/ should be used.

**LICENSING SUB-COMMITTEE - 14.2.2024**

Mr Gunduz suggested the wording could be something to the effect of the: licence holder shall carry out a risk assessment to determine whether or not an event is going to be ticketed, or if a guest list is possible, and if not must insert in their logbook why not. Victor Ktorakis added that this should include wording to the effect of: and to determine the number of SIAs needed for the event; and this would form part of the conditioned security plan/ policy. Ellie Green would find some model condition wording.

- g. OP10 queried how traffic would be sufficiently managed. Mr Gunduz replied that the A10 was a busy dual carriage way and traffic was an important concern which they took seriously. He explained that there was a sufficient number of parking spaces on the premises to accommodate the expected capacity and that cars coming in from the A10 would be given priority. It was expressed that the risk management condition would allow them to better understand the potential issues and attendance prior to events and put plans/ policies in place to mitigate the impacts. They could make announcements to members of the community encouraging that they use public transport or carpool so as to reduce the risk of traffic issues. Mr Gunduz conveyed that problems accessing the premises only occurred when cars were trying to leave the premises, and they would mitigate this by having staff managing cars entering and leaving the site and giving priority to those arriving. Gulay Dalkilic added that they were contacting Edmonton County School with regards to using their new road to access the area and renting parking spaces. Additionally, they were looking at adding fencing with plastic sheeting to the grass area between the premises and residential properties as a means of reducing noise and dust. Furthermore, there were said to be recent discussions about moving parking spaces in front of the nursery and scout hut back towards the fencing, which would widen the access point, making it easier for cars to enter and leave the site, and eliminate the bottleneck. It was emphasised that their plan to give priority to incoming cars had been used at previous events and worked effectively.
- h. OP10 raised the traffic issues which had occurred at events at the premises during previous summers. He highlighted that any traffic backup at the site would cause serious issues on the A10, pointed out the amount of speeding that occurred, believed the estimate of 40 cars was not accurate, and enquired how this would be managed. Mr Gunduz advised that they had highlighted some of the efforts they would make to reduce the issues, like giving priority to cars entering the site and widening the access point. He said that they could not guarantee that there would be no issues on the road, and emphasised that there were broader problems with traffic in the area and on the A10. The historic instance of traffic issues regarding to Alevi related to the summer festival in 2022 which was an outdoor event, and thus not comparable/ relevant to this application. He expressed that some of the issues raised and the research they would conduct, would feed into their future application for the annual festival. Mr Gunduz highlighted

**LICENSING SUB-COMMITTEE - 14.2.2024**

that no traffic or highways objections had been received when the application was made, he reiterated that they would manage the problems effectively, that for this indoor event only application the traffic issues were not a major concern, but would be considered in their future application. Cllr Bedekova thanked residents for highlighting these issues and welcomed the work that the Alevi Federation were doing to try and find solutions to the issues. She suggested Churchill Primary School parking spaces as another potential solution, and offered to help Alevi with this to resolve potential traffic concerns.

- i. The Chair adjourned the meeting at 11:03am to allow those in attendance a short comfort break. The meeting resumed at 11:09am.
- j. One of the OPs present asked on what grounds it would be determined whether an event was to be ticketed, how this would be communicated, and could a list of potential events be produced. Mr Gunduz responded that they would risk assess events and manage them effectively. He added that there could potentially be a monthly newsletter published to the centre's mailing list, highlighting the upcoming events once they were known. Another of the OPs enquired whether it would be possible to display upcoming events on a notice board at the premises, Mr Gunduz replied that this would be a possibility. Ellie Green queried whether it would be possible to display the information regarding upcoming events on the group's website. Mr Gunduz advised that the British Alevi Federation did have a website, but did not have in-house IT, and so making changes/ adding information on a regular basis would incur a cost to them, but Gulay Dalkilic said that this was something they would look at. Mr Gunduz believed that the mailing list would prove the most practical approach, encouraged members of the public to join the mailing list, and highlighted the good work his clients did in the community, including clearing up rubbish which had been left at the premises by others.
- k. One of the OPs present queried, given the event hall had been described as a temporary building, whether there were plans to build a larger building. Mr Gunduz responded that there was no intention to build a larger building and clarified that the event hall was a temporary structure.
- l. One of the OPs present enquired whether there were plans to put in proper parking facilities, or if they would continue using the grass at the premises. Gulay Dalkilic replied that at present cars were parked 10-15 meters away from houses, in line with the building. She added that they constantly re-grassed the site, and were looking at adding fencing with plastic sheeting to reduce noise and dust to residents. It was explained that photos on the website showing cars parked close to residential properties were probably old and needing updating; that trees had been planted, and an arts hub and fencing added since these were taken.
- m. One of the OPs present queried whether pedestrian and cycle access would be encouraged. Gulay Dalkilic advised that there were walkways and pathways for pedestrians and cyclists to access the premises, and

**LICENSING SUB-COMMITTEE - 14.2.2024**

they would do their best to encourage their attendees to use these methods of transport. She highlighted that at their summer event in 2022, they had sent communications on social media asking that people walk or use public transport to attend the event, and would continue to do this in the future.

- n. One of the OPs present asked whether there would be a designated smoking area at the premises, and if there was, where this would be located. Gulay Dalkilic responded that it was on the far side of the building facing the allotments and was partially covered. It was said there were cameras located here and staff would be around to reduce the chance of noise issues. She added that even on days when there were not events, people who had nothing to do with the centre attended the site/ park, and they had a caretaker who went round and dispersed people if there were noise issues.

