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LICENSING SUB-COMMITTEE

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Wednesday, 25 September 2024 at 10.00 am
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Councillors: Sabri Ozaydin, Suna Hurman and Peter Fallart

AGENDA – PART 1

1. **APPOINTMENT OF CHAIR**
2. **WELCOME AND APOLOGIES**
3. **DECLARATIONS OF INTEREST**

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

4. **MINUTES OF PREVIOUS MEETING** (Pages 1 - 70)

To receive and agree the minutes of the meetings held on:

Wednesday 12 June 2024

Wednesday 26 June 2024

Wednesday 10 July 2024

Wednesday 17 July 2024

Wednesday 7 August 2024.

5. **UNION BAR, 56 ALDERMANS HILL, LONDON, N13 4PP** (Pages 71 - 118)

New Premises Licence Application

6. **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 - 12.6.2024

**MINUTES OF THE MEETING OF THE LICENSING SUB-COMMITTEE
HELD ON WEDNESDAY, 12 JUNE 2024****COUNCILLORS**

PRESENT Sinan Boztas, Sabri Ozaydin, Jim Steven, and Mahym Bedekova (Chair).

OFFICERS: Ellie Green (Licensing Team Manager), Victor Ktorakis (Senior Environmental Health Officer), Paul Wilkins (Streetworks Manager), Dina Boodhun (Legal Adviser for Churchfields application), Tayo Hassan (Legal Adviser for +355 Café application), and Harry Blake-Herbert (Governance Officer).

Also Attending: Police Representatives (Leon Christodoulou, Andy Underwood and Lisa Panthelitsa), local residents (Alevi application: Other Parties (OPs): 1, 3 and 4; +355 application: OP38), Gulay Dalkilic (British Alevi Federation representative), Dilek Incedal (Chair of British Alevi Federation), Muslum Dalkilic (Co-chair of British Alevi Federation), Olgan Gunduz (Solicitor representing British Alevi Federation), an officer observing, Cara Gazmend (Premises Licence Holder (PLH) and Designated Premises Supervisor (DPS) of +355 Cafe), Noel Samaroo (agent representing NTAD Consultants Ltd), Wysif Alhani (Barrister representing Cara Gazmend), and press.

1 APPOINTMENT OF CHAIR

Members **AGREED** that Cllr Boztas would Chair the Churchfields application.

2 WELCOME AND APOLOGIES

The Chair welcomed everyone to the meeting.

Cllr Sinan Boztas would be unable to attend the hearing for the +355 Coffee Bar & Lounge application, and so would be substituted by Cllr Mahym Bedekova, who would Chair this item.

3 DECLARATIONS OF INTEREST

Cllr Sabri Ozaydin declared that he was a member of the Alevi faith, but not a member of the British Alevi Federation. Later on in the meeting, when the members retired to consider the application, Cllr Ozaydin declared that he was a consultant to one of the vendors who would be at the 2024 British Alevi Federation summer festival and that he would be abstaining from the decision on the Churchfields Recreation Ground application. When the members

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returned to the meeting, the Chair explained to those present that Cllr Ozaydin had declared that interest.

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

1. The introduction by Ellie Green, Principal Licensing Officer, including:
 - a. The sub-committee were to consider a variation application for the British Alevi Federation at Churchfields Recreation Ground, Great Cambridge Road, London, N9 9LE.
 - b. There was no DPS, as the existing licence did not permit the sale of alcohol and the variation application did not seek to add this activity.
 - c. The variation sought to add outdoor live and recorded music, performance of dance and anything of a similar description between 1pm and 7pm for a Saturday and Sunday two-day event annually. The opening hours sought for this two-day event were between 10am and 10pm.
 - d. The Alevi had held outdoor events previously in the summer months of recent years, these events were reported to have caused noise nuisances and some unlicensed activity had been witnessed by council officers, specifically in the summer of 2022.
 - e. A new licence application for the premises was submitted in December 2023, which originally sought outdoor events to be included as part of the same licence, but following mediation with the Licensing Authority, the outdoor activities were removed from that application. That new application went to a hearing in February 2024, in light of outstanding representations from the Licensing Authority and local residents. The application was granted with full hours and modified conditions and was in regards to the event hall.
 - f. This variation application was submitted in April and had attracted objecting representations from the council's traffic and transport team, the Licensing Authority, the Police and six local residents. One ward councillor had submitted a representation in support of the application.
 - g. Through the representations, there was a pattern that the Alevi needed to include more details in the event management plan, including a traffic management plan.
 - h. The Alevi had provided a response which was available in the main and supplementary reports. However, some outstanding concerns remained, therefore the representations from all parties remained in place.
 - i. Conditions had been sought by the Licensing Authority, as per Annex 10, but the Alevi had not indicated agreement to them.
 - j. The committee could if minded to impose additional conditions not yet mentioned in any representation.
 - k. The Alevi were required to submit an amended plan to reflect the true layout of the licence area, and include the 200 car parking spaces on site as mentioned by the Alevi in recent meetings. The plan of the

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licensed area was a legal requirement and formed part of the licence authorisation, so must be accurate for the licence to be used. Mr Gunduz circulated an updated plan to Members at the meeting.

- l. Those in attendance were introduced, the proposed order in which verbal representations would be heard was outlined, and the amount of time parties would have to speak was detailed.

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

- a. Cllr Ozaydin asked that Ms Green let speakers know 50 seconds in advance of their time elapsing, as opposed to 30 seconds, to give them the opportunity to adequately sum up. Ms Green highlighted that there would be an opportunity for speakers to sum up at the end, but would give 50 seconds notice before each party's time was up.
- b. Mr Gunduz asked for a copy of annex 10. The legal adviser directed him to page 106 of the main agenda.
- c. The Chair highlighted that there was a second hearing for another application set to take place after this one, and that speakers would only be allowed their 5 minutes in which to make their representations.

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

- a. In relation to the consultation which took place in January, prior to the hearing for the indoor event application, the withdrawal of outdoor events had been discussed on the basis of this application, and not with a view to removing it.
- b. The variation application sought one outdoor two-day summer festival event per annum. Outdoor live and recorded music, performance of dance and anything of a similar description was sought between 1pm and 7pm, and opening hours on Saturday and Sunday between 10am and 10pm.
- c. The sale/provision of alcohol was not sought thus a DPS was not required.

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

- a. Mr Ktorakis queried whether the Alevi were willing to accept any of the proposed conditions 32-71 set out in Annex 10. Mr Gunduz responded that some of the conditions were repetitive in the sense that they were based on the application, for example condition 32 that the outdoor event is only permitted to take place on two consecutive days (Saturday and Sunday). Ms Green explained that the times, days and conditions stipulated the scope of what was and wasn't permitted and were part of the template for a licence. On condition 34, Mr Gunduz questioned the need/ reasoning for point q, an extreme weather plan. Mr Ktorakis replied that in the event of extreme weather such as lightning or heatwave, there would need to be a plan for managing the

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- event safely. Mr Gunduz advised that his clients had instructed him that it would not be ready for the coming weekend event, for which there was not expected to be extreme weather, but this would be put in place for future events. On condition 37, Mr Gunduz expressed that if the wording reflected that capacity would not exceed 7,000, this was accepted. Mr Ktorakis conveyed that the spirit of what had been discussed was that 7,000 was likely too many people to manage safely, and that the number needed to be revised to a more manageable level. Mr Gunduz said that following their SAG meeting they had increased their security measures, and so were inclined to have a capacity limit not exceeding 7,000. Mr Ktorakis indicated that the Licensing Authority were not willing to agree this. On condition 38, allowing for pre-sold tickets only, Mr Gunduz explained that tickets could not always be sold solely online and there would be some door entry at the event. On condition 44, Mr Gunduz conveyed that at present the Alevi were using an SIA company to deal with this aspect, but for future events could have a traffic management company responsible, if required, by traffic and transport based on the risk assessments. Mr Wilkins advised that a traffic management company would be needed as it was a legal requirement that the direction of moving traffic be carried out by an authorised accredited traffic operative or CSAS officer. He added that the A10 was managed by TFL, and it would likely be a requirement from them to determine what they wanted on the network. Mr Ktorakis expressed that the Licensing Authority representations had been made in writing a long time ago, and the Alevi had plenty of time to engage on these proposed conditions. Mr Gunduz responded that this point was highlighted at the SAG meeting, and they were trying to understand if this condition could apply only if required by the authority, following submission of the risk assessment, and if deemed so, then a traffic management company would be appointed. Ms Green pointed out that the condition 44 said a traffic management company shall be employed where required, so already reflected what the Alevi sought. Mr Ktorakis added that the traffic and transport management plan formed part of condition 34, so if accepting this, condition 44 should be accepted by default. Mr Gunduz felt the wording should read, if required, following submission of the event management plan. Ms Green highlighted that the condition did not ask for an event management plan to be submitted each year; the requirement was that the Alevi had an event management plan. Mr Gunduz would take instruction from his clients on condition 44. Mr Gunduz expressed that condition 45 being read in conjunction with condition 38 was not accepted. Mr Gunduz confirmed that conditions 32-36, 39-44, and 46-71 were all accepted, and some of them were already in place; conditions 37, 38 and 45 were not agreed. Mr Gunduz sought clarity as to whether these conditions applied only to outdoor events, or indoor also. Mr Ktorakis confirmed that they were for outdoor events only.
- b. Mr Ktorakis expressed that the Alevi had been advised that the Licensing Authority were of the opinion that the noise management

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plan was not suitable. It set a noise limit at 65 decibels at the nearest noise sensitive receptacle, which was equivalent to the level of someone speaking, which would not be achievable. The Alevi had also been asked to provide evidence that a number had been given to residents which they could call if they had noise complaints, and this was stipulated in the event management plan and condition 63, but no information had been received as to whether or how this had been done. Mr Gunduz replied that if/when the license application was approved, they would circulate a ready prepared leaflet with all of the details for residents to contact. Mr Ktorakis conveyed that the Alevi had been asked to provide a copy so that the Licensing Authority could see it, which had not been done. Gulay Dalkilic said that they had used a leafletting system previously, and were replicating this. The leaflet would go out with an onsite mobile number and email address; there would also be an invite for local residents, some information as to what would be going on during the day and a free ticket to attend. Cllr Ozaydin asked if it would be possible for an Alevi representative to email a copy of the leaflet to the Licensing Authority now so that they could see it. Gulay Dalkilic would see if this could be done. Mr Gunduz made the point that if they were agreeing to circulate what was required, then this was a sufficient response. Mr Ktorakis enquired why it hadn't been submitted prior to the meeting, as the Licensing Authority had been asking for this for a while, and it didn't fill them with much confidence that such things still hadn't been provided. He added that the information regarding the council's contact number had been provided to the Alevi should residents wish to contact the Local Authority, if they weren't getting joy when contacting the Alevi, and this information should also be provided on the leaflet. Mr Gunduz suggested that a draft template of the leaflet be circulated and approved by Environmental Health following the meeting, and this would address the point. An other party stated that within the conditions there was a requirement that notification of the event be provided to residents by the Alevi from 6 weeks prior to the event.

- c. Mr Ktorakis explained that the Licensing Authority had made comments and recommendations on the Alevi's noise management plan, but these had not been taken into account in the latest version of this document. Specifically, there were no low frequency levels specified in the noise management plan despite being requested, and the monitoring locations had not been specified. Gulay Dalkilic responded that the locations where there had been issues previously would be where the checks would take place, namely on the border of Churchfield Recreation Ground, as well as outside locations on the roads going outward to Edmonton Green and across the road from Bury Street. Mr Ktorakis conveyed that specific locations would need to be gone back to and retested, and these were not detailed in the noise management plan. He added that condition 35 which the Alevi had agreed to stated that they would adhere to what was set out in the event management plan, including the noise management plan, but this

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was not fit for purpose, and an amended version of the security plan had not been provided. No consideration had been taken with regards to the sound pressure level; 65 decibels at the nearest noise sensitive receptacle was not attainable, but formed part of the plan the Alevi were agreeing to comply with, meaning they would have to reduce the volume of the music. Mr Gunduz replied that the sound engineer report was detailed and took account of all relevant factors; the 65-decibel limit had been checked by acoustic engineers and they confirmed this. Mr Ktorakis expressed that the Alevi had been informed that this level was not realistic and would result in them being required to have a very quiet festival. Gulay Dalkilic said that experts had told them that this was the right figure. Mr Gunduz added that the illustration Mr Ktorakis gave of the noise level, of him speaking into the phone was not an accurate reflection, as the distance at the festival to resident's properties would be over a much larger area. Mr Ktorakis clarified that the expected noise level in the closest neighbouring resident property was to be at speech level, but it would be near impossible for the festival to achieve this, as the music and speech would spill out.

- d. Mr Ktorakis conveyed that the most recently submitted security plan had not been updated, and still said there would be 25 SIAs and 25 volunteers, and the documentation for this formed part of condition 35. Mr Gunduz advised that the correct number of SIAs was 47. Mr Ktorakis responded that the plan did not reflect this; the plan was binding as part of the condition, and 25 SIAs and 25 volunteers could not be agreed to. Alevi representatives would check to see if the updated plan had been circulated, as there may have been an email attachment error, in which case they apologised, but 47 SIAs was the correct figure. The Chair asked how many volunteers would be attending. Gulay Dalkilic replied that there would be 82 volunteers. The Chair enquired whether there had been any written confirmation of the change in number of SIAs and volunteers. Mr Ktorakis expressed that the Alevi had mentioned in the SAG meeting that they would look at increasing the number. Representatives from the Police questioned whether Annex 11 reflected the updated plan, as it still referred to 25 SIAs and volunteers. Ms Green conveyed that the change in SIA and volunteer numbers had been mentioned in the Alevi's written representation, but the security plan had not been amended, despite forming a condition which needed to be complied with. Mr Gunduz directed the committee's attention to page 16 and 17 of the supplementary report which outlined details of the revised numbers following advice provided at the SAG meeting by TFL and the Police. He quoted, 'accordingly, it is submitted that the Alevi Federation have, on recommendation from the Police, authorised 47 SIA's to be employed on site – for each day of the two-day festival'. Mr Ktorakis pointed out that this was not reflected in the security plan which was a condition. Mr Gunduz responded that there may have been an email attachment issue, but there was an updated plan which they had had sight of, and based their legal representation on. Mr Ktorakis asked if

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they would be able to send this amended plan to the Licensing Authority now, so that they could have a look at it. Alevi representatives would try to do this. The Chair wished to clarify that there was an updated plan, which had not been received by the Licensing Authority, but the updated numbers had been provided in an email. Ms Green said they had received the amended numbers in a written representation but not an updated security plan with 47 SIAs. Representatives from the Police added that as the plan had not been amended, this was not yet part of the condition. The Chair asked for confirmation that 47 SIAs would be in attendance. Mr Gunduz confirmed this to be the case, and explained that their representation also dealt with questions from the Police and Environment Team as to the qualifications of the SIA officers, which was also part of the plan. He apologised that an updated plan had not been provided in advance, but assured those present that an amended plan had been produced; their legal representation had been based on the revised version, and they would happily circulate it as soon as they could. The Chair expressed that it would have been helpful to have received the updated plan prior to the meeting to Mr Gunduz apologised again on behalf of his clients.

- e. Mr Ktorakis enquired where specifically the event had been advertised. Gulay Dalkilic responded that it had been advertised on social media, namely Facebook and Instagram. Mr Gunduz added that the British Alevi Federation had 18 associations across the country and many attendees had been directed through these. An other party made the point that they did not use social media, and having tried to google the event to find out more information, all they could find was a flyer in Turkish and there was no translation. Gulay Dalkilic said this had been rectified and there was now an English translation also. Mr Gunduz would present the translated flyers to the committee. The updated security plan, with amendments on page 2 to the SIA and volunteer numbers was emailed to the Licensing Authority at this point.
- f. Police representatives highlighted their concerns with the Alevi's traffic management plan, particularly the lack of appropriate training for those who would be directing traffic. Additionally, the lack of a weather plan, given the potential for quick flooding which would prevent cars being able to access the site. Furthermore, they asked how the small number of staff would search the 7,000 attendees as had been described in the Alevi's security plan, and what staff would do with any non-compliant items that they found. Gulay Dalkilic replied that anything which was confiscated would be put away in a locked box, and any dangerous items handed to police. There would be five people searching at each of the two pedestrian entry points, who would be able to search everyone as they came in, as not everyone would arrive at the same time.
- g. Ms Green confirmed the updated security plan had been received and described staff levels of one per every 150 attendees, resulting in a team of 47 SIA security staff and over 80 stewards, which was correct

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based on a capacity of 7,000. Mr Ktorakis pointed out that the purple guide advised one staff for every 100 attendees. Gulay Dalkilic responded that it was a family event and there would be no alcohol on site. Police representatives questioned if an updated plan for the day had been provided. Ms Green confirmed this formed part of the amended security plan which had been emailed across.

- h. Police representatives queried the lack of a traffic management plan and adequate traffic management training of staff for this year's event. The safety issue of people parking on the highway in previous years was raised. Gulay Dalkilic conveyed that they had provided some additional information relating to traffic management in their representations. She expressed that at the last of the events in 2022, TFL had cordoned off parking on the highway. Mr Wilkins said that it was the council's Traffic team who had done this. Gulay Dalkilic added that stewards and SIAs had and would again patrol the A10 and local roads ensuring that no inappropriate parking took place. She said there were no issues at the last event, and they had communicated to attendees that there was no parking available. Mr Gunduz explained that at their last outdoor event in 2022, there were over 1,000 cars on site, and this time the number had been limited to 200. Police representatives felt that this only meant more attendees would try to park in the local area. Mr Gunduz said this was a speculative assumption, and in their advertisement of the event, they had categorically told attendees not to drive to the event.
- i. Police representatives made clear that there was not sufficient public transport infrastructure to accommodate 7,000 people attending and leaving the event. Gulay Dalkilic expressed that the same could apply to Tottenham Hotspur events. Mr Gunduz expressed that his client's Federation were fully supportive of public transportation, and environmental/green policies generally, and had asked attendees not to drive to the event. He explained that most attendees would be pedestrians arriving on foot, from local areas or from bus and train stations. The same concerns raised they felt applied to the Pink concert being held at Tottenham Stadium the same weekend which had sold a capacity of 65,000 tickets each day. This event did not appear to have a public transport issue, and by comparison the Alevi event had just 7,000 people attending, so there would not be an issue.
- j. Mr Wilkins described concerns due to a lack of details in understanding the Alevi's transport plan, and what methods/links attendees would use. He explained that SIA stewards were not lawfully entitled to direct traffic, and instead accredited traffic or CSAS officers, were required. Mr Gunduz replied that attendees would use a variety of transport methods and links to reach and leave the event. Mr Wilkins expressed that in a similar way to the Alevi's previous events in 2022, a proportion of attendees would inevitably arrive by car. Vehicles entering the site via the A10 would have to queue up on the inside lane whilst staff directed and checked them in, which would cause a tailback into residential roads, such as the Bury Street junction and Harrow Drive,

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which were critical for emergency vehicles. There had been no contingency plan as to how excess vehicles would be managed to prevent issues. Mr Gunduz responded that this was a licensing rather than a planning application, the application was for a two-day event, rather than day to day, and measures had been taken by his client to significantly reduce the number of cars attending to 200. This was further controlled, by 100 of these spaces being allocated to prebooked/reserved disabled parking, and these attendees had been invited to arrive early. SIAs would check vehicle registrations once they were onsite and would issue them with a coloured pass/card and then show them to their designated parking area. Comments from the SAG meeting regarding the access from the A10 being too narrow to allow for two-way traffic was being addressed by having only one entry way, with no drop offs permitted. Stewards and signs/notices would inform attendees that no parking would be allowed on the highway. Mr Wilkins emphasised that TFL would need to approve those signs, as there were regulations/legislation regarding their design, and no feedback had been received to suggest TFL had seen or approved them. He added that there was a safety risk in that cars that didn't want to be in the queue that would form in the inside lane of the A10 would try and move out into the fast lane. There would also be a nuisance caused to residential streets, and how cars would be dispersed was not known. Mr Gunduz expressed that the risk factors were eliminated by the fact that the site on a daily basis provided 96 car parking spaces, and a further 104 spaces were being provided. Mr Wilkins conveyed that there was potential for far more than 200 cars to turn up, and there was no contingency plan in place for this. Mr Gunduz made clear that the A10 was always going to have problems, and the goal of the plan was management of the site not the A10. Police representatives said the focus was management of the event, and a queue would form in the inside lane where cars were being directed at the site which cars that weren't part of the event would then try and move out of, into the fast lane which could cause an accident.

- k. There was a short rest break at 11:21am, and the meeting resumed at 11:27am.
- l. Mr Wilkins reiterated his concerns, which included: the amount of people who could attend, the lack of contingency plans for if excess cars arrived, the need for TFL to agree the signage that would be used on their network to eliminate potential risks, the nuisance caused to residential roads, and lack of details in the plan. Police representatives expressed that there had been no analysis provided as to how the 7,000 attendees would get to and from the event each day, and did not believe public transport had the capacity to accommodate this. There would be no trains running at Edmonton Green the weekend of this year's event. The comparison to Tottenham Hotspur which had a very well planned 5 transport hub strategy was said not to be fair. It was described that there were maybe 3 bus routes to the site, and each bus at full capacity could take about 90 people, thus 7,000 people could not

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be moved in this way. The venue and its residential surroundings were described as not suitable for an event of that size. The purple guidance booklet had not been followed, as it advised not to use SIAs to manage traffic; and further fundamental event planning had been missed. Mr Gunduz replied that this was the fourth festival they would be having at the site; they previously applied for TENS licences and had numbers exceeding 7,000, and there were no incidents, thus the site was suitable. The coming event had a reduced number of just 200 cars attending, compared to 1,000 previously. There were 28 SIA officers at the last event, compared to 47 who would be in attendance this time. The initial budget for this was almost doubled, thus his clients were taking account of and dealing with concerns to ensure the festival was safe. The purple guide was general and not legally binding, each event had to be tailored to its circumstances, and their event plan was fit for purpose, as it was a daytime family festival event, not an evening rave. A strategy had been circulated regarding entering and leaving the premises. Mr Wilkins said there was a lack of detail and contingency plan. Ms Green clarified that 4 outdoor Alevi festivals had taken place at the site previously, which had been applied for through TENSs, some of which had been covered by one temporary event notice, which allowed for a maximum capacity of 499 people. On one occasion only, 5 TENSs had been applied for one event, as had been referred to in annex 1 from the previous hearing on 14 February.

- m. An other party said they had contacted TFL regarding the event and they were said not to be aware of it. They conveyed that statutory notices would need to have been put in the local paper and signage put up for the festival to take place. Mr Wilkins advised that the Alevi would need to get permission to put signs on the A10 and these would need to be compliant with the law, but there was no statutory notice needed as the road was not being closed.
- n. An other party queried an aspect of the original licence, in that the licence was issued for an event hall, but the planning permission was for a sports facility. A section 35 notice had been issued regarding building regulations, and if this was not compliant, how could a variation to the application be granted. The Chair replied that this was a planning consideration which the Licensing sub-committee could not deal with. An other party pointed out that this section 35 notice relating to fire exit and construction issues formed part of the Licensing Authorities representation. Mr Ktorakis clarified that the building could not be used as part of the outdoor event. Mr Gunduz added that the issue was raised at the SAG meeting where the planning officer was present, and raised no comment on the issue.
- o. An other party asked whether proposed condition 38, that outdoor events shall be entry with pre-purchased tickets only had been agreed to by the Alevi. Mr Gunduz clarified that this condition had not been accepted. The other party expressed that this would mean the Alevi did not know exactly how many people would be turning up. Mr Gunduz responded that they did have an idea, that they sold tickets in advance,

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and for those who did not have the opportunity/access to purchase tickets online or over the telephone, there would be an option to buy tickets at the door, which was common practice for festivals in the country, and there should be no exception for them. An other party enquired if people would be turned away once capacity was reached. Mr Gunduz confirmed that once capacity was reached, any further people seeking admittance would be turned away. Gulay Dalkilic added that for pre-purchased tickets, attendees had been informed there was no parking and encouraged to walk or take public transport. TFL had been contacted with regards to the event and were part of the SAG meeting, and clarification with them as to the signage would be done if/when the application was approved. Free and pay non-street parking options within walking distance would also be communicated to attendees if/when the application was granted.

- p. An other party highlighted that at the event in 2022 where 5 TENs had been applied for, the numbers were not controlled, hence raised concerns that the same would occur again in the future. Issuing tickets on the day meant there was no way of knowing how many more people might show up, which compounded the issues, and how these people would be dispersed had not been planned. An other party felt the preparation/management of the event was amateurish, and if the event were to go ahead there would be two days in which local people could be informed in advance. The stage had already been built and tickets sold, which undermined the council's authority. Gulay Dalkilic said that the stage was a cost to the Alevi Federation.
- q. Mr Ktorakis asked how many tickets had been sold so far. Mr Gunduz replied that just over 3,000 had been sold in total so far over the 2-day event.

5. The Chair offered the officer representing Transport the opportunity to make a representation. Mr Wilkins replied that he had nothing further to add.

6. The Chair offered the Licensing Authority the opportunity to make a representation. Mr Ktorakis responded that he had nothing new to add at this stage.

7. Police representatives, made the following statement:

- a. There were concerns regarding the volume of people resulting in anti-social behaviour. How this would be managed should have been detailed in the Alevi's event management plan as a means of reassuring local residents that, for instance pavements would not be blocked.

8. In response the following comments and questions were received:

- a. Mr Wilkins returned to the point of traffic orders to clarify that there was a cycle lane directly outside the entrance to the site, which should TFL

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want suspending to accommodate the footfall, would need a traffic order, but this was a matter for TFL not the council.

- b. Cllr Bedekova, present as supporting party for this application, enquired whether any traffic control officers would be in or could attend the area, to make sure residents driveways were not blocked etc. Mr Wilkins confirmed that traffic wardens would patrol the area to ticket anyone who was parked illegally. Mr Gunduz added the Alevi had 82 stewards who would be patrolling residential roads with walkie talkies to deal with any issues that arose. Mr Ktorakis queried how many of these 82 stewards would be patrolling residential streets. Gulay Dalkilic clarified that roughly between 15 and 20 of the stewards would be patrolling the residential streets going out towards Edmonton Green and across Bury Street. An other party questioned what radius this would cover, as people may just go further afield to park, creating a knock-on effect for residents in other streets. Gulay Dalkilic replied that anyone who was moved on would be directed to local parking, rather than being asked to move on from where they were to another street.
- c. Cllr Bedekova asked whether there would be stewards managing car parking at the overflow at Churchfield Primary School. Gulay Dalkilic confirmed that there would be security and stewards covering entry, exit and parking aspects at the location. Mr Gunduz added that Churchfield Primary School had not been advertised as part of the allocation, and so represented part of their contingency plan. A map would be provided to those attendees who were directed to park here.
- d. An other party enquired when the clear up would take place. Gulay Dalkilic said that this would be done daily, on Saturday night removing waste which had accumulated from the site that day; the same again on Sunday, and then Monday for anything left over. The other party sought confirmation that any glass bottles and the like would be cleared before the school reopened. Gulay Dalkilic confirmed this to be the case, the event area itself was fenced off, and the bulk of the clear up would have been done by Sunday, and they wouldn't expect anything to be left in addition to what would normally be there.

9. The other parties, made the following statements:

- a. One of the other parties expressed that they were disabled, and people had previously parked outside their property in their personally permitted space that they pay for, which caused inconvenience. They asked whether the Local Authority had given permission for Churchfields Primary parking to be used, as they were unsure whether it was grant maintained or an academy. Gulay Dalkilic responded that it had been booked through the Ivy Trust website who looked after the site. The other party conveyed that residents felt put out by this, as cars coming down Latymer Road would not be good for neighbours. They added that in recent years there had been two deaths on the A10, and the queuing of traffic in the inside lane could cause an accident. The other party felt the undermining of authority for the Alevi

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to have sold tickets before permission was granted was a disgrace, and thought it would look bad if the sub-committee approved the application. Mr Gunduz replied that the tickets were fully refundable, and asked the other party to show regard to the sub-committee. The Chair said that if the other party carried on in the way they were they would be kindly asked to leave.