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

- a. As with any application, it was important to consider the history of the premises. Since June 2018 the council had received 63 complaints regarding noise from the site, the majority of which were received between May and July 2022.
- b. On 7 August 2018 council officers witnessed a statutory noise nuisance and as a result served a fixed penalty notice on Mrs Koroglu and Mr Erbil, both of whom were trustees for the British Alevi Federation at the time.
- c. In the summer of 2022, there were a number of outdoor events held at the site without the British Alevi Federation applying for a temporary event notice. Alevi believed that the Community Premises Exemption applied, however, this was only for events with a capacity not exceeding 500, which was not the case at these events. Once the Licensing Team became aware that the events were taking place with a capacity above 500, and several noise complaints received by residents, officer advice was provided to the British Alevi Federation about how to meet their licensing requirements for further events on the site. This advice was sadly ignored, as several events followed where the capacity far exceeded 500 people. These included the Albanian Community Concert which still went ahead despite being refused by the Licensing Authority. Council officers attended the event and witnessed a capacity in excess of 500 people with ticket sales having reached 1,300 people, massively over what they were entitled to; unauthorised sales of alcohol were also being made at the premises at this event.
- d. In September 2022 the Licensing Enforcement Team conducted an investigation in relation to offences under the Licensing Act, the outcome of that investigation resulted in the British Alevi Federation signing a simple caution for a number of offences. This included, on 19 and 26 June 2022 the British Alevi Federation carried out unauthorised



## LICENSING SUB-COMMITTEE - 14.2.2024

licensable activities, namely live and recorded music for a capacity over 500 people, the capacity actually being 2000 people at that event. Additionally on 26 June 2022 the British Alevi Federation carried out unauthorised licensable activities in the form of the sale of alcohol. Officers also witnessed a breach of the noise abatement notice on 19 and 26 June 2022, for which fixed penalty notices for each breach were served on the aforementioned trustees. Advice had been given to the British Alevi Federation that if events over 500 people were expected, they would need to apply for a licence which they were now in the process of doing.

- e. The main condition still up for debate regarded no more than 15 indoor events taking place/ being provided in the year, where regulated entertainment takes place. Local residents were said to have expressed concerns with the frequency at which even indoor events could take place. The Local Authority were aware of the issues which arose in 2022, which largely occurred due to a lack of control at the events in general, such as noise nuisance and traffic management. Until the premises had established itself and operated without substantial complaints and or officer concerns for a period of at least a year, the Local Authority do not believe the premises should be permitted the potential to operate every day of the year. An alternative number of events had not been proposed by the applicant.
- f. Officer observations in 2022 resulted in capacities exceeding attendance by a significant number, despite council advice being provided. On 19 June 2022 attendance reached 2000 people when the maximum should have been 500, and this was similar on 26 June 2022. Unauthorised sales of alcohol had taken place on the site at an event where the attendance should have been 500 people, but instead reached 1300. This demonstrated that the British Alevi Federation were not able to control the number of people at their events, or the licensable activities taking place on their premises, and because of these breaches they had signed a caution.
- g. The Licensing Authority lack confidence in the applicant's ability to control and confirm the number of attendees on site, and until such a time that the applicant can show compliance with the attendance capacity numbers, the Licensing Authority maintain their position with regards to this licensing condition.

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

- a. The Chair asked whether all of the breaches referred to related to outdoor events. Victor Ktorakis confirmed this to be the case.
- b. Mr Gunduz queried whether one of the breaches referred to, which resulted in the British Alevi Federation signing a caution, was the Albanian concert, on 26 June 2022. Victor Ktorakis responded that he believed it was.
- c. Cllr Savva enquired whether the events in June 2022, taking place soon after the Covid pandemic and lockdowns, when people would

**LICENSING SUB-COMMITTEE - 14.2.2024**

want to go out and meet each other, was a mitigating consideration for the breach. Victor Ktorakis replied that it was a clear breach regardless of the scenario, that it was for the licence holder to control the capacity, which they were unable to do, and they would not allow or want to see breaches following a potential future pandemic. Victor added that despite this being an event for the Albanian community, it was still the British Alevi Federation's site, and they were responsible for it. He expressed that the premises was large and could accommodate more than the capacity.

- d. The Chair asked why any restriction on the number of events that the Alevi Federation could hold would be a problem. Mr Gunduz advised that they could not measure on which days certain events may need to take place, and they wanted to be able to respond to the needs of the community. He expressed that 365 events in a year was never realistically going to happen and questioned the purpose of having a numerical number of events, as they did not want to be limited in this respect. It was highlighted that all of the previous issues referred to related to outdoor events, and that this application, through consultation had been reduced to indoor events only. Mr Gunduz believed that his clients should not need to prove that they could effectively manage indoor events, thus should not be restricted. There were mechanisms in place whereby if there were issues in the future, the public and Licensing Authority could bring about a review of the licence. The external event referred to was a leased event to an outside community, and as a matter of policy, they no longer leased their premises to any external community, and would only be running their own events at the site. This step, along with withdrawing the outdoor events, showed effective management in ensuring that past issues were not repeated. He reassured those present that all indoor events going forward would be properly managed and have a restricted capacity. Mr Gunduz conveyed that condition 18 was outstanding as well as condition 4. Victor Ktorakis said that this was subject to agreeing the conditions with regards to door supervisors, a security plan and risk assessments. Mr Gunduz clarified, this being the case, that condition 4 regarding the number of events, was the only outstanding/ contentious condition remaining.
- e. One of the OPs present questioned whether the Alevi Federation would still be able to use the community event exemption to hold outdoor events for under 500 people. Gulay Dalkilic responded that this application did not seek any outdoor events, that their intention was not to repeat 2022 where they had a month of several events, but instead have one weekend where residents would know the event date, but this was subject to the future licence application being granted. Mr Gunduz expressed that they had no plans to use this exemption alongside this current application in the immediate future, and that future events would respond to the needs of the community and would be consulted on/ shared.

**LICENSING SUB-COMMITTEE - 14.2.2024**

- f. One of the OPs present enquired if there were further statutory noise nuisance breaches. Victor Ktorakis replied that they had been issued with fixed penalty notices on two separate occasions, on 19 and 26 June 2022.
- g. OP10 asked what consultations had taken place regarding the licence application. Mr Gunduz advised that there was a consultation on the application when it included both indoor and outdoor events, which ran from the end of December 2023 and ended on 25 January 2024. Since this time, a consultation had taken place between the applicant and council officers which discussed the issues and resulted in outdoor events being removed from the application; an further application for the outdoor annual festival would be submitted in the future.
- h. OP10 raised a public consultation regarding the purpose of the event hall which took place in 2022, which received a large number of signatures and comments. The Chair explained that this consultation referred to a planning application, and was therefore not relevant to this application.

6. OP10, spokesperson representing Haselbury residents, made the following statement:

- a. The initial representations made by Haselbury residents OP1-15 were made when the application was for both indoor and outdoor events. Some of the OPs were only informed of the removal of outdoor events from the application around the closure of the consultation. The representations made were therefore relevant based on their previous experiences of Alevi events, and the information in the original application. The OPs representations should be given full consideration by the Licensing sub-committee.
- b. Whilst residents understood the importance of fostering community engagement and cultural events, past events had a detrimental impact on the wellbeing and quality of life of residents in the surrounding area.
- c. Residents had a variety of concerns regarding the application, and these objections were based on the four licensing objectives of the Licensing Act 2003. Residents had raised concerns that individuals leaving Alevi events in the past had committed antisocial behaviour, namely not leaving events quietly, urinating in residents' gardens, and parking across residents' drives.
- d. Alevi events had attracted large numbers of attendees resulting in an increase in traffic, congestion, and parking issues in the area.
- e. The Alevi had been unable to control the number of people attending events in the past, and there was no evidence to suggest that this would be any different in the future were the application granted.
- f. Past events had generated an extremely high level of noise resulting in a public nuisance and statutory noise nuisance under the Environmental Protection Act 1990, and as confirmed by at least two officers who had visited a resident's premises on one of the event days.

**LICENSING SUB-COMMITTEE - 14.2.2024**

- g. Due to their past experiences, Haselbury residents had no confidence that Alevi would adhere to the terms of the licence, as they had not demonstrated they could do this at previous events. Residents had concerns over the lack of event management, noise, the control of numbers and local parking by attendees. Alevi had shown unwillingness to control the level of noise emanating from events, and appeared unconcerned or unwilling to take into account the complaints and effects on residents, which it was believed would continue to be the case in the future.
- h. Alevi officials and representatives were said to have shown disregard towards Enfield Council employees, specifically members of the Environmental Team who had attended the site on event days.
- i. Residents therefore urged the Licensing sub-committee to reject this application for the reasons outlined.

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

- a. Mr Gunduz asked what had been meant by some of the OPs only being notified of the application around the closure of the consultation period. Ellie Green clarified that those who had submitted representations on the application had been contacted following the amendment to the application to remove outdoor events, to see if their representations remained, which all residents confirmed they did.
- b. Mr Gunduz sought clarity that residents had been given the opportunity to comment on the application, and that on knowing the outdoor event aspect of the application had been withdrawn, residents' positions were unchanged. O10 responded that the representations had been made on past experiences, particularly the lack of management of past events, hence the Licensing Authority were of the position that the number of events should be limited until it had been demonstrated that they could manage events effectively. OP10 added that he did not feel Alevi appreciated how their events had affected local residents. He described how he had witnessed officers visiting his premises, following a complaint regarding the noise from one of Alevi's events, being treated badly over the phone by an Alevi representative when trying to investigate and resolve the issue. Mr Gunduz expressed that he felt OP10 had gone beyond providing clarification on the point he had raised, and instead made another representation. The Chair conveyed that he had given both sides latitude in order to allow for all the issues to be heard.
- c. Victor Ktorakis queried whether there was a number of events which residents would be happy for the British Alevi Federation to hold per year. Residents/ OPs present said they had not considered this question.

8. Cllr George Savva and Cllr Mahym Bedekova, Haselbury Ward Councillors, made the following statements:

**LICENSING SUB-COMMITTEE - 14.2.2024**

- a. Cllr Savva highlighted and thanked the British Alevi Federation for all the valuable work they do in the community.
- b. Cllr Bedekova expressed that she believed the application should be supported in order to promote the licensing objectives, particularly regarding the prevention of crime and disorder, prevention of public nuisance, public safety and protection of children from harm.
- c. Cllr Bedekova conveyed that as a resident and ward councillor she had previously witnessed on many occasions anti-social behaviour on the site before the British Alevi Federation had moved in. She added that when she was elected in 2018, she raised this issue in a CAPE meeting with Police, but the issue persisted until the Alevi Federation moved in.
- d. Cllr Bedekova highlighted that this application was for indoor events only, meaning the previous issues regarding noise/ music at their outdoor events would not be repeated.
- e. Cllr Bedekova said that she had been told by many residents how pleased they were that as a result of the Alevi community centre, the area felt safer and cleaner. She added that there had been a reduction in crime, and that access to the green area on site was a positive benefit for residents.
- f. Cllr Bedekova raised how the British Alevi Federation provided a variety of educational courses to local residents, which helped to keep young people off the streets, and they had done a great deal of work to support the local community during Covid-19 lockdowns. She added that following the earthquake in Turkey, the Alevi Federation had done lots to help support local people.

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

- a. One of the OPs present highlighted the noise pollution that had been experienced by residents. Cllr Savva responded that this application was for indoor events only, and the complaints/ representations made regarded previous outdoor events, which would be relevant to the further/ future application for the outdoor annual festival. He reiterated the good work the Alevi Federation had done in the area, including maintaining the green space at the site.
- b. One of the OPs present thanked the Alevi Federation for the good work they did in the community, expressed that they believed it would be better to limit the number of events initially and see how it went, and questioned whether a new application would need to be submitted to increase the number of events. Ellie Green advised that if the application were granted in part, subject to a condition that the number of events be restricted to 15, then after for instance the proposed 1-year period, the Alevi Federation would have to submit a full variation application. Mr Gunduz queried whether the open/ transparent publication/ notification of events, as a record of the number of events which had taken place without restriction, which the Council and members of the public could look over and bring back for a review at

**LICENSING SUB-COMMITTEE - 14.2.2024**

committee if there were issues was the better option. The OP replied that the thought that Alevi would be able to hold an event every day without a numerical number to limit this would cause them concern, and they had to base their judgement on what had happened in the past. Mr Gunduz reemphasised that these issues regarded outdoor events, and this new application was indoor events only.

- c. Cllr Steven queried whether the British Alevi Federation currently had an outdoor events licence. Mr Gunduz responded that they did not, that events like the Albanian Community Concert had been held with a temporary events notice, but due to the issues of such events, the decision had been taken not to rent the outside area of the premises to any group in the future. He added that these issues were caused by a different community to theirs, that they had not allowed the Albanian group to provide alcohol, but this had been ignored, and that their application sought no supply of alcohol at events.