- b. An other party queried whether written authority had been received from the council that a non-sporting event could be held on the fields, as this was a term of the lease. Mr Gunduz responded that this was a private landlord and tenant matter governed by the Landlord and Tenant Act 1954, through which it could be raised. He added that it was a civil matter, and an issue for the Procurement team at the council, who were aware of the event, and not for the Licensing sub-committee. Ms Green clarified that the Licensing Authority would have had to accept the application without carrying out those checks beforehand.

10. Cllr Bedekova was advised by Ms Green that she would have 1 minute and 15 seconds to give a verbal representation, and made the following statement:

- a. Enfield was home to a variety of diverse communities. These communities often held festival events in the summer period, which brought people together and allowed young people to learn about different cultures. Since the Alevi Federation took over the site it had become a cleaner and safer space. The community also helped to support people during Covid-19 lockdowns and provided educational courses and events. She hoped all voices would be considered to make the events safe, support and benefit all.

11. The following closing summaries/ points were made:

- a. Ms Green outlined the options available to Members of the sub-committee to make, and directed them to the relevant guidance. She highlighted that conditions would apply to the licence with immediate effect when licensable activity was taking place and the first event had been advertised for the coming weekend.
- b. Mr Ktorakis expressed that the Licensing Authority had not received a full responses from the Alevi Federation to previous requests for information and queries. A capacity of 7,000 people was a significant number to control access and egress without the appropriate parking and a traffic management plan, as well as being situated on the A10. The noise impact on residents was likely to be high and the noise management plan unlikely to be effective in controlling the noise level. Since 2018, 63 noise complaints had been received regarding the premises, for which noise abatement notices were served and breached, with fixed penalty notices having been issued and a simple caution signed for capacity and outdoor music. In the absence of the

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- requested information, not being satisfied with the plans, and no agreement to conditions 37, 38 and 45, the Licensing Authority's concerns with the application remain as does their objection.
- c. Police representatives pointed out that whilst Mr Gunduz was correct in that the purple guidance was not statutory, if there were to be an inquiry, it would be used as best practice for event planning, and was a relevant document that should be considered by event planners.
- d. An other party asked how the Licensing sub-committee could make a decision when the applicant had not agreed to some of the conditions, and would not be able to apply with others such as condition 33, to give 3 months' notice of the event. Ms Green clarified that the licence would apply each year, the two-day event could take place in any one-year period, hence she had highlighted that conditions would come into effect immediately. In the event the licence was granted a condition for 3-month notice would be in breach were the event held this weekend as notice had not been given. Mr Gunduz conveyed that in their original application made in December 2023, notice of the summer festival was given, and it was discussed at the last hearing in February that there would be a summer festival. There was no case law as to what constituted notice, he did not believe this would constitute a breach, and at the request of local residents there was neighbourhood consultation in April, which also notified them of the event. Ms Green brought the committees attention to page 66 which gave a summary of this meeting, and asked how it was advertised. Mr Gunduz replied that leaflets were put through residents' doors in advance of the meeting. An other party said they had not received a leaflet. An other party enquired if the application were agreed, going forwards, would the Alevi have to give notice 3 months in advance every year. The Chair confirmed this to be the case. An other party questioned the conditions which the Alevi had not accepted. Ms Green clarified that even though the Alevi had not accepted all of the proposed conditions, the Licensing sub-committee could still apply the conditions, they may modify conditions, or add new conditions. Mr Gunduz proposed a recital, that for the forthcoming festival due regard had been given to the conditions and they had been complied with; including notice of the event, and reiterated that conditions would be applied to all future events. An other party highlighted that the Alevi had agreed at the last hearing to put up notices at the site of upcoming events so that people walking past could see events. Gulay Dalkilic said that the notice board which had been ordered had not yet arrived. Mr Gunduz added that advertising had been done on social media, and further notification would go to residents if/when the application was granted. An other party suggested events be advertised in the local paper also.
- e. Mr Wilkins asked that the committee consider adding a condition that the applicant engage a traffic management company and put signs on the A10 to keep the junctions moving safely.

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- f. Cllr Bedekova asked if the Alevi Federation volunteers could trim Salmons Brook. Gulay Dalkilic responded that they were happy to do this, but were unsure with regards to the nature aspect. The Chair said this was not a licensing consideration.
- g. Mr Gunduz expressed that numerous consultations, meetings and engagements had taken place, and the Alevi had taken steps to employ additional staff to address safety and nuisance concerns. The application had been discussed with local residents and the relevant authorities since January and they had taken every step to ensure the licensing objectives were complied with. He added that there was support for the community event, the Alevi Federation had a history at the site, they were a family-based centre that provided education and cultural services, and did not harbour anti-social behaviour. Concerns regarding the festival had been taken onboard and addressed as demonstrated, and the conditions which had been accepted allowed the relevant authorities to engage with the federation to raise any issues, and they could bring about a review of the licence. The committee were invited to look favourably on the application.

The Chair thanked everyone for their time and adjourned the meeting at 12:27, 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 13:36.

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

(i) Licensing Hours and Activities:

<i>Licensable Activity</i>	<i>Times confirmed by Licensing Sub-Committee:</i>
Opening hours (Event Hall)	Same as existing: 08:00 – 23:00 daily
Opening hours (Outdoor event)	10am to 10pm Saturday and Sunday
Indoor Sporting Events (Event Hall)	Same as existing: 10:00 – 21:00 daily
Live Music (indoors) Recorded Music (indoors) Performance of dance (indoors)	Same as existing: 12:00 – 23:00 daily
Live Music (outdoors) Recorded Music (outdoors) Performance of dance (outdoors) Anything of a similar description (outdoors)	1pm to 7pm Saturday and Sunday

(ii) Conditions:

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In accordance with Annex 10, Conditions 32 to 36, 39 to 44, 46 to 71 are applied. (Conditions 1 to 31 are not affected by this variation application and remain in place.)

Condition 37 is confirmed as:

The maximum number of persons on the premises at any one time shall not exceed 7,000. This capacity includes staff, stall holders and performers.

Condition 61 is amended to:

With effect from 17 June 2024, the licence holder shall notify neighbouring residents in writing of the proposed event weekend six weeks before the event and must provide a telephone number should there be a complaint during the event. The residential streets must include (but are not exclusive) are: Latymer Road, Harrow Drive, Rugby Avenue, Winchester Road, Lancing Gardens, Malvern Terrace, Stowe Gardens, Marlborough Road, St Joan's Road, St Ann's Road, Church Lane, Cyprus Road, Streamside Close, Cedars Court, Bury Street West, Sayersbury Way, Bury Street, Chichester Road, (houses along the) A10, Glastonbury Road, Darley Road, Church Street.

Condition 69 is amended to:

- (a) A Waste Management Plan shall be prepared and implemented for each event, which shall include the collection of litter in the immediate local vicinity.
- (b) Clearance of the site and any associated sites shall be completed at the end of each event day.

New condition added:

The premises licence holder shall engage with a Traffic Management Company and have signs placed along the highway to manage traffic lawfully on event days.

The Chair made the following statement:

"I would like to 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.

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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.

It should be noted that Cllr Ozaydin has declared being a consultant for one of the vendors who would be at the event this week.”

Mr Gunduz asked that condition 33 also be amended to apply from 17 June, to which the Licensing sub-committee agreed.

The Chair thanked everyone for their time and adjourned the meeting following the completion of item 4 at 13:40, the meeting resumed at 14:38 for item 5.

5 +355 COFFEE BAR & LOUNGE 738 GREEN LANES, LONDON, N21 3RE

Mr Samaroo conveyed that the applicant was present, but in light of some of the implications made by residents in their written representations that they felt threatened by him, the applicant wanted to check that his presence wouldn't make anyone feel threatened before entering the chamber/ joining the meeting. Cllr Bedekova, now chairing this item/application after Cllr Boztas' departure, felt he should attend and checked with those present that they would be comfortable for the applicant to join the meeting, and he was invited to do so.

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

- a. The sub-committee were to consider a new premises licence application for the premises now known as +355 Coffee Bar & Lounge, at 738 Green Lanes, London, N21 3RE.
- b. The premises was within the Winchmore Hill parade, and was close to a number of residential properties, which were located above the commercial parade, as well as in nearby residential streets.
- c. The application sought to sell alcohol on site between 10am and 10:30pm daily, with a closing time of 11:00pm. Section 1.3 of the report provided an indication as to the licensable times for nearby similar premises.
- d. The Licensing Authority had initially provided a representation, namely seeking conditions, which had since been agreed in full by Mr Gazmend, so the Licensing Authority had withdrawn their representation. The list of agreed conditions between the two parties were provided in Annex 3. The Police did not submit a representation to the application. The Licensing team received 53 objections from other parties, namely local residents. This was a high volume of representations for this type of application typically; the objections could be seen in annex 2 and were based on all four licensing objectives.

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- e. The objections included: the hours sought were too late for a coffee shop to have an alcohol licence; customers loiter on the pavement outside and block the path for pedestrians, and existing activity at the premises had raised concerns, including alleged unlicensed activity taking place inside. Additionally, objections were raised on the grounds that the premises did not have the appropriate planning permission to operate so that its primary function was the sale of alcohol, and the issuing of the licence would effectively breach planning permission. Some residents also did not believe that the conditions agreed between the applicant and Licensing Authority were sufficient to address their concerns.
- f. Section 5 of the report provided the position of the planning status for this premises, namely permitting a restaurant and café, but would not permit it to operate as a bar or pub type premises, where alcohol sales is the primary focus. However, it was made clear that planning and licensing regimes are totally separate, and each have their own enforcement powers to address any non-compliance. Both permissions would need to be in place for the premises to trade lawfully, one regime did not supersede the other, but there is no requirement for one permission to be sought before the other.
- g. The premises was permitted to be open and trading as long as unlicensed activity was not taking place, such as the sale of alcohol, but the premises could operate by selling soft drinks and food between 8am and 11pm. If open after 11pm, a licence for late night refreshment would be needed. Conditions relating to the premises only become effective if/when the licence is issued.
- h. The applicant had submitted written representation, but this was received after the permitted deadline and so could not be accepted. The Licensing sub-committee were reminded that they were to give equal weight to any written and verbal representations.
- i. Those in attendance were introduced, the proposed order in which verbal representations would be heard was outlined, and the amount of time parties would have to speak was detailed.

2. Mr Samaroo, representing Mr Gazmend, made the following statement:

- a. The application was for a licence to sell alcohol until 10:30pm. The premises is primarily a café bar that would open during the day serving coffee shop style food and drinks until 11:00pm.
- b. A considerable volume of residents had raised concerns with regards to the application which the applicant had taken seriously. They felt OP1 had been the trigger, with most of the other objectors having similar concerns. There appeared to be an undertone with regards ethnicity and male dominated premises, which came as a surprise, given Enfield was a very diverse borough. The applicant's representatives had spoken to Ms Green, as some of the objections were seen as vexatious and they did not believe they should have been allowed, but were included anyway.

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- c. Some of the accusations, that the premises had breached conditions, were unfounded/unsubstantiated and untrue. OP1 had suggested that they happened to be passing the premises when the shutters were three quarters of the way down and could see lots of men in the premises drinking, smoking and gambling; but the only men in the premises at the time were builders, and they were not doing such things when they were working.
- d. The application had a very robust operating schedule, which had been gone through with the Police and the Licensing Authority, hence they were not objecting to the application.
- e. The applicant wanted to be part of the community, and wished to assure residents that they were all welcome. The premises was not aiming to attract mono-ethnic men standing on the pavement disturbing women walking by.
- f. There were concerns from Enfield residents that parts of the borough had lots of cafes which created issues, but there was nothing to suggest that Mr Gazmend would run a premises that would not be welcoming to the local community or cause issues.
- g. The committee were invited to look at the application on its own merits, and there was nothing to suggest the café run by Mr Gazmend, who had done a very good job and spent a lot of money making the premises look nice, would be anything but an asset to the area. It was felt that there were too many assumptions as to what the premises would be like.

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

- a. The Chair asked if the applicant had followed advice to check the planning permission. Mr Samaroo responded that if this were an application for a pub, bar or virtual drinking establishment, the applicant would have had to submit an application, but as it was a café for seated customers only, there was no requirement to apply for a change of use. The Chair queried why then officers had recommended the applicant check if they required planning permission. Mr Samaroo replied that he did not know why an officer had advised this, but that this was a licensing hearing and if planning had any concerns, they would have submitted a representation. He added that he had spoken to his planning agent who had advised him that under the application they were submitting, there was no need to change the planning use. Ms Green clarified that operating as a coffee bar did not require a change of use, but if time showed that primary sales were alcohol, then they would need to submit a change of use planning application to a bar, but it had been indicated that this would not be the intention. Cllr Ozaydin enquired how this could be monitored. Ms Green conveyed that planning could check this by asking for invoices and sales and making observations as to what the premises was being primarily used for.