10. 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.
- b. Victor Ktorakis expressed that having read and listened to the British Alevi Federation's representations, the Licensing Authority were not minded to change their position on condition 25 regarding the number of events. The Licensing Authority were minded to change their position on condition 28 regarding ticketed events/ guest lists, subject to Alevi agreeing to alternative provisions. The first of these being that the premises shall have a written security crowd management and dispersal policy, which all staff will be fully trained in, with training being logged/ records kept, and made available to the Police and Licensing Authority upon request, and kept for one year. Additionally, the premises licence holder will undertake suitable and sufficient risk assessments prior to all licensable events to identify if the event will need to be ticket only and if SIA door supervisors are required, this must be document and made available to the Police and Licensing Authority on request, and kept for a year. The duties of the door supervisor will include the supervision of persons entering and leaving the premises, to ensure that this is achieved without causing a nuisance. All door supervisors shall be easily identifiable by wearing high visibility jackets. Furthermore, a log must be kept indicating the date and times door supervisors sign in and out for duty, and must include clear details as to door supervisors' names, SIA badge numbers, employer, and the duties that they are employed to carry out at that particular event. The log must be kept for at least 6 months and made available to the Police and Licensing Authority upon request.
- c. OP10 conveyed that residents appreciated the good work that the British Alevi Federation did, but past events had caused problems for local people, with noise and traffic issues being the most prevalent. He added that he hoped future events would see changes, with residents

**LICENSING SUB-COMMITTEE - 14.2.2024**

- not affected like they were in the past. OP10 felt that indoor only events would help to restrict the noise, but supported the Licensing Authority's condition to limit the number of events to 15, until such time the Alevi could prove that they were capable of effectively managing events.
- d. Cllr Bedekova said that from her experience, when the Licensing sub-committee had given licence holders the opportunity to learn from past mistakes they had. She reemphasised the good work Alevi did in the community, that the issues of the past referred to outdoor events, and this application was for indoor events only, and thus supported the application, but did feel sorry for residents for what they had endured in the past.
- e. Mr Gunduz expressed that the application emanated from consultations which had taken place with the Licensing Authority. Previously temporary event notices had been utilised for outdoor events which had resulted in some issues. The Licensing Team advised that the applicant submit a license application, and said they would not be issuing further temporary event notices to the licence holder for outdoor events. He conveyed that the problems with previous outdoor events were addressed by the reduction in scope of this application to indoor events only. Mr Gunduz highlighted the good work that his clients did in the community and reiterated that the supply of alcohol was not sought in the application. He emphasised that the Alevi Federation worked with children and thus had high regard for the opinions of the locals and responsible authorities, hence they had agreed to the condition that post 9:00pm all children would be accompanied. Mr Gunduz expressed that given the good management steps demonstrated, the sub-committee should grant the application. With regards to the proposed alternative provisions to ticketed events, his clients accepted these, and this illustrated their willingness to work with the Local Authority to make the application as good as it could be for all. On the issue of the condition relating to limiting the number of events to 15, this was strongly opposed for the reasons which had been outlined, namely that they couldn't and should not be made to fix number of events they had, particularly given the nature of the Alevi Federation. He said that his clients did not want to be punished for past outdoor events, as these were not relevant to this, but the future outdoor annual festival application, and there had been good management decisions/ steps taken in the preparation of the application. Mr Gunduz highlighted that Alevi were trying to work with local residents, for instance by agreeing to provide notice of their upcoming events where possible. He raised an instance of an enforcement from 16 December 2023, available in the report packs, relating to a temporary events notice which officers had categorically marked no noise. This he said provided assurance that noise was not expected from indoor events, and thus the sub-committee should disregard the issues raised regarding outdoor events. Mr Gunduz explained that a limiting numerical figure of events was not about negotiation, but instead the practice and regulated activity of the group, and any mistakes made by the applicant would

**LICENSING SUB-COMMITTEE - 14.2.2024**

allow for the right to review the licence, which they took seriously. He added that it should be a case of innocent until proven guilty, that there had been no indoor event breaches, and so Alevi should be given the chance to prove their indoor events would be managed effectively. All complaints regarding outdoor events would be addressed in their next application for the annual festival, which they would have a consultation for, thus this application should be granted.

The Chair thanked everyone for their time and adjourned the meeting at 12:32, while the committee went away to deliberate. The Panel retired with the legal adviser and committee administrator to consider the application further, and then the meeting reconvened in public at 13:38.

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

**Licensing Hours and Activities:**

Activity	Proposed Times by Applicant	Times Confirmed by LSC
Opening hours	08:00 – 23:00 daily	08:00 – 23:00 daily
Indoor Sporting Events	10:00 – 21:00 daily	10:00 – 21:00 daily
Live Music (indoors) Recorded Music (indoors) Performance of dance (indoors)	12:00 – 23:00 daily	12:00 – 23:00 daily

**Conditions**

- (i) Conditions 1 to 24, 26 and 27 (in accordance with Annex 6, from page 122 of the report pack).
- (ii) The premises shall have a written security, crowd management and dispersal policy. All staff shall be fully trained in the policy. The training shall be logged, and records kept. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.
- (iii) The premises licence holder will undertake a suitable and sufficient risk assessment prior to all licensable events to identify if the premises will need to be a ticket only event and if SIA door supervisors are required. The risk assessment must be documented and made available to the Police and/or Local Authority upon request and shall be kept for at least one year.



**LICENSING SUB-COMMITTEE - 14.2.2024**

- (iv) The duties of the door supervisors will include the supervision of persons entering and leaving the premises to ensure that this is achieved without causing a nuisance.
- (v) All door supervisors shall be easily identifiable by wearing high visibility jackets.
- (vi) A log must be kept indicating the date and times door supervisors sign in and out for duty and must include clearly printed details of each door supervisor's name, SIA licence number, employer, and the duty they are employed to carry out on any particular event. This log must be kept for at least six months and must be made available to Police or Local Authority officers on request.

The Chair made the following statement:

“I thank all participants for their oral and written representations. The Licensing Sub-Committee (LSC) considered all submissions and representations and carefully considered all the evidence.

In making its decision, the LSC took into account the promotion of the four licensing objectives:

- Prevention of crime and disorder;
- Public safety;
- Prevention of public nuisance;
- Protection of children from harm.

The LSC also had regard for the Council Policy Statement and Statutory Guidance.

Having heard all representations, the LSC took steps for the promotion of the licensing objectives by granting the application in part, subject to mandatory conditions plus the conditions outlined above.”

The Chair added that on condition 25 regarding the number of events, the committee had spent a long time considering the issues, but decided not to accept the Licensing Authority's proposed restriction. He made the point that had this been an entirely new application from a new licence holder for events, they would not have considered restricting the number of events, but instead give the applicant the opportunity to prove themselves, with mechanisms for review available. The Chair conveyed that the committee recognised the history of complaints from residents, but hoped the changes and conditions would mean the applicant could deliver what they had promised, and the Licensing Authority should ensure if there were breaches, that the licence be reviewed. On the issue of smoking, the Chair expressed that the sub-committee were not minded to specifically condition this, but asked that the designated smoking area be properly supervised and not create any nuisance. The Chair asked that any ability to prevent Alevi event

**LICENSING SUB-COMMITTEE - 14.2.2024**

attendees parking across residents' driveways, for instance through supervision, would be appropriate. He asked for better communications, and that if issues did arise, there ought to be a number that residents could reach, which Alevi could respond to and address the problems.

The Chair thanked everyone for their time and contributions and the meeting ended at 13:44.

**MUNICIPAL YEAR 2024/25 REPORT NO.**

**COMMITTEE :**  
Licensing Sub-Committee  
5 June 2024

**REPORT OF :**  
Principal Licensing Officer

**LEGISLATION :**  
Licensing Act 2003

Agenda - Part	Item
<b>SUBJECT :</b> Variation of a Premises Licence Application	
<b>PREMISES :</b> Edmonton Corbacisi, 30 Sterling Way, LONDON, N18 2XZ	
<b>WARD :</b> Upper Edmonton	

**1.0 LICENSING HISTORY OF CURRENT LICENCE: LN/202300765**

- 1.1 On 31 January 2024 an application was made by Mr Memik Gilgil for a restaurant.
- 1.2 The new application sought:

**Table 1**

Activity	Proposed Times
Late Night Refreshment (indoors)	23:00 – 02:30 daily
Opening hours	06:00 – 02:30 daily

- 1.3 Each of the Responsible Authorities were consulted in respect of the application. The Police objected to the hours of the application.
- 1.4 Following mediation with the Police, Mr Gilgil agreed to the hours proposed by the Police and premises licence LN/202300765 was granted on 4 March 2024 by officers with delegated authority.
- 1.5 The final times were:

**Table 2:**

Activity	Proposed Times
Late Night Refreshment (indoors)	23:00 – 00:30 Sunday to Thursday 23:00 – 02:30 Friday & Saturday
Opening hours	06:00 – 00:30 Sunday to Thursday 06:00 – 02:30 Friday & Saturday

- 1.6 A copy of the premises licence is in Annex 1.
- 1.7 Mr Gilgil applied for and was issued a duplicate licence on 17 April 2024, as he reported that the licensing agent representing him for the new application had not forwarded the issued licence to him.

1.8 The premises is not located in any Cumulative Impact Policy area.

**2.0 THIS APPLICATION – VARIATION OF PREMISES LICENCE  
LN/202300765:**

2.1 On 18 April 2024, the Licensing Team received the variation application, seeking to extend the late-night refreshment so the premises could be open 24 hours daily.

2.2 A copy of the variation application is produced in Annex 2.

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

**3.0 RELEVANT REPRESENTATIONS:**

3.1 **Metropolitan Police** - Representation was received on behalf of the Metropolitan Police, objecting to the extension of hours, under the Prevention of Crime and Disorder licensing objective. A copy of the Police representation can be found in Annex 3.

3.2 **Premises Licence Holder** – No written representation has been received on behalf of Mr Gilgil at the time this report was being prepared.

**4.0 PROPOSED LICENCE CONDITIONS:**

4.1 There is one new condition arising from this variation application, offered by Mr Gilgil which is:

Condition 11. “An intruder alarm with an emergency button, which when pressed alerts the Police, shall be installed and in use throughout the times of licensable activity.”

4.2 The Police have not requested any additional conditions in their representation.

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

5.1 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 2018 ('Guid'); or

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

**General Principles :**

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

5.3 The licensing objectives are :

5.3.1 the prevention of crime and disorder;

5.3.2 public safety;

5.3.3 the prevention of public nuisance; &

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

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

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

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

#### **Hours:**

5.5 The Government acknowledges that different licensing strategies may be appropriate for the promotion of the licensing objectives in different areas. The 2003 Act gives the licensing authority power to make decisions about the hours during which premises can conduct licensable activities as part of the implementation of its licensing policy statement. Licensing authorities are best placed to make decisions about appropriate opening hours in their areas based on their local knowledge and in consultation with responsible authorities. However, licensing authorities must always consider each application and must not impose predetermined licensed opening hours, without giving individual consideration to the merits of each application.[Guid 10.13]

5.6 Where there are objections to an application to extend the hours during which licensable activities are to be carried on and the licensing authority determines that this would undermine the licensing objectives, it may reject the application or grant it with appropriate conditions and/or different hours from those requested. [Guid 10.14].

5.7 The Council will deal with licensing hours on the merits of each individual application, again, only if relevant representations are made and there is a hearing to consider them. Applicants are expected to provide details of the measures they intend to take in order to promote the Licensing Objectives. [Pol s.8.1].

5.8 The Council recognises that variable licensing hours for the sale of alcohol may be desirable to ensure that concentrations of customers leaving premises simultaneously are avoided. However, where this may lead to longer opening hours the Council also recognises the potential for additional crime and disorder and/or public nuisance that may arise. [Pol s.8.2].

5.9 However, there is no general assumption in favour of lengthening licensing hours and the four Licensing Objectives should be paramount considerations at all times. Where there are representations against an application and the

Sub-Committee believes that extending the licensing hours would undermine the Licensing Objectives, they may reject the application or grant it with appropriate conditions and/or different hours from those requested. [Pol s.8.3].