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- b. The Chair questioned whether the applicant was planning to play any music at the premises. Mr Samaroo advised that there were no plans for the applicant to have any regulated entertainment. He pointed out that up until 11pm, the provision of background music was deregulated anyway, so under the current legislation they could do this if they wanted to. The applicant was mindful of nearby residents and the provision of music above background level wasn't something they wanted to do. Ms Green clarified that background music was not a licensable activity, this was music which did not require raising your voice to be heard. There was a default/ automatic entitlement with a licence that permitted the on-sale of alcohol to provide regulated entertainment between 8am and 11pm, but the applicant had expressed that this was not part of their business model.
- c. The Chair queried whether any residents had approached the applicant directly with regards to their objections. Mr Samaroo responded that nobody had come to the applicant with their concerns. He described that Mr Gazmend would have liked to have spoken with some of the residents. The applicant did not know who the residents that had objected were. The Chair clarified that it was Licensing Authority policy not to provide any details regarding the identity of residents who had submitted representations.
- d. Cllr Ozaydin enquired whether there was a designated smoking area at the premises. Mr Samaroo replied that one of the concerns raised in the objections related to mono-ethnic men standing on the curb and blocking the pavement, so the applicant had located the smoking area at the back of the premises. There had been a day when two tables and chairs had been put outside the front of the premises, but upon notification from the Licensing Authority that these were not permitted, they were instantly removed, and had not been put back out there since. A pavement licence had not been applied for yet, as they felt it would be wrong to do so until after the committee were minded to grant this licence. Mr Samaroo had spoken to Mr Gazmend who had indicated that when that time came, he would only want 8 chairs outside the front of the premises. The Chair asked whether the applicant had received any advice regarding the use of tables and chairs on the pavement. Mr Samaroo advised that he had not, that as soon as the applicant was notified that they weren't allowed they were removed and not put back. The applicant had seen tables and chairs outside other premises on the street and assumed he would be able to add some too, and didn't know a licence was needed. The applicant wanted to comply with the rules and work with all interested parties.
- e. Ms Green asked to see where on the plan the smoking area was located. The Chair followed up by querying how many people they would allow to use the area at a time. Mr Samaroo responded that a table and 3 chairs had been placed at the rear of the premises next to the parking area where smoking would be permitted, but that no food or drink would be served for people smoking there. Ms Green clarified that as it was likely private land, an application would not be needed,

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- but enquired how this area was accessed. Mr Samaroo replied that it was accessed by going straight through the premises, down some steps, passed the toilets, and out the back door, on the left next to the parking area. Ms Green advised that the committee may want to add a condition that the plan be updated to show the smoking area. Mr Samaroo added that were the licence to be granted, they would speak to the Licensing Authority about putting a small designated smoking area at the front of premises and restricting it to 3 or 4 people whilst awaiting the application for a pavement licence. Ms Green highlighted that were a pavement licence applied for, then smoking at the tables and chairs in front of the premises would not be permitted. She added that one of the conditions which had been agreed was that there would be no more than 5 people outside the front of the premises and queried whether the applicant was offering to reduce this to 3. Mr Samaroo said that a designated smoking area would then be needed; it was a small premises, so 4 people maximum seemed sufficient. Ms Green advised that the committee may wish to reword condition 13 on page 211 to consider this. It was noted that this condition also prevented drinks being taken to the designated area when smoking.
- f. The Chair enquired whether the shutters were located at the front or back. Mr Samaroo conveyed that there were security shutters at the front of the premises.
 - g. Ms Green asked if the windows at the front of the premises were frosted or clear. Mr Samaroo expressed that when the shutters were up there was clear glass, and the premises could be seen into.
 - h. The council's legal adviser asked if it would be helpful to the committee for Ms Green to establish the licensable times for nearby similar premises. Ms Green advised that these were located on page 112.
 - i. The Chair questioned whether there had been any history of complaints of similar issues at nearby premises. Ms Green said there was potentially some noise nuisance and anti-social behaviour at venues open later than what was being sought in this application. She added that alcohol sales at similar nearby premises started as early as 8am and others went on until midnight, and some had longer periods than what was being sought by the application. Coffee Break was described as perhaps the most similar like for like for premises and served alcohol from 11am until 10:30pm.
 - j. Cllr Steven asked if there had been any representation made by the Police. Ms Green responded that had not been, the comment they had provided, detailed in the report read "we have nothing of any significance from a crime and disorder perspective therefore we have no reps". They were aware of the concerns and had undertaken their own observations and did not feel a need to make a representation. Mr Samaroo added that he consulted with the Police prior to the application, who advised they would be happier if the application stayed within the core hours, as Mr Gazmend was a relatively new operator to this type of business, and they wanted to see how things went. The agent had initially spoken to the Police about staying open

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later on Fridays and Saturdays, and it was recommended to keep to 10:30pm, and see if the applicant could prove he could run the business well, hence they had not objected, as any concerns had been dealt with in advance. The council's legal adviser explained that the committee had no confirmation of this. Ms Green described that the premises was not within a communitive impact policy area, so the core hours did not apply, and those hours were 8am until midnight.

- k. The Chair enquired how the applicant would deal with drunk customers so as to avoid anti-social behaviour taking place at the premises. Mr Samaroo said that under the Licencing Act, the premises was not allowed to sell to drunk people and anyone who was drunk would not be allowed on the premises. It was not the type of place a drunk person would go to as they could only drink sitting down. Mr Gazmend added that he did not want to attract people who would cause trouble to his business, and he wanted to operate for a long time. If somebody was drunk, they would not be sold any alcohol and asked to leave if they were causing issues. He did not want his premises to generate excess noise and did not expect there to be issues.
- l. The Chair asked if staff at the premises were trained. Mr Gazmend replied that he was at the premises almost every day, and his staff were very good. Mr Samaroo added that he had suggested that to the applicant that he was an authorised trainer, and did a level 1 course which covered responsible alcohol retailing and if the licence were granted, he would be happy to provide this training to the staff, it be recorded in a training book and refresher training done every 3-6 months.
- m. The Chair asked if the smoking area at the back of the premises was covered by CCTV. Ms Green clarified that consumption was not a licensable activity, but the smoking area could cause a nuisance, and it could be conditioned that it is added to the plan. Mr Samaroo expressed that the table at the back of the premises for smoking was covered by a CCTV camera, but this was not a permanent solution to what the applicant wanted to achieve. If the licence were granted, they would look to have a small, designated smoking area at the front of the premises which was also monitored by CCTV, and with the glass front there would be lots of natural surveillance.
- n. The Chair questioned why the smoking area had not been included in the plan. Mr Samaroo explained that when the plan was submitted the smoking area didn't exist, the premises had only been open three weeks or so, and the smoking area was created in response to residents' comments and to give the builders somewhere to smoke out of sight; it was not a permanent solution. Ms Green advised that this could be reflected in additional conditions and the updated plan be resubmitted.
- o. The Chair asked how the applicant would communicate with the community and if they would provide their contact information somewhere so that residents could get in contact with him if they had any issues. Mr Samaroo said that one of the proposed conditions was

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for the applicant to make their number available to local residents. He may choose to do this by posting his business card through local residents' doors, he could also put his contact information in the window of the premises.

4. The other party was offered the opportunity to make a representation and ask questions, but they had nothing they wished to add.

5. The following closing summaries/points were made:

- a. Ms Green outlined the options available to Members of the sub-committee to make, and directed them to the relevant guidance.
- b. Mr Samaroo expressed that the hours sought by the application were within the core hours of Enfield's Licensing policy. The premises was not a vertical drinking establishments, customers must be seated to be served alcohol. The premises was primarily a café. Mr Gazmend had taken very seriously the objections of residents and had looked at ways of ensuring he and his business were part of the community. As mentioned, additional training would be provided for staff in dealing with alcohol sales etc. The Enfield licensing policy had been carefully looked at when submitting the application, so that conditions were precise, enforceable and tailored to create a robust operating schedule, so residents need not be concerned. The contact information for the manager would be provided and engagement with the Licensing Authority would continue. It would be important for Mr Gazmend to attend the local CAPE meeting to understand what was going on in the area. They hoped the committee would grant to application based on its own merits, given the robust conditions which addressed concerns, no representation from authorities, and nothing to substantiate complaints relating to noise and anti-social behaviour.

The Chair thanked everyone for their time and adjourned the meeting at 15:32, 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 16:07.

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

Licensing Hours and Activities:

Licensable Activity	LSC Confirmed Times:
Open	10am to 11pm (daily)
Supply of Alcohol (on supply only)	10am to 10:30pm (daily)

Conditions in accordance with Annex 3:

Conditions 1 (b)-(i), 2 to 12, 14 to 20, and amended conditions as follows:

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Amended Condition 1(a): The premises shall install and maintain a comprehensive CCTV system covering both the interior and exterior of the premises, including the rear designated smoking area, and shall be installed to current Metropolitan Police/Home Office standards and shall continually record whilst the premises are open for licensable activities and during all times when customers remain on the premises.

Amended Condition 13: There shall be no more than 3 persons using the outside of the back of the premises, designated for the purpose of a smoking area, within the operating hours. This area shall be adequately supervised to control the number and behaviour of patrons so as to not cause noise nuisance or anti-social behaviour. Notices shall be displayed in the area specifying the terms of its use and asking patrons to respect the needs of local residents and to use the area quietly. No alcoholic drinks or glass containers shall be taken into any smoking area at any time.

The Chair made the following statement:

“After considering the papers and evidence provided to the Licensing Sub-Committee and having listened carefully from the Applicant and reading the objections of the residents which is contained within the Agenda, the Licensing Sub-Committee have reached a decision.

The Licensing Sub-Committee was particularly mindful that +355 Coffee Bar is located in close proximity to a residential area but having taken into account the Licensing Objectives, and provisions to mitigate the risk, the Licensing Sub-Committee were persuaded that the application can be granted following the Applicants agreement to modify the conditions as proposed by the Licensing Authority (as set out above).

The Applicant shall also submit an amended plan to the Licensing Team, which incorporates the designated smoking area to the rear of the premises.”

The Chair thanked everyone for their time and contributions and the meeting ended at 16:09.

LICENSING SUB-COMMITTEE - 26.6.2024

**MINUTES OF THE MEETING OF THE LICENSING SUB-COMMITTEE
HELD ON WEDNESDAY, 26 JUNE 2024**

COUNCILLORS

PRESENT (Chair) George Savva MBE, Sabri Ozaydin and Jim Steven

ABSENT

OFFICERS: Ellie Green (Principal Licensing Officer), Balbinder Kaur (Legal Adviser), and Jane Creer (Governance Officer)

Also Attending: Mr Noel Samaroo (Licensing Consultant on behalf of the Applicant)
Local Press Representative
Officers observing

1

WELCOME AND APOLOGIES

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

2

DECLARATIONS OF INTEREST

There were no declarations of interest.

3

B7 CAFE BAR AND LOUNGE, 12 GREEN LANES, LONDON, N13 6JR

NOTED

1. The introduction by Ellie Green, Principal Licensing Officer, including:
 - a. The sub-committee was to consider a new premises licence application for the premises known as B7 Café Bar and Lounge, 12 Green Lanes, London N13 6JR.
 - b. The premises was situated in a commercial area of Bowes Ward. There were residential properties in above and adjacent flats, and in nearby residential streets.
 - c. The premises licence holder and designated premises supervisor was Mr Armando Kelmendi. He was not able to attend this meeting but was being represented by Mr Noel Samaroo, Licensing Consultant, from NTAD Consultants Ltd.
 - d. The applicant originally sought later hours, but had now agreed to reduced proposed times and to requested conditions. Now the sale of

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- alcohol on the premises was applied for 11am to 10.30pm daily, and opening hours 9am to 11pm daily.
- e. The Police and the Licensing Authority made representations in respect of the conditions and hours sought in the original application, but after the amendments were agreed, had withdrawn their representations. Annex E in the supplementary agenda set out the conditions proposed by the Police and the Licensing Authority which the applicant had agreed.
 - f. The Licensing Authority received six objections from other parties, which were set out in Annex B of the report. The objections were based on all four of the licensing objectives. The objections were summarised as relating to: the previous operator and customers who caused problems, and that this premises would be frequented by the same customers and the operator behind it would be the same; late night availability of alcohol would exacerbate risks of crime and disorder; customers would cause nuisance by gathering outside to smoke; customers would park cars on the pavement and bus stop outside; there were already too many bars in the neighbourhood leading to deteriorating safety; there was a murder here last summer and there was drug dealing in the vicinity; gambling was alleged in the rear of premises; there was an obstructed view into the premises as the windows were fogged up.
 - g. It was questioned whether the windows were still obscured, and the sub-committee was advised that whitewash had been applied during the building works, which were still going on, but the windows would be cleared after the works were complete.
 - h. It was clarified that the conditions would only be effective if the licence was issued. If this application was not granted, the premises could operate as a coffee shop.
 - i. A written response to the other parties' representations had been received from Mr Kelmendi, which was set out in Annex D in the supplementary report.
 - j. The other parties were unable to attend this meeting, but the sub-committee were reminded that equal weighting should be given to any written report as well as the oral submissions heard at the meeting.
 - k. It was clarified that there was no rear garden at the premises for smoking. Condition 4 would permit control over smoking outside the front of the premises. Three persons at any one time was deemed an appropriate number agreed by the Police, Licensing Authority and applicant.
 - l. The Principal Licensing Officer was not able to confirm if any of the other parties' objections were from residents living directly above the premises.
2. Mr Noel Samaroo, on behalf of the applicant, made the following statement:

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- a. The opportunity had been taken by the applicant to submit the statement set out in Annex D in the supplementary report, with information to further support the application.
 - b. The amended application was made in consultation with the Police and the Licensing Authority, whose concerns had been listened to. As Mr Kelmendi was a new applicant, and the original application was outside core hours, the Police had not been in agreement, and so the proposed hours had been brought back to 10.30pm for sale of alcohol including at weekends. Additional conditions which the Police had requested were all agreed by the applicant, as confirmed in the statement.
 - c. Similarly, the Licensing Authority had raised concerns in respect of the rear room, and in response the plan was re-drawn and the Licensing Authority withdrew its representation.
 - d. The statement referred to the details included in objections from other parties. The applicant along with everyone in the area was concerned about crime and disorder in recent times. Any new operator of this premises would lead to concern that the situation should not be exacerbated or add to any difficulties by trading there. There should be reassurance that the Police did a thorough investigation into the applicant.
 - e. The other parties' representations mostly appeared to be targeting other premises. It should also be noted that incidents happening were directly down to bad operators running those premises. Mr Kelmendi was a new operator, and licensing consultants had written a very robust operating schedule for him. The London Borough of Enfield was known to have a very strong enforcement team, and Mr Kelmendi would be expected to operate his business within the agreed conditions, and certainly would comply.
 - f. He wanted to allay concerns in respect of drug dealing, and parking on the kerb – this premises was not open yet so those issues were not linked to this applicant.
3. In response, the following questions were received:
- a. Cllr Ozaydin asked about the ownership and management of the premises. It was clarified that Mr Kelmendi was the manager: he had taken over the premises from the previous operator in the last three months and he was carrying out the redevelopment work. The premises was closed by the previous operator, and had been closed for longer than three months. The lease remained with the original leaseholder and the owner remained the same, but had no input into the business. Mr Kelmendi had taken on the sub-lease, under a new company B7 Bar Ltd, and had invested a lot of his own money into the business. This premises had been there since 2016 with no incidents at that specific premises.
 - b. Cllr Savva asked about the proposed opening date of the café bar. It was advised that installation of the kitchen was almost finished and it

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was thought that by the end of this week the business would be ready to open.