- 5.10 Stricter conditions with regard to licensing hours may be required for licensed premises situated in or immediately adjacent to residential areas to ensure that disturbance to local residents is avoided. This will particularly apply in circumstances where, having regard to the location, size and nature of the licensed premises, it is likely that disturbance will be caused to residents in the vicinity of the premises by concentrations of people leaving, particularly during normal night-time sleeping periods. It is accepted that applicants' operating schedules may adequately provide for such circumstances and the Council will not seek to impose stricter conditions unless relevant representations are received, and a hearing takes place. [Pol s.8.4].
- 5.11 The Council takes the view that persons under 18 may be at risk by late night access to premises primarily used for the sale and consumption of alcohol. In particular, exposure to late night drinking may encourage illegal drinking and detrimentally affect studies and work. [Pol s.8.5].

## **6.0 DECISION:**

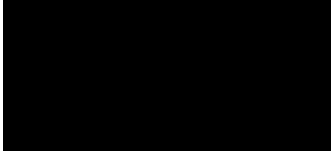
- 6.1 As a matter of practice, licensing authorities should seek to focus the hearing on the steps considered appropriate to promote the particular licensing objective or objectives that have given rise to the specific representation and avoid straying into undisputed areas. A responsible authority or other person may choose to rely on their written representation. They may not add further representations to those disclosed to the applicant prior to the hearing, but they may expand on their existing representation and should be allowed sufficient time to do so, within reasonable and practicable limits. [Guid 9.37].
- 6.2 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:
- 6.2.1 the steps that are appropriate to promote the licensing objectives;
  - 6.2.2 the representations (including supporting information) presented by all the parties;
  - 6.2.3 the guidance; and
  - 6.2.4 its own statement of licensing policy [Guid 9.38].
- 6.3 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:
- 6.3.1 to grant the application subject to the mandatory conditions and such conditions as it considers necessary for the promotion of the licensing objectives;
  - 6.3.2 to exclude from the scope of the licence any of the licensable activities to which the application relates;
  - 6.3.3 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**



Mr Memil Gilgil



Please reply to: Licensing Team,  
P O Box 57, Civic Centre, Silver Street,  
Enfield, EN1 3ES  
E-mail : [licensing@enfield.gov.uk](mailto:licensing@enfield.gov.uk)  
My Ref :   
Your Ref : LN/202300765  
Date : 17 April 2024

Dear Mr Memil Gilgil

### Licensing Act 2003

<b>Licence No:</b>	<b>LN/202300765</b>
<b>Premises:</b>	<b>Edmonton Corbacisi, 30 Sterling Way, LONDON, N18 2XZ</b>

Please find enclosed a copy of your Duplicate of a Premises Licence.

Please check the details on the licence and inform us of any errors within 28 days of the licence issued date.

The licence does not override any restrictions on trading that may apply to the premises in respect of planning permission and/or Sunday trading.

The times and conditions of the licence must be complied with whenever the premises is used for the provision of licensable activities. Failure to comply with the licence is a criminal offence.

The licence must be kept on the premises at all times and must be produced on request to any authorised officer. The summary of the licence (Part B) must be prominently displayed within the premises.

<p>Enfield Council has launched a series of 14 e-newsletters covering a range of topics that provide residents with more frequent Council news and service updates. More than 40,000 people have already signed up, make sure you're one of them. You can register at <a href="http://www.enfield.gov.uk/enewsletters">www.enfield.gov.uk/enewsletters</a></p>
--

**Perry Scott**  
**Executive Director of Environment and Communities**  
Enfield Council  
Civic Centre, Silver Street  
Enfield EN1 3XY

[www.enfield.gov.uk](http://www.enfield.gov.uk)



If you need this document in another language or format contact the service using the details above.

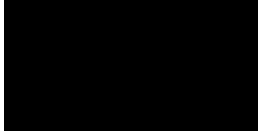


The licence is subject to an annual fee, payable on each anniversary of the licence first being granted.

All employers have a responsibility to prevent illegal migrant working in the UK. Failure to comply could lead to a penalty of up to £10,000 per illegal worker. Home Office guidance is available at [www.ukba.homeoffice.gov.uk/employers/preventillegalworking/](http://www.ukba.homeoffice.gov.uk/employers/preventillegalworking/)

Our full privacy policy is available online at <https://new.enfield.gov.uk/privacy-notice> or ask us for an accessible copy.

Yours sincerely



Ellie Green  
Principal Licensing officer

## 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**

<b>Location</b>	<b>Whole premises</b>
<b>Activity</b>	<b>Open to the Public</b>
<b>Sunday</b>	<b>06:00-00:30</b>
<b>Monday</b>	<b>06:00-00:30</b>
<b>Tuesday</b>	<b>06:00-00:30</b>
<b>Wednesday</b>	<b>06:00-00:30</b>
<b>Thursday</b>	<b>06:00-00:30</b>
<b>Friday</b>	<b>06:00-02:30</b>
<b>Saturday</b>	<b>06:00-02:30</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>23:00-00:30</b>
<b>Monday</b>	<b>23:00-00:30</b>
<b>Tuesday</b>	<b>23:00-00:30</b>
<b>Wednesday</b>	<b>23:00-00:30</b>
<b>Thursday</b>	<b>23:00-00:30</b>
<b>Friday</b>	<b>23:00-02:30</b>
<b>Saturday</b>	<b>23:00-02:30</b>

<b>Non-Standard Timings &amp; Seasonal Variations</b>	
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**Part 2**

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

<b>Name:</b>	Mr Memil Gilgil
<b>Address:</b>	[REDACTED]

<b>Registered number of holder (if applicable):</b>	Not applicable
---	----------------

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

<b>Name:</b>	
<b>Address:</b>	

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

<b>Personal Licence Number:</b>	Not applicable
<b>Issuing Authority:</b>	Not applicable

**Signed:** [REDACTED]

**Date:** 17 April 2024

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



## **Annex 1 - Mandatory Conditions**

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

## **Annex 2 - Conditions consistent with the Operating Schedule**

- 1. There shall be no adult entertainment or services, activities or matters ancillary to the use of the premises that may give rise to concern in respect of children.**
- 2. An 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 and refusals 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.**
- 3. All staff shall receive induction and refresher training (at least every six months) relating to the times and conditions of the premises licence.**
- 4. All training 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.**
- 5. 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.**
- 6. Delivery drivers shall be given clear, written instructions to use their vehicles in a responsible manner so as not to cause a nuisance to any residents or generally outside the licenced premises; not to leave engines running when the vehicles are parked; and not to obstruct the highway.**
- 7. No deliveries shall be received by, or rubbish removed from the premises between 23.00 and 07.00 hours.**
- 8. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the surrounding area and dispose of litter in a responsible manner. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.**

**9. 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.**

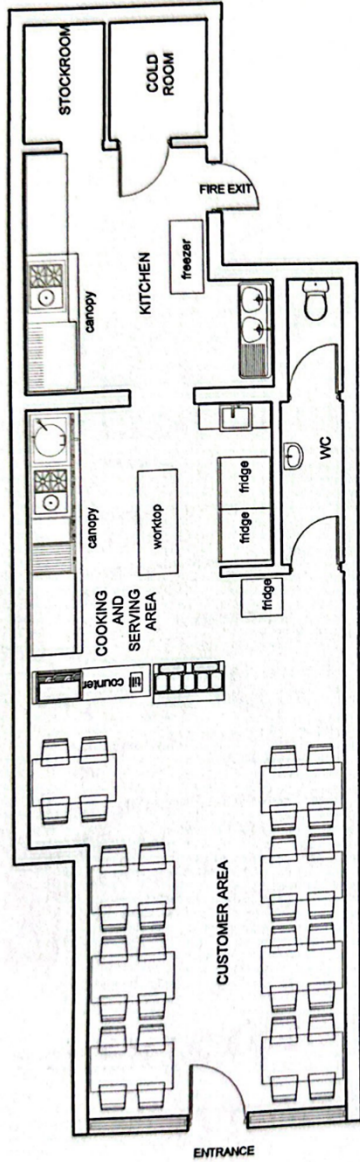
**10. A digital CCTV system shall be installed in the premises as follows:**

- (a) Cameras shall be sited to observe the entrance doors from both inside and outside.**
- (b) Cameras on the entrances shall capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification.**
- (c) Cameras shall be sited to cover all areas to which the public have access including any outside smoking areas.**
- (d) Shall provide a linked record of the date, time of any image.**
- (e) Shall provide good quality images - colour during opening times.**
- (f) Shall have a monitor to review images and recorded quality.**
- (g) Shall be regularly maintained to ensure continuous quality of image capture and retention.**
- (h) A member of staff trained in operating CCTV shall be at the venue during times the premises is open to the public.**
- (i) Digital images shall be kept for 31 days. The equipment shall have a suitable export method, e.g. CD/DVD writer so that Police can make an evidential copy of the data they require. Copies shall be available within 24 hours to the Police upon request.**

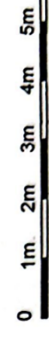
**Annex 3 - Conditions attached after a hearing by the Licensing Authority**

**Not applicable**

Annex 4 – Plans



EXISTING GROUND FLOOR PLAN  
Scale 1/100



GENERAL NOTES:

DRAWING:	Ground Floor Plan	AREA:	82 sqm	DATE:	26.01.11
ADDRESS:	Edmonton Çarbasısı, 30 Sterling Way, London, N18 2XZ	DRAWING No:	1	SCALE:	1:100



Licensing Act 2003

**PART B – PREMISES LICENCE SUMMARY**

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	06:00-00:30
Monday	06:00-00:30
Tuesday	06:00-00:30
Wednesday	06:00-00:30
Thursday	06:00-00:30
Friday	06:00-02:30
Saturday	06:00-02:30
Non-Standard Timings & Seasonal Variations	

Location	Indoors
Activity	Late Night Refreshment
Sunday	23:00-00:30
Monday	23:00-00:30



<b>Tuesday</b>	<b>23:00-00:30</b>
<b>Wednesday</b>	<b>23:00-00:30</b>
<b>Thursday</b>	<b>23:00-00:30</b>
<b>Friday</b>	<b>23:00-02:30</b>
<b>Saturday</b>	<b>23:00-02:30</b>
<b>Non-Standard Timings &amp; Seasonal Variations</b>	

**Part 2**

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

**Name:** Mr Memil Gilgil

**Address:** [REDACTED]

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

Not applicable

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

[REDACTED]

**State whether access to the premises by children is restricted/prohibited:**

Not restricted

**Signed:** [REDACTED]

**Date:** 17 April 2024

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





## **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/We MEMIK GILGIL

*(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> 202300765
---

**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description 30 sterling way			
Post town	London	Postcode	N18 2 XZ

Telephone number at premises (if any)	02081276120
Non-domestic rateable value of premises	£ [REDACTED]

**Part 2 – Applicant details**

Daytime contact telephone number	[REDACTED]
E-mail address	[REDACTED]

Current postal address if different from premises address			
Post town		Postcode	

**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

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

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)  
 WE WOULD LIKE TO STAY OPEN 24 HOURS A DAY.

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:



Wed			
Thur			
			<p><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)</p>
Fri			
Sat			<p><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)</p>
Sun			

<p><b>Late night refreshment</b> Standard days and timings (please read guidance note 8)</p>			<p><b><u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)</p>	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	24HOURS		<p><b><u>Please give further details here</u></b> (please read guidance note 5) WE WILL SERVING HOT SOUP TO CUSTOMERS</p>		
Tue	24 HOURS				
			<p><b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 6)</p>		
Wed	24 HOURS				
Thur	24 HOURS				

Fri	24 HOURS		<p><b><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></b> (please read guidance note 7)</p>
Sat	24 HOURS		
Sun	24 HOURS		

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 8)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 9)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<p><b><u>State any seasonal variations for the supply of alcohol</u></b> (please read guidance note 6)</p>					
Mon								
Tue								
Wed								
Thur						<p><b><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></b> (please read guidance note 7)</p>		
Fri								
Sat								
Sun								

K

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

N/A

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 8)			<b><u>State any seasonal variations</u></b> (please read guidance note 6)
Day	Start	Finish	
Mon	24 HOURS		
Tue	24 HOURS		
Wed	24 HOURS		
Thur	24 HOURS		
Fri	24 HOURS		
Sat	24 HOURS		
Sun	24 HOURS		
			<b><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u></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.

I DO NOT HAVE THE LICENCE AS AGENCY WHO APPLIED FOR HAS NOT FOWARED IT TO ME.