- c. In response to further queries, it was confirmed that the Licensing Authority would carry out general compliance checks, or respond to any complaints.
- d. It was confirmed that closing time would be 11pm, allowing half an hour drinking up time after last sale of alcohol at 10.30pm.
- e. It was confirmed that the premises licence would be in the name of Mr Kelmendi, but may be transferred to the next operator if he moved away from that premises. Also, that Mr Kelmendi, as Designated Premises Supervisor as well as licence holder would have full control and responsibilities for operating the business.
- f. It was advised that if the licence was granted, the applicant would likely submit an outdoors tables and chairs licence application as soon as possible.

4. The following closing summaries/points were made:

- a. The Principal Licensing Officer outlined, having read and heard the representations, the next steps available to the sub-committee, and directed them to the relevant guidance.
- b. Mr Samaroo emphasized that the applicant had paid particular attention to the residents' objections, and that he wanted to be a part of the community and to work with the local residents. He would be in regular communication with the Police and the Licensing Authority, and was keen to join the local Pub Watch group.

The Chair thanked everyone for their time and adjourned the meeting at 10.32 while the sub-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 10.56.

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

(i) Licensing Hours and Activities:

Activity	Times Confirmed by LSC:
Opening hours	9am to 11pm daily
Alcohol (on sales only)	11am to 10.30pm daily

(ii) Conditions (refer to Annex E):

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Conditions 1 to 23, and additional conditions offered by the Applicant,
Conditions 24 to 26

The Chair made the following statement:

“The Licensing Sub-Committee (LSC) having listened to and considered written and oral submissions made on behalf of the Applicant, Mr Armando Kelmendi, and OP1 to OP6 objections and in particular the evidence that there are no recorded incidents concerning crime and disorder or public nuisance concerning the Applicant.

Additionally, it has been noted that the Metropolitan Police nor Licensing Authority have made any objections following the Applicant agreeing to the conditions as negotiated prior to this hearing.

The Applicant is to ensure all the times and conditions of the licence are complied with including the display of relevant notices, particularly concerning being respectful of local residents and leave the premises quietly.

Accordingly, on balance, the LSC has made the decision to grant the application to be held by Mr Armando Kelmendi.

The LSC has taken into account the statutory guidance and the London Borough of Enfield’s Policy Statement in making its decision and has made its decision in promoting all of the four licensing objectives and in particular that of the Prevention of Crime and Disorder, Prevention of Public Nuisance, and the Protection of Children from Harm.”

The Chair thanked everyone for their time and contributions and the meeting ended at 10.59.

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LICENSING SUB-COMMITTEE - 10.7.2024

**MINUTES OF THE MEETING OF THE LICENSING SUB-COMMITTEE
HELD ON WEDNESDAY, 10 JULY 2024**

COUNCILLORS

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

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

Also Attending: Police representatives (Derek Ewart and Francis Peters), Leo Charalambides (Counsel representing the applicant), Prashanth Thavatheva (Tiger Bay DPS/Director, Mr Shivashankar (Compliance Director and Licensing Consultant for the applicant), a member and two co-directors of the applicant's team.

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 Licensing Sub-Committee meeting held on Wednesday 5 June 2024.

4 SHEREKHAN, 128 HIGH STREET, ENFIELD, EN3 4ES

Mr Charalambides enquired whether the committee would be applying aspects of the council's licensing policy which were unlawful.

The council's legal adviser responded that this had only just come to their attention in the applicant's representation; it would have been helpful to have had this in advance if there was going to be a challenge to the cumulative impact policy, and queried if there was any reason for the delay in making the representation now.

Mr Charalambides replied that the council had been on notice to get the policy lawfully correct since April 2018. When it became clear to them that the council's policy, particularly the cumulative impact policy was unlawful, they had written to the council at the earliest opportunity to make this clear. It had

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been confirmed by Ms Green that the cumulative impact assessment had not been undertaken as this was a recommendation only, not law. The committee were advised they did not have to apply the policy, plus there was other criteria within the representations to consider.

The Chair conveyed that it was not the job of the licensing sub-committee to review the council's licensing policy, Mr Charalambides comments had been taken on board and would be addressed.

1. The introduction by Ellie Green, Principal Licensing Officer, including:
 - a. The sub-committee were to consider a variation application relating to the premises known as Shere Khan's or Tiger Bay, located at 128 High Street, Enfield, EN3 4ES.
 - b. The premises licence had been held at the address since at least 2005 when the licence was converted from the old to existing licensing regime.
 - c. The premises was previously known as the Picture Palace, it was a Wetherspoons style pub, and is situated on the corner of Lincoln Road and the High Street in Ponders End on the mini roundabout junction.
 - d. Although the current premises licence holder had held the licence since August 2021, the premises had only been open for 5 weeks.
 - e. Their website described the premises as 'the latest gem in the heart of Enfield offering a unique blend of exquisite Indian cuisine, a vibrant bar, and a luxurious shisha lounge. Whether you're looking to enjoy a casual meal, celebrate a special occasion or relax with friends, Tiger Bay Enfield promises an exceptional experience in an elegant setting'. Committee Members were recommended to look at the website when they retired to get a better overview of the premises.
 - f. The DPS was Mr Thavatheva, who was also the director of Tiger Bay Estates Ltd.
 - g. This variation application sought to extend the opening hours and licensable activities by two hours daily, meaning a 2:30am close Sunday to Thursday and a 3:30am close Friday and Saturday, with all licensable activities ceasing 30 minutes before close. The full timings were set out in the report.
 - h. The Police and Licensing Authority had objected to the extended hours sought, as they were concerned this would undermine the licensing objectives. The only exception to this being that the Licensing Authority agree that the licensable activity, performance of dance, could be added to the licence between 9:00am and midnight Sunday to Thursday and 9:00am to 1:00am Friday and Saturday.
 - i. Reference had been made in the representations with regards to the cumulative impact policy and that the variation sought an extension beyond the core hours.
 - j. The licence holder's solicitor had sent correspondence to the licensing team querying the validity of the CIP; however, this was not the forum to challenge the council's licensing policy as the Chair had highlighted,

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but the comments had been noted and the licensing policy was described as currently under review.

- k. The representations had concern about the premises being located in a residential area and seeking to operate at later hours, in addition to the effective control of the premises not having yet been tested, as it hadn't been opened very long.
- l. Additional information had been provided by the Licensing Authority and circulated the day prior to the hearing, following a visit, which highlighted concerns of breaches of the licence conditions and the potential for smoke free legislation to be contravened. All representations were available in the reports.
- m. The responsible authorities had not sought any additional conditions, but Tiger Bay had proposed additional conditions which could be seen in Annex 5 of the report, which required careful consideration by the sub-committee, as some seemed to contradict existing conditions and the responsible authorities had not agreed to some of them.
- n. Tiger Bay had provided a written response to these representations which could be found in the supplementary report.
- o. Those in attendance were introduced, the proposed order in which verbal representations would be heard was outlined, and the amount of time parties would have to speak was detailed.

2. Mr Charalambides, barrister representing the applicant, made the following statement:

- a. Section 182 guidance sets out the principle aims and key objectives which should be followed, and that one of these was recognising the important role that pubs and licensed premises play in local communities, by encouraging innovation, minimising the regulatory burden on, and supporting businesses.
- b. He described his client's business as innovative and exciting for the borough. They had substantially invested in a run-down vertical drinking establishment and turned it into a high-end restaurant. His client was a nationally and internationally acclaimed operator, who had never had any issues or had their licences reviewed.
- c. The premises was entirely food led, and all done by table/ waiter and waitress service. There was no free-standing bar; there were two servery bar areas which each had a capacity of seven seats, but were not practically available. The menu and drink list had been provided in their representations.
- d. A condition had been offered in respect of last entry, being midnight on Sunday to Thursday and 1am on Friday and Saturday, so were effectively only seeking an hour in excess of the council's unlawful CIP, which ought not be applied in any event. This would also allow for a gradual and controlled dispersal of customers.
- e. The kitchens currently stayed open until 1:00am and 2:00am on weekdays and weekends respectively, and this would increase to 1:30am and 2:30am. They had a staff of 15 people, and were not yet

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operating the mezzanine level, as they were still in the process of recruiting and were awaiting the outcome of the application.

- f. They hoped the new government promise to open up Britain, be pro-business and generate wealth, would be something the labour run council had taken on board, because it was exactly what his clients were doing.
- g. The premises had opened 5 weeks ago on 31 May, and they were still testing their procedures. They had a draft noise management plan and a draft dispersal policy, which were being worked on and could be shared, and they welcomed any feedback on these.
- h. A council officer from Environmental Health had visited the premises yesterday. The smoking area was said to be compliant, with the architect's paperwork demonstrating that it was more than 50% open, and this could be shared if needed. The smoking area was relatively low and dark in colour which made it look more enclosed than it was, but it was compliant/ lawful, and this fell outside the scope of licensing in any event.
- i. There was a full suite of conditions, the premises was food-led with waiter service, and last entry controls. The business was being run exceptionally; represented a significant investment and regeneration to the local area; offered something unique, and thus he commended the application to the committee.

3. Mr Ktorakis, Senior Environmental Health Officer, made the following statement:

- a. The premises already benefited from being permitted to be open beyond the core hours specified in the CIP, with licensable activities being permitted until 1:00am on Fridays and Saturdays.
- b. The applicant had requested to extend the hours of operation for various licensable activities, further increasing the end time of these activities to 2:00am Sunday to Thursday and 3:00am on Friday and Saturday. Such an extension would be significantly beyond the current CIP.
- c. The Licensing Authorities primary concerns regarding the application include the potential risk for an increase in alcohol related crime and disorder, public safety, and public nuisance, including noise/disturbance. The premises is in close proximity to residential premises.
- d. The premises had only been open for 5 weeks, which wasn't long enough to establish how the business was operating at its current hours.
- e. A visit conducted the day prior to the hearing revealed noncompliance with 7 licensing conditions, as were detailed in Annex A of the supplementary report. Yesterday evening, an email was received demonstrating that all of these conditions were now being complied with. Some of these conditions may have been complied with at the time of the visit but the paperwork was not accessible. However, some

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of the conditions, such as the placement of posters should have been being complied with prior to any licensable activities taking place. It could be argued that if the premises licence holder was unable to comply with all conditions at their current hours, how would they be compliant with conditions if the opening hours and activities times were extended.

- f. The area to the side of the premises intended for use of shisha smoking appears to be more than 50% enclosed. If more than 50% open as the applicant had suggested, this would increase the likelihood for noise disturbance impacting on local residents, particularly late in the evening.
- g. The committee were urged to refuse the application, but if not minded to do so, were recommended to make a distinction between the indoor and open areas of the premises which could remain open and be used until 2:00am and 3:00am, to reduce the likelihood of noise nuisance.

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

- a. Cllr Savva asked when Mr Ktorakis was planning to visit the premises again. Mr Ktorakis advised that he would visit the premises again within the next couple of weeks, once he received the calculations for the smoking shelter.
- b. Cllr Dey sought clarity if conditions regarding records of staff training on the sale of alcohol and dispersal were in place but not available at the time of the visit. Mr Ktorakis replied that this is what he was informed, and confirmed they were now in place. The public space protection order and smoking area signs as well as proof of age poster weren't in place; they are now, but should have been up in any case previously and not as a reaction to the visit. It was added that the licence was not on display at the time of the visit either.
- c. Cllr Dey questioned how Mr Charalambides had remarked that his clients were fully compliant and renowned operators when the conditions relating to posters and signs had not been complied with. Mr Charalambides responded that all training was in place. In terms of think 25, staff were trained, the premises operated a sit-down restaurant service, not a bar. Tables were usually booked so they could check who was coming in. There was a concierge in two areas and the system they used sent staff prompts. There were two smoking areas, an area at the front which was not used as the highway was narrow. To the side of the lounge within the car park area, covered by CCTV and with natural surveillance from the lounge, was a covered smoking area. There was also a shisha lounge which was 51.4% open. The premises was compliant, went above and beyond its conditions and officers were welcome to attend when the premises was open to see how this all operated.
- d. Cllr Dey enquired why the business had not displayed its premises licence. Mr Charalambides advised that it was available by the bar/office area, but the premises was large with a sprawling layout and

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the concierge led customers to their tables, so there was not a prominent place to put it. This had been rectified and it was now framed on the concierge table as customers came in. It was confirmed that the licence had not been shown to the officer during their inspection, and the PSPO sign had also now been put up.

- e. Mr Ktorakis highlighted that the applicant had offered a think/challenge 25 policy condition, stating that relevant materials shall be displayed at the premises, and wondered if this was still the case. Mr Charalambides replied that it was still offered, and as per condition 10, a think 25 proof of age scheme was already operated. The reference to relevant materials to be displayed at the premises did not define what these materials were, or where and how these should be displayed. The point of the think 25 materials was that staff at the premises were aware of and thinking about it, not those visiting. This was done through training, the till system, posters, and badges. Mr Charalambides felt this was a small concern, and the Environmental Health Officer was clutching at straws if this was his biggest issue.
- f. Ms Green suggested that for clarity the applicant explain each area of the premises plan produced on page 23, as there was some confusion as to the lounge and smoking shelter. Mr Charalambides responded that towards the bottom left of the plan, the letters FE denoted the front entrance. As patrons came in from here there was a double acoustic lobby where the first concierge desk, with the summary of premises licence was located. To the left was a private dining room seating between 12 and 15 people. There was then the main dining room which was fully seated and had a capacity of 120; at the far end there was a bar with 7 seats which were part of the décor and not part of the operation. The stairs led up to the mezzanine level which was also fully seated and had another servery bar at the back with for aesthetic purposes which also had 7 seats but was not functional as the alcove was where the DJ desk was positioned. The DJ desk could not be seen from the ground floor or shisha lounge as there was foliage shielding it. On the ground level there were kitchens, a servery area and the shisha lounge which was open on two sides, in accordance with legislation, and it experienced ambient traffic noise. To the right was an opening to a secondary concierge desk. The lounge was also fully seated, there was no bar, and it was equipped for dining with waiter/waitress service. There was a car park area and a cigarette smoking area. A licensing officer had asked for a smoking sign to be put at the front entrance, which they did not want to do as they wanted to keep customers inside the premises. There were 3 cameras at the front of the premises and 2 or 3 covering the side.
- g. Ms Green queried which area the smoking shelter referred to. Mr Charalambides advised that he believed this to be the lounge which was health act compliant and allowed for shisha smoking which was not a licensable activity. Ms Green suggested the labels on the plan be amended to reflect the wording of the conditions. Mr Charalambides agreed that it would make sense to do this. It was clarified that patrons

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could not stand in the lounge area and smoke a cigarette; and the smoking area and lounge could be referred to, in order to make the distinction clear. A condition could be added that there be no smoking on the high road at the front of the premises also.

- h. The Chair asked for confirmation the customers in the private dining area would not smoke on the high street at the front of the premises. Mr Charalambides replied that they could not as there were 3 cameras, a barrier and concierge and security staff who prevented this; staff were trained to direct them to the appropriate area.

5. Derek Ewart, Police Licensing, made the following statement:

- a. He didn't propose to go over any old ground. The Police were in support of the Local Authority. They were aware that Tiger Bay Estates had applied for the variation application and they were making representations based on all four licensing objectives.
- b. The variation application sought that the opening hours be extended by 2 hours each day into the early hours of the morning, which essentially only allowed for a 4-hour 30 minutes break in trading on weekdays and a 3 hours 30 minutes on weekends. The premises was situated in a residential area. There were other licenced properties in the area, but none remained opened as late as what was being sought by the applicant.
- c. The premises was previously an old cinema known as The Picture Palace, then it was changed into a public house.
- d. Residential properties were within earshot of the premises, licensable activities and later terminal times had been applied for, extending into the early hours of the morning on all days of the week.
- e. The London Borough of Enfield's Statement of Licensing Policy was clear when it came to extending opening hours in residential areas. 8.4 of Annex 8 stated that particular attention needed to be given to geographical areas of licenced premises, where they were located, and the knock-on effect they may cause to local residents.
- f. No other premises within the geographical area had terminal hours as late as this application, with the vast majority with terminal times of 11pm on weekdays.
- g. The Police feel that if the hours were granted there would be a real possibility that public nuisance and anti-social behaviour, coupled with alcohol infused crime in the form of violence may proliferate by patrons leaving the premises and eating and drinking in outdoor spaces until 3:30am on weekends and 2:30am on for what most would be a working day.
- h. The premises were located within the London Borough of Enfield's cumulative impact zone. The Statement of Licensing policy states that for applications extending terminal licensing hours for premises falling within a cumulative impact zone and that fell outside the core hours, with the submission of relevant representations, there will be a presumption against granting the application.

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- i. The Police acknowledged the applicants operating schedule but felt it could not completely eradicate the risk of public nuisance caused in the early hours of the morning, given other premises will have closed several hours earlier.
- j. The Police therefore object to the application in its entirety, particularly the terminal times which were seen as excessive, given the premise's geographical location in a residential area. They proposed the stipulated terminal times as laid out in Enfield's Statement of Licensing Policy, paragraph 9.14-9.15.4 be applied to the application. The current licensing hours exceed stipulated core hours, thus are sufficient and possibly excessive given it is in a cumulative impact zone, and so object to the application on the grounds stated.

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

- a. Mr Charalambides enquired whether anyone from the Police had visited the premises while it had been operating, asked the applicant for any data, or had any observations to support their conclusion that there may be public nuisance. Mr Ewart confirmed they had not, and their conclusion was based on anecdotal and personal knowledge of the geographical location.
- b. Cllr Savva questioned why the applicant wanted to remain open as late as they did in a residential area. Mr Charalambides advised that it was a community venue which predominately provided services to the Southeast Asian community. His client had spent a lot of money refurbishing the venue. The premises was entirely food led and something they wanted to offer in the area. There were at least two other premises which opened as late at night within 10 miles. The Chair expressed that this was a large distance and asked if there were any within half a mile. Mr Charalambides said this was not the case. The concept of going out meant different things to different cultures, and going to family run venues until the early hours was common for other cultures. The premises could uphold the licensing objectives because there were measures in place and an operating record. Mr Charalambides expressed disappointment that one of their conditions was to take measurements, as these had not been asked for by the Environmental Health Officer during his visit, who was instead concerned by the positioning of the challenge 25 poster; and the Police had not visited.
- c. Mr Ktorakis explained that there was no requirement for the applicant to take any measurements. There was no sound limit set and no requirement to document subjective noise tests, and so queried what measurements it was felt he should have asked to see. Mr Charalambides responded that the Environmental Health Officer should want to know whether the applicant is able to uphold/promote the licensing objectives. They had glass screens, acoustic shielding and noise monitors which were not conditioned but had been done, thus demonstrated the applicant's willingness and ability to make later

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- hours work. The tests that had to be applied were with regards to the likely impact and not proven track record, otherwise no premises would ever open.
- d. Mr Ktorakis asked what the applicant understood with regards to noise nuisance, what level they deemed as causing a public nuisance, what locations they took measurements at, and how this assisted them in meeting the licensing objectives if there were no set levels. Mr Charalambides replied that there was no set level, that the character and location of the premises had to be taken into account. There was vehicular traffic and other commercial premises in the area. There were glass barriers along the side of the premises, rolling shutters, a degree of planting, distancing and noise limiters. The lounge area played only recorded music at background level, which a condition of 23:00 had been offered. Noise was assessed at a number of locations, going to the halfway point of Lincoln Rd and Ponders End, and crossing the road to where there were residential premises and listening to see if music/noise from the premises was louder than ambient levels; if it was the volume was turned down. The applicant knew if they were going to have 121 people in addition to staff in the lounge area, they needed to ensure the noise heard by local residents was below ambient levels, which they were doing. The systems they had in place worked, as they did at all their premises. They had not received any complaints and welcomed a visit and cooperation from the relevant authorities.
- e. The Chair enquired how many staff the applicant employed at the premises, and how they would reassure the committee that customers would leave quietly, in the early hours in a residential area. Mr Charalambides advised that they employed 15 members of staff currently, and would be employing a further 15, and they were complimented by chefs, management, waiting staff, two sets of concierge, and SIA registered door supervisors. The last entry time of midnight during the week, which was within the core hours of the CIP and 1:00am Friday and Saturday, was felt to be particularly important as it anchored their dispersal policy, and meant nobody could enter after those times. The kitchen was currently open until 1:00am weekdays and 2:00am on Fridays and Saturdays, which would increase to 1:30am and 2:30am respectively. The premises operated as a restaurant in character and was fully table service, with no vertical drinking, so the impact on the area was different to/ less than other premises. Food must also be served in the shisha area, and a condition could be imposed that all patrons, after 11:00pm must be served by waiter/waitress service, substantial food must be available at all times, and alcohol can only be ancillary to the consumption of a table meal. It was a food and shisha led venue that did not prioritise alcohol thus appealed to a different audience and wouldn't result in the same noise issues. The surrounding roads catered for those leaving the premises by car, Uber or walking. There would be a gradual dispersal, CCTV and SIA supervisors. The potential for a marshal was

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- also being explored as part of their dispersal policy, to ensure patrons left in a respectful way below ambient noise levels.
- f. The Chair questioned how many parking spaces were available at the premises. Mr Charalambides said that there were 6 or 7 spaces, and there was an agreement with the local ASDA for parking nearby.
 - g. Cllr Savva queried if the applicant agreed with him that in these instances prevention was better than a cure. Mr Charalambides agreed, and expressed that his client had a full operating schedule and a great record. The licensing regime was aimed at promoting the prevention of crime, disorder and public nuisance. The premises remaining open at later hours would not negatively impact the area if it were run properly, which it would be.
 - h. The Chair asked if there were any premises in the area open as late as what was being sought. Mr Charalambides conveyed that they believed The Den was open until 2:30am and The Goat 2:40am, both of which were within 100 meters. The Chair asked if Ms Green could confirm the closing time for other premises within half a mile and whether they served alcohol.

7. The following closing summaries/ points were made:

- a. Ms Green outlined the options available to Members of the sub-committee to make, and directed them to the relevant guidance. She highlighted that there had been discussions with regards to conditions relating to the documentation of noise assessments, having table service only after 11:00pm, and alcohol being ancillary to the consumption of a meal. The wording of conditions such as 18 & 19, and 21 & 30 to reflect/reference the shisha lounge and smoking areas, respectively, could also be looked at.
- b. Mr Ktorakis confirmed that he had nothing further to add.
- c. Mr Ewart expressed that the Police objected to the extended hours based on the London Borough of Enfield's Statement of Licensing Policy with reference to licensable activity within residential areas. The premises was located within a residential area and the extended hours sought had the propensity for public nuisance.
- d. Mr Charalambides commended the application to the committee and said their decision must be evidenced based. The operator had demonstrated that they were committed to preventing crime, disorder and public nuisance, and had invested a significant amount of money to develop the site into an asset to the community/borough. It was disappointing that the Police had not visited or carried out any checks on the premises and were giving their opinions laissez-faire. Paragraph 9.12 of the Section 182 guidance said that representations must withstand scrutiny, and that where they fail to do so they should be ignored, or little weight should be applied to them. The Licensing Officer had not visited the premises when it had been open so could not comment on how the business operated, and if the challenge/think 25 poster was their biggest complaint about the operator, they hoped this

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was the case for all operators. He implored the committee to be business friendly as the new government were encouraging everyone to do, and if anything went wrong the licence could be reviewed, but in his experience working with his client he had not had to deal with a single review or intervention.

The Chair thanked everyone for their time and adjourned the meeting at 11:11, 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 13:48.

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

(i) Licensing Hours and Activities:

Activity	Current Times	Times Sought by Variation Application	Times Confirmed by LSC
Opening hours	07:00 to 00:30 Sunday to Thursday 07:00 to 01:30 Friday & Saturday Plus seasonal variations	07:00 to 02:30 Sunday to Thursday 07:00 to 03:30 Friday & Saturday No change to seasonal variations	07:00 to 01:30 Sunday to Thursday 07:00 to 02:30 Friday & Saturday Plus seasonal variations
Sale of Alcohol (On and Off Supply)	09:00 to 00:00 Sunday to Thursday 09:00 to 01:00 Friday & Saturday Plus seasonal variations	09:00 to 02:00 Sunday to Thursday 09:00 to 03:00 Friday & Saturday No change to seasonal variations	09:00 to 01:00 Sunday to Thursday 09:00 to 02:00 Friday & Saturday Plus seasonal variations
Films (Indoors)	09:00 to 00:30 Sunday to Thursday 09:00 to 01:30 Friday & Saturday Plus seasonal variations	09:00 to 02:00 Sunday to Thursday 09:00 to 03:00 Friday & Saturday No change to seasonal variations	09:00 to 01:00 Sunday to Thursday 09:00 to 02:00 Friday & Saturday Plus seasonal variations
Recorded Music (Indoors)	24 hours daily	09:00 to 02:00 Sunday to Thursday 09:00 to 03:00 Friday	09:00 to 01:00 Sunday to Thursday

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		& Saturday Plus seasonal variations	09:00 to 02:00 Friday & Saturday Plus seasonal variations
Late night refreshment (Indoors)	23:00 to 00:00 Sunday to Thursday 23:00 to 01:00 Friday & Saturday Plus seasonal variations	23:00 to 02:00 Sunday to Thursday 23:00 to 03:00 Friday & Saturday No change to seasonal variations	09:00 to 01:00 Sunday to Thursday 09:00 to 02:00 Friday & Saturday Plus seasonal variations
Performance of Dance (Indoors)	Not applicable	09:00 to 02:00 Sunday to Thursday 09:00 to 03:00 Friday & Saturday Plus seasonal variations	09:00 to 01:00 Sunday to Thursday 09:00 to 02:00 Friday & Saturday Plus seasonal variations

(ii) Conditions agreed by the LSC:

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. CCTV shall be installed at 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) Be able to provide a linked record of the date, time of any image.
 - (e) Be able to provide good quality images - colour during opening times.
 - (f) A monitor shall be in place to review images and recorded quality.
 - (g) The CCTV 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 open to the public.
 - (i) Digital images shall be kept for 31 days.
 - (j) 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.
 - (k) Copies of CCTV shall be made available to the Police within a reasonable time.

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3. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, which will record the following:

- (a) All crimes reported to the venue;
- (b) All ejections of patrons;
- (c) Any complaints received;
- (d) Any incidents of disorder (reported or otherwise);
- (e) Any faults in the CCTV system;
- (f) Any visit by a relevant authority or emergency service.

4. A risk assessment must be conducted by the PLH/DPS as to what security will be needed for the amount of patrons on the premises during times of licensable activities.

5. At least one door supervisor shall remain directly outside the premises for 30 minutes after the premises has closed or until all customers have dispersed. All door supervisors (or marshals) shall be easily identifiable by wearing high visibility jackets or armbands.

6. Security staff will be from a SIA registered company or recognised equivalent.

7. A record of refused sales shall be kept on the premises and completed when necessary. This record shall contain the date and time of the refusal, a description of the customer, the name of the staff member who refused the sale, and the reason the sale was refused. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.

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

9. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises and area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.

10. Signs shall be prominently displayed on the exit doors advising customers that the premises is in a Public Space Protection Order Area (or similar) and that they should not consume alcohol in the street if requested to stop by an authorised person. These notices shall be positioned at eye level and in a location where they can be read by those leaving the premises.

11. 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.

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12. No deliveries shall be received between the hours of 19:00 and 07:00.
13. There shall be no removal of rubbish or glass bottles outside between 19.00 and 07.00.
14. The premises shall have a written dispersal policy which includes that staff shall be outside of the venue when customers leave, directing and advising patrons to leave the area in a quiet and timely fashion so there is no obstruction and disorder. All staff shall be fully trained in the policy. This 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.
15. Shutters shall be used to secure the premises when the premises is closed.
16. Under 18's shall only be permitted to remain on the premises if accompanied and supervised by an adult after 21:00 and should not remain on the premises at all after midnight.
17. A 'Challenge 25' policy shall be implemented where the only acceptable forms of identification are recognised photographic identification cards, such as a photo driving licence, passport, PASS accredited proof of age card or military ID card.
18. All staff involved in the sale of alcohol shall receive induction and refresher training (at least every six months) relating to the sale of alcohol, including checking ID is authentic, and the times and conditions of the premises licence.
19. All training relating to the sale of alcohol, including checking ID is authentic, and the times and conditions of the premises licence shall be documented and records kept at the premises. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.
20. There shall be no entry or re-entry of patrons to the premises after midnight on Sunday to Thursday and 01:00 on Friday and Saturday, except for those who have gone to smoke in the designated smoking area.
21. The management shall make subjective assessments of noise levels outside at the perimeter of the premises approximately hourly whilst regulated entertainment is provided to ensure that noise from the premises does not cause a disturbance to local residents. Records shall be kept of the times, dates and any issues discovered. These records shall be kept for six months. Records must be made available to an authorised officer of the Council or police, upon request. Where monitoring by staff identifies that noise from the

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premises is audible at the perimeter, measures shall be taken to reduce this i.e., turning volume down.