**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)**

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

WE HAVE INSTALLED ALARMS CONNECTED TO THE POLICE

**c) Public safety**

**d) The prevention of public nuisance**

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

--

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	M.GILGIL
Date	16/04/2024
Capacity	DIRECTOR

**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	



Licensing Authority  
London Borough Of Enfield  
Civic Centre  
Silver Street  
London  
EN1 3XA

Licensing Unit  
Edmonton Police Station  
462 Fore Street,  
London  
N9 0PW  
PC Derek Ewart  
[www.met.police.uk](http://www.met.police.uk)

09/05/2024

## Police Representation

### VARIATION OF A PREMISES LICENCE:

Edmonton Corbacisi, 30 Sterling Way, LONDON, N18 2XZ [REDACTED]

Dear Licensing Team,

This application is submitted by EDMONTON CORBACISI the above business in regards to a variation of a premises licence.

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 proposed hours.

The licensable activities applied for are as follows:

#### Late Night Refreshment

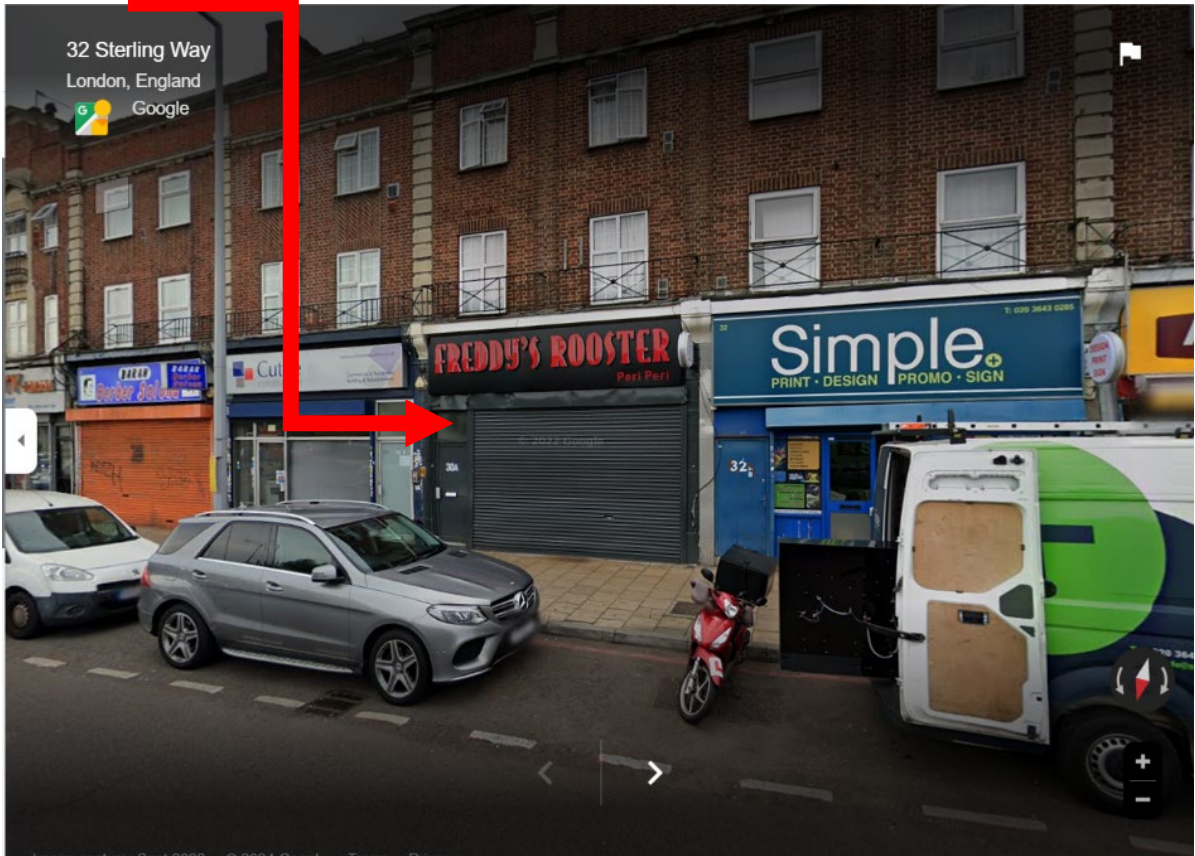
Monday to Sunday 24 hours

#### Hours open to Public

Monday to Sunday 24 hours

The geographical location of the venue is set on a fairly busy road. There are also a number of residential roads within close proximity of the venue, including directly above it. There is some parking available outside the venue. Other parking would be on the surrounding residential streets. Below is an image of the location from google maps, this shows the layout of the front of the premises and surrounding via a satellite version.







We the police have assessed the application and the Operating schedule submitted by the applicant describing the steps intended to be taken 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**

The police have a number of concerns in regards to the application. The concerns police have relate to the hours proposed by the applicant.



Silver street station and various bus routes were also outside the venue so this would have made traveling to and from the venue quite simple for patrons wishing to travel to a late night venue. The police believe that the hours suggested were unreasonable and would cause an unnecessary effect on locals. To that end we submitted our representations on 1<sup>st</sup> February 2024.

After negotiation with the applicants and an initial rejection of the conditions submitted by Police the applicant agreed to the timings as shown .The premises licence was issued on the **17<sup>th</sup> April 24**

This application for a variation of the licence issued 17<sup>th</sup> April 24 was submitted by Mr Gilgil on the 16<sup>th</sup> April 2024 (it is to be noted one day prior to the date of the current licence being issued) .

This application is requesting that the premises be open to the public 24hours per day and that late night refreshments effectively be provided from 2300 hours overnight.

Additional steps to promote the licensing objectives as a result of this variation submitted by the applicant is simply the fact that, "we have installed alarms connected to the Police". No further provisions have been submitted

**In summary**

We the Police do not agree with the requested timings and therefore **object** to them, under **Prevention of Crime and Disorder and Prevention of public nuisance**. Our position remains unchanged from that of our previous Representation and remains unchanged from the licence issued less than a month ago.

The current timings as follows are adequate -

<b>Late Night Refreshment</b>	
Sunday to Thursday	2300 to 0030 hours
Friday to Saturday	2300 to 0230 hours
<b>Hours open to Public</b>	
Monday to Sunday	0600 to 0230 hours

We therefore oppose in totality the application for 24 hour opening for the reasons stated.

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

Regards,



PC Derek Ewart [REDACTED]

North Area Licensing Officer

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