22. All alcohol shall be served to customers via table service by staff.

23. After 23:00, alcohol shall only be supplied to persons taking table meals for consumption by such persons as ancillary to the meal.

24. Shisha shall only be supplied to persons taking table meals by such persons as ancillary to the meal after 23:00.

25. Regulated entertainment shall not be provided in the shisha lounge after 23:00.

26. No one under the age of 18 years shall be permitted in the shisha lounge.

27. No more than 5 persons shall be permitted to smoke outside in the designated smoking area after 22:30. The designated smoking area shall be adequately supervised to control the number and behaviour of patrons and to ensure that they do not cause a noise nuisance. Notices shall be displayed in the designated smoking area specifying the terms of its use and asking patrons to use the area quietly.

The Chair made the following statement:

“I would like to thank all participants for their oral and written representations. The Licensing Sub-Committee (LSC) considered all submissions and representations.

The LSC considered the objections from the Licensing Authority and from the Metropolitan police as set out in Annexes 3 and 4 respectively, based on all four licensing objectives. 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

In addition, the LSC noted that the premises is surrounded by a residential area. The LSC referred to the Council’s licensing policy statement at paragraph 8.4 where 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. The LSC noted that the premises, Sherekhan, is located on the corner of a residential road, in close proximity to residential properties.

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The LSC also had regard to the statutory Guidance under section 182 of the Licensing Act 2003.

The LSC considered that the premises has been open for only 5 weeks and there have been no complaints. The LSC noted that the premises seeks to offer a restaurant and Shisha lounge with a varied prestigious food menu and a drinks menu. The LSC noted that there are 15 staff employed currently and is seeking to recruit more staff.

The LSC noted and appreciated the conditions offered by the applicant, and has set out proportionate and appropriate conditions in Annex 5.

The LSC granted the application in part with the hours as set out, above.

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 in Annex 5.”

The Chair thanked everyone for their time and contributions and the meeting ended at 13:54.

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**MINUTES OF THE MEETING OF THE LICENSING SUB-COMMITTEE
HELD ON WEDNESDAY, 17 JULY 2024**

COUNCILLORS

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

OFFICERS: Ellie Green (Licensing Team Manager), Esther Hughes (Head of Service - Consumer Protection & Waste Enforcement), Victor Ktorakis (Senior Environmental Health Officer), Balbinder Kaur (Legal Adviser), and Harry Blake-Herbert (Governance Officer)

Also Attending: Police Representatives (Derek Ewart, and Francis Peters), member of the public/ local resident and other parties (OPs 2 & 3), Stavroulla Tsakou (Premises Licence Holder (PLH)), Neoclis Panayiotou (Designated Premises Supervisor (DPS)), Alex Paphiti (Interpreter), 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 ACCRO, 6 ASHFIELD PARADE, LONDON, N14 5AB

NOTED

1. The introduction by Esther Hughes, Head of Service - Consumer Protection & Waste Enforcement:

- a. The sub-committee were to consider a review application and a transfer application relating to the premises known as Accro, located at 6 Ashfield Parade, London, N14 5AB, in Southgate ward.
- b. Accro's premise licence permitted a number of licensable activities including on and off sales of alcohol and regulated entertainment until midnight latest under the normal use of the licence. The licence also had a provision for extended hours until 2:00am latest for pre planned events such as hiring out the venue for birthday parties. The full hours and activities permitted can be seen in the report.
- c. The Licensing Authority submitted this review application on 23 May 2024 in response to the significant number of noise complaints received, as well as the significant number of statutory noise nuisances

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witnessed by council officers, in relation to the premises. It was felt that the prevention of public nuisance licensing objective was being undermined. The Licensing Authority also lacked confidence in all persons named on the licence and those managing the premises. Full revocation of the premises licence was sought. A copy of the full review application, supplementary information and exhibits can be seen in the report.

- d. The PLH and DPS at the time the review was submitted was Mr Neoclis Panayiotou. Shortly after the consultation for the review application closed, a transfer application was submitted on 25 June to the Licensing Team, naming Ms Stavroula Tsakou as the new premise licence holder with immediate effect. No application to vary the DPS had been submitted, so the position was still held by Mr Panayiotou.
- e. Ms Tsakou had been active at the premises whilst the complaints and noise nuisances were witnessed, therefore the review was still deemed to be relevant after the transfer application.
- f. The Police had objected to the transfer application and supported the review application. Their representation can be seen in the report.
- g. As there was an overlap of information for the review and transfer, it was appropriate to hold the hearing for the two applications simultaneously.
- h. Despite the objection to the transfer, the PLH was confirmed as Ms Tsakou, unless the Licensing Sub-Committee (LSC) determined that the transfer application be refused, in which case the PLH position would revert back to Mr Panayiotou, if the licence was not revoked. The outcomes of each application should be made clear by the LSC in their decision. If the licence were revoked, as was the recommendation of the Licensing Authority, there was effectively no licence to transfer.
- i. Three Other Parties (OPs) supported the review application, with a view to revoke, namely local residents and businesses who had experienced noise nuisances and issues from the premises. Their representations can be seen in the report and supplementary papers. Two representations were provided in support of the licence holder, one of these representations was received by Ms Tsakou prior to the transfer application. These could also be seen in the report.
- j. Once the transfer application had been made, Ms Tsakou submitted an additional representation in response to the review from her position as premise licence holder, which can be seen in the report.
- k. Should the LSC be minded not to revoke the premise licence, conditions and amended times had been proposed by the Licensing Authority, these can be found in the report.
- l. Those in attendance were introduced, the proposed order in which verbal representations would be heard was outlined, and the amount of time parties would have to speak was detailed.
- m. Mr Alex Paphiti was present as Ms Tsakou's interpreter. She had been advised to seek legal representation, but Ms Tsakou had advised that she could not afford this.

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- n. There had been no written response or communication to the Licensing Team by Mr Panayiotou, although he had been advised that if the transfer was refused and the licence not revoked, the licence would still be his responsibility, and therefore recommended that he attend the hearing.
- o. No correspondence had been received from OP1 or SUP1, and it was now known that SUP2 was the licence holder Ms Tsakou.

2. Ms Green, Licensing Team Manager, made the following statement:

- a. The Licensing Authority had brought this review of the Accro premise licence for a number of reasons.
- b. The premise is a small restaurant and music bar situated in Ashfield Parade in Southgate. It is located in a commercial parade with residential flats above the businesses.
- c. The first noise complaint which came to the attention of the Licensing team was in December 2023; loud music was emanating from Accro shortly after 11:00pm. The complaints to the out of hour Noise team started becoming a regular occurrence, with a least 4 different local residents reporting loud music from parties at Accro and that this was taking place routinely between 11:00pm and up to 4:00am. This was after any permitted time on the licence, whether for the general public or pre-planned events.
- d. Noise officers had regularly attended the premises and met with Mr Panayiotou. This had been followed up with advisory communication between the Senior Environmental Health Officer and Mr Panayiotou, which had been documented in the application. Mr Panayiotou had advised that soundproof installation at the front window was going to take place.
- e. Between 16 December 2023 and 4 April 2024, the council had received 12 complaints about Accro whilst Mr Panayiotou was in charge, and officers had advised him on 8 separate occasions. The first statutory noise nuisance from loud music was witnessed on 6 April 2024 when Ms Tsakou was the manager in charge of the premises, but the statutory noise abatement notice was served on Mr Panayiotou, as he was the PLH at the time. Further interventions and warnings were given to Mr Panayiotou by officers in an attempt to address the noise issues, including a warning of this licence review. However, the noise complaints continued to escalate, with at least 35 complaints at the time that the supplementary information was provided to the review, and more had continued to be received even with the hearing pending. The complaints had led to officer interventions and advice to both Mr Panayiotou and Ms Tsakou on at least 20 occasions. Most significantly, 4 different Noise officers had witnessed a total of 8 statutory noise nuisances emanating from Accro. A noise abatement notice had also been served on Ms Tsakou, and this noise abatement notice had been breached. This case was the highest number of noise nuisances that the Licensing team had seen. The timings of the statutory nuisances

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ranged from 23:44 to 02:44am, which showed a continued breach of hours.

- f. Breaches of licence conditions such as condition 10, undertaking and recording noise checks had not been demonstrated. Also condition 16, the licence holders never informed the Licensing Team in writing of their intention to use their extended hours 7 days before any such event, which was required to be permitted to use the extended hours for any pre-planned event.
- g. More non-compliance of the owners was shown in the evidence of customers being permitted to smoke on the premise, which was an offense under the Health Act 2006.
- h. Reports of anti-social behaviour of customers outside the premise had also been noted, which also caused a disturbance to local residents.
- i. Both Mr Panayiotou and Ms Tsakou had consistently ignored officers' advice and not taken sufficient steps to address the noise complaints. It was affecting local residents, and the level of non-compliance could not go on.
- j. There was no confidence in either party in operating a business within the restraints of the licence, and they had been given plenty of opportunity/ chances to amend their ways.
- k. Despite some attempts at noise attenuation, they had been unsuccessful and demonstrated that the venue was not an appropriate place to play any music above background level.
- l. Ms Tsakou's comments had been read and her comments that she was surprised about the review and unaware of the complaints, were respectfully disputed. The review application clearly documented the number of times that noise officers had spoken to her directly at the premise when dealing with noise complaints, and she had been party to subsequent advisory meetings and emails.
- m. Although Ms Tsakou had attempted to transfer the licence, there had not been a vary DPS application, so Mr Panayiotou was still the named DPS.
- n. Taking all this information into account, it demonstrated that the licensing objectives were being repeatedly undermined, and in line with the council's policy and statutory guidance with regards to noise nuisance, revocation was deemed the most appropriate outcome.

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

- a. Mr Paphiti expressed that of the times in which officers spoke to Ms Tsakou, on two occasions she had been asked to soundproof the glass at the front of the premises, then a window on the ceiling which they also fixed but again seemed not to be enough. Ms Tsakou was described as having done everything she could and being willing to do whatever it took to make the business work. The other occasions in which officers spoke to her they suggested that she turned down the volume, and she did so. With regards to sound checks, Ms Tsakou had done these as had Mr Panayiotou. Ms Tsakou also had a sound

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monitor which shut down the music when it went above a certain level. The sound proofing had not been enough, and she intended to do more. They were not aware of the Police having ever visited the premises. Ms Green highlighted that there had not been any questions asked but responded to the comments made. Ms Green conveyed that the review application had been submitted in May. The licence holder had had 2 months to make the appropriate noise assessments, and there were other straightforward measures, such as keeping the music down and not having late night events, which could have been taken if the soundproofing hadn't worked. Mr Ktorakis added that the noise abatement notices only asked that the noise nuisance be abated, they did not request soundproofing. Mr Paphiti replied that the noise abatement notice came after the request for sound proofing. Mr Ktorakis responded that there had never been a request from the council for soundproofing and this was not something they ever did, it was up to the licence holder to take the necessary measures to prevent nuisances. Soundproofing had been offered by Mr Panayiotou when the complaints first started coming in.

- b. Mr Paphiti, translating for Ms Tsakou, relayed that she felt as though it was the council's intention to take the licence away, regardless of her intentions or efforts to fix the issues. The legal adviser explained that it was not a pre-determined decision, the hearing was for the LSC to consider the evidence and representations of all parties then make a decision. The PLH would be given the opportunity to make their representation. Mr Paphiti was reminded that he was present in the role of an interpreter only. Mr Paphiti said that he had spoken with Ms Tsakou before the hearing, he was not making his own representations, but relaying the pre-arranged/discussed comments of Ms Tsakou.
- c. The Chair asked if Ms Tsakou understood what officers had said given that Mr Paphiti had not translated their representations. Mr Paphiti replied that she did not understand fully, but was aware of what was going on, they had read and discussed the information in the report together beforehand.
- d. Ms Tsakou queried, through her interpreter Mr Paphiti, how she was being blamed for things which took place prior to her being at the premise. Ms Green responded that it had been made clear the dates when Mr Panayiotou had been in control of the premise and the first time Ms Tsakou was seen to be in charge of the premise. All of the complaints were relevant in case the transfer application was refused, and the licence reverted back to Mr Panayiotou. Mr Ktorakis clarified that Ms Tsakou had identified herself to officers as the manager on 6 April.
- e. Cllr Dey highlighted that there had not been a request to vary the DPS and so queried why Ms Tsakou felt the information provided regarding issues at the premises when Mr Panayiotou was in charge were not relevant. Ms Hughes and the legal adviser interjected Mr Paphiti's reply to remind him that he was present solely in the capacity as an

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interpreter, that he should be translating for Ms Tsakou only, and not answering of his own accord. Ms Tsakou responded through Mr Paphiti that she was the manager, but Mr Panayiotou was responsible for the sale of alcohol and licensing objectives. She did not understand why she was being blamed for the issues and not the DPS.

- f. Ms Hughes enquired if Ms Tsakou needed everything translating. Mr Paphiti advised that she did, that she understood most of what was being said but there was some terminology that she didn't understand and so would like to be told what was being said; she could speak a little bit of English. Mr Panayiotou asked, as he was more familiar with the licence and premise, if he would be allowed to speak and sum up what was being said. The legal adviser responded that this would not be permitted, as Ms Tsakou had her interpreter. Ms Hughes suggested that the Police read their representation a couple of sentences at a time so that the interpreter could translate for Ms Tsakou. Questions were to be asked at the end of, not during, the representation and the time the Police had to speak would be stopped and started each time they paused for the interpretation.
- g. Mr Paphiti expressed that he felt the legal adviser was responding aggressively to him. The legal adviser conveyed that there were legal procedures which needed to be followed and reiterated that Mr Paphiti's role as interpreter was only to translate what was being said, not act as a representative for Ms Tsakou as he had been doing. She was not being aggressive, it was her job to bring proceedings into order.

4. Mr Ewart, Police Licensing representative, made the following statement:

- a. He advised that if it helped, he would be making reference to the Police's written representations which started on page 87 of the bundle.
- b. The first of their representations was in support of the Local Authority's licence review application submitted on 23 May 2024. The PLH at the time was Mr Panayiotou, he had also been the named DPS since 9 December 2016.
- c. The supporting representation and review were brought under the licensing objectives of prevention of public nuisance and prevention of crime and disorder. The Police had been informed from the Local Authority that the public nuisance licensing objective had been undermined on a number of occasions; from the Police's point of view 5 times, whereby 5 statutory noise nuisances had been observed by officers. The legal adviser asked that Ms Tsakou and Mr Paphiti wait until after the Police had finished giving their representations before asking questions.
- d. Noise abatement notices had been served and subsequently breached, as had been detailed in the Local Authority's representation. There had been several complaints of noise, including music and antisocial behaviour, received from local residents, all of which had been caused by the irresponsible running of the premise, who fail to consider the

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local community and residents in the near vicinity. The most recent census of 2021 showed that Ashfield Parade had 147 residential properties, comprising of 112 flats and the rest were terraces and residences in commercial buildings. Within these premises resided a minimum of 376 residents. There were other licensed premises within the vicinity, but none with terminal times as late as Accro.

- e. The Police had heard about the 21 complaints to the Local Authority regarding the premises from December 2023 to 22 May 2024, consisting mainly of disturbances to residents by loud extended playing of music in the early hours. Additionally, a search of Police indices had shown noise complaints that had come to the Police for a response, which consisted of loud parties and disturbances coming from the premises, and 2 smoking breach regulations. On 10 February 2024, it was observed by Police that patrons were smoking within the premises, in breach of smoke free regulations. On Monday 11 March 2024 the Police Licensing Team had cause to email Mr Panayiotou, warning him that in the past 2 weeks Police received reports of live music events occurring on Friday and Saturday nights, lasting until 5:00am and 6:00am and on Sundays until 2:00am, a copy of this was available in the report. It mentions that Mr Panayiotou was reminded of the licence conditions, namely that live music could only be played until the terminal time of 1:30am on Fridays and Saturdays, and 11:30pm on Sundays, on pre-arranged event nights only.
- f. After further comments from Mr Paphiti, Ms Hughes reiterated that he was present as Ms Tsakou's interpreter only, and that there was too much conversation taking place. The Chair questioned when Mr Paphiti found out that he would be interpreting at the hearing. Mr Paphiti said that it was 2 days ago, that he had sat with Ms Tsakou and gone through the report with her. The legal adviser asked that Mr Paphiti translate the paragraph from, Monday 11 March 2024, in the written representation to Ms Tsakou.
- g. Mr Ewart continued that in respect of crime and disorder, on 26 May 2024 at 2:38am a call was made to Police stating that 10 people were fighting at the location into the street. The call described Eastern European white males punching and kicking each other. A second call came in at 2:41am, saying 20 people were fighting in the street, this required a Police response. It was clearly therefore their position, in support of the local authority, that statutory nuisances on several occasions were apparent and there had been issues of crime and disorder as a result of the poor management of the premises.
- h. The legal adviser highlighted that as there were two separate applications, so the Police and the applicant had a second slot of 5 minutes.
- i. The second part of the Police representations was for the application to transfer the premises licence, which was submitted on 25 June 2024 by Ms Tsakou. The Police representation was in opposition to the premises licence transfer submitted by Ms Tsakou for the premises known as Accro. Ms Tsakou was applying to be the new PLH, taking over from

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Mr Panayiotou, who also acted as the DPS for the premise, and had done since 2016. This application comes in the shadow of licence review process submitted on 23 May, as had been made reference to. This representation was brought under the licensing objectives of prevention of public nuisance and prevention of crime and disorder.

- j. After further comments from Mr Paphiti, Ms Hughes once again reiterated that he had been told on repeated occasions that he was only present to interpret.
- k. Mr Ewart continued that the Police felt if the transfer was granted the objectives would be undermined further. Evidence had been heard that Ms Tsakou had been involved to a great extent in the daily running and management of the premise concerned. As evidenced by the review bundle, Ms Tsakou had been identified at the premises since 6 April 2024, and was there on the night that the first statutory nuisance was witnessed. Ms Tsakou identified herself as the new owner, the notice was served on the then PLH, Mr Panayiotou. Additionally, on 13 April 2024 when the second statutory noise nuisance was witnessed by council officers, Ms Tsakou was present and identified herself again as the owner.
- l. On 26 April 2024, local authority licensing enforcement had a meeting at the premise with the then PLH Mr Panayiotou, and Ms Tsakou who was dialled into the meeting and introduced as the new owner. Everybody present at the meeting was advised about noise and licensing concerns.
- m. On 27 April, the next day, another statutory noise nuisance, the third in total, was witnessed by officers, Ms Tsakou was present and identified herself as the owner. On 4 May 2024, statutory noise nuisance number 4 was witnessed, Ms Tsakou was present and again identified herself as the owner. On 9 May 2024 a noise abatement notice was served on Ms Tsakou. On 18 May 2024 statutory noise nuisance number 5 was witnessed, Ms Tsakou was present and identified herself as the owner. This was a breach of Ms Tsakou's noise abatement notice issued on 9 May, and a fixed penalty notice was issued to Ms Tsakou as a consequence. All of the statutory noise nuisances were a public nuisance which caused neighbours and residents in the near vicinity to lodge complaints.
- n. The applicant of the premise licence transfer had charge and operational responsibility for the premise currently under review at a time when 4 statutory noise nuisances had been witnessed by officers. Ms Tsakou had been served with a noise abatement notice, and subsequently breached that notice by allowing loud music to be played to the annoyance of local residents and to the witness of authorities. Ms Tsakou was given advice on each of the 4 occasions and was given advice in the noise abatement notice letter. She was also contacted on the phone to discuss issues associated with the operation of the premise, as previously detailed. Although the DPS had not changed, the Police held no confidence in the applicant as a PLH, to uphold the licensing objectives, given the premise was under review for poor

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management at the time the applicant was by her own admission in charge. It was therefore asked that the application for her to be PLH was rejected.

5. In response, the following questions and comments were received (each were translated for Ms Tsakou's benefit):

- a. Cllr Dey enquired what the Police felt the consequences of the removal of regulated entertainment would be. Mr Ewart responded that it was their opinion that the application to change the PLH was designed to muddy the waters because there was a review of the premise. Police indices had been looked at, there was evidence of crime and disorder, including people fighting as had been mentioned. If the LSC were minded to remove the regulated entertainment licensable activity, this would not negate the long-standing poor management of the premise and there would still be the consumption and supply of alcohol. Additionally, there had been evidence of smoke free regulation breaches and a disregard by the management practices in upholding the lawful dealings of the premises, so there was no confidence in licence holders, and the Police asked that the licence be revoked.
- b. Cllr Savva queried how the Police had communicated with Ms Tsakou. Mr Ewart replied that his sergeant had communicated with Mr Panayiotou via email and telephone calls in order to educate the premise prior to the need for a review hearing. There had been no suggestion that Ms Tsakou had not understood any communication with her.
- c. Cllr Savva asked if there had been instances of crime and disorder at the premise. Mr Ewart advised that there had been two calls regarding around 20 people fighting outside the premise in the early hours of the morning, which required a Police response.
- d. Cllr Dey questioned if there was evidence of alcohol being sold outside the hours permitted on the licence, in addition to noise disturbances. Ms Green said that she could not confirm either way, the officers who attended the premise at late hours were there for the purpose of noise only.
- e. Ms Tsakou queried through Mr Paphiti, out of the 360 residents, how many had complained. Mr Ewart responded that to the Police there had been at least 4 complaints, but he could not comment on how many had come to the Local Authority. Ms Hughes advised that Mr Ktorakis spoke Greek, and he was hearing conversation rather than translation, it was accepted that some words may be lost in translation, but the impression was that there was more advising and discussion than interpretation. Mr Paphiti was warned that he could continue if he would interpret only, or Mr Ktorakis would be asked to do the translations instead. The legal adviser added that Mr Paphiti was being given one final chance before Mr Ktorakis took over. Mr Paphiti questioned if Mr Panayiotou could be permitted to provide the translation. The legal adviser expressed that this would not be allowed.

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- f. Ms Tsakou asked through Mr Paphiti, if the fight took place in the shop. Mr Ewart responded that on 26 May 2024 at 2:38am a call was made to Police stating 10 people were fighting at the location into the street, Eastern European white males were described punching and kicking each other. A further call was received at 2:41am, detailing 20 people fighting in the street, some getting into vehicles, and this required a Police response.
- g. Ms Tsakou enquired through Mr Paphiti, why it was believed that the shop had anything to do with these instances. Mr Paphiti made further comments. Mr Ewart advised him that his behaviour was bordering on disruption. In answer to the question, Mr Ewart advised that he was relaying the indices and calls that had been received by the Police, he had not present, and could not confirm this; the evidence was as he had presented.
- h. Ms Tsakou questioned through Mr Paphiti, if any of the other businesses in the area were checked up on regarding the incident, as she believed that she was being blamed. Mr Ewart reiterated his previous answer. Ms Green added that there was no other premise in the area open that late. Furthermore, in reference to page 41 of the pack, there had already been a noise complaint received and a statutory noise nuisance witnessed in connection with the premise that night. Mr Ktorakis added that he was sent video footage of the incident, this had not been submitted as it would show the location of the person who provided it. It was clear from the footage that the people involved were Greek speaking. Given this and no other premise being open at the time, it was likely to be this premise, which was predominately Greek speaking. The legal adviser asked that Mr Ktorakis take over translating from Mr Paphiti. Mr Paphiti asked if he could, and was permitted to assist with one further question.
- i. Ms Tsakou queried through Mr Paphiti, if it could be confirmed when she had been spoken to about the issues. Mr Ktorakis corrected Mr Paphiti, and relayed that Ms Tsakou had asked who had spoken to her. The legal adviser said that the evidence had been provided in the pack. Mr Paphiti replied that he did not need to look in the report, and that the Police representative needed to answer his questions. The legal adviser responded that Mr Paphiti was present as an interpreter only, and needed to stop speaking in a rude and disruptive manner. The legal adviser explained that page 89 of the pack detailed that on Monday 11 March, Sergeant Dani Jones of the Police Licensing team had cause to email Mr Panayiotou, the dates and details of all incidents referenced by the authorities' representations were in the report. The legal adviser expressed that for ease of the proceedings it would be appropriate for Mr Ktorakis to take over from Mr Paphiti as interpreter. Mr Paphiti, translating for Ms Tsakou, conveyed that she did not feel they were being trusted. The legal adviser expressed that it was not a question of trust, the LSC had a set of procedures and policies which it had to follow. Mr Paphiti asked if it was possible to make the proceedings a little more informal/easier, to go through everything. Ms

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Hughes reiterated that Ms Tsakou and her colleagues had the report for some time, Mr Paphiti was only present as an interpreter and Mr Ktorakis would be translating from now on.

- j. Ms Tsakou asked through Mr Ktorakis, why the singer photographed was being accused of smoking when they were holding a phone. Mr Ewart replied that there was photographic evidence in the report pack on page 93, which showed two people smoking whilst on the dance floor, a singer had not been accused of smoking. Ms Tsakou said through Mr Ktorakis that she was not present at the premise at the time, so why was she being criticised. Mr Ewart responded that he was presenting Police evidence regarding breaches of regulations.
- k. Ms Tsakou enquired through Mr Ktorakis, if there was any confirmation of when officers had spoken to her at the shop, with reference to 11 March. Mr Ewart responded that the Police had not attended on this date, sergeant Dani Jones had sent an email to Mr Panayiotou, of which there was a copy in the bundle. Ms Tsakou asked through Mr Ktorakis, why she was being criticised for this when she wasn't at the premise at the time. Mr Ewart advised that she was not being criticised for this, it was a two part hearing, one regarding evidence for a review application, as the premise was not being run in a way that upheld the licensing objectives, and the second because there was an application for her to become the PLH, which the Police had objected to.
- l. The Chair asked that questions and comments not repeat/ go over already covered ground. Ms Tsakou expressed through Mr Ktorakis, that she understood the purpose of the hearing, but didn't know why her name was being brought into it. The Chair replied that the evidence provided by authorities was available in the report, and asked if the applicant had any further questions. Ms Tsakou said that she did not have anymore. Ms Hughes confirmed that the same process for interpretation would be used for the OP representation, as was for the Police's.

6. One of the OPs present made the following statement:

- a. When the premise opened as Café Nero, it had an ethos of community spirit, friendship, and a shared appreciation for Cypriot culture, none of this had materialised.
- b. Their tenant of 11 years had never complained about anything.
- c. In November, Accro took over Café Nero, and from that period, for 9 months, their tenant had suffered every weekend and weekdays from 9:00pm to 2:30, 3:00 and sometimes 4:00am, with loud music and noise spillage from people laughing and swearing.
- d. The premise had no soundproofing so consequently the noise, music, vibrations and talking would permeate into their tenant's flat all night and they were deprived of sleep causing them severe illness, stress and safety concerns for them and their child. During these 9 months, their tenant phoned the out of hours team to complain about the noise disturbance every weekend. Officers would come to their flat late at

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- night and early in the morning to take a report. Their tenant had accountancy exams and a young child taking their GCSE exams.
- e. This disruption had exposed their tenant and young child to the proprietors and customers of the premise, and they were fearful for their safety, in case there were any repercussions as a result of their complaints. This was an infringement on their tenant's right to peacefully enjoy their home.
 - f. The licence holders Mr Panayiotou and Ms Tsakou were issued licence breaches and noise abatement orders. However, neither individual had sought to comply with the terms of these orders and showed no intention of doing so. Mr Panayiotou and Ms Tsakou were acting outside the legal conditions imposed by the licence issued by Enfield council. They had no concern or sense of responsibility for the community as a whole, and were neither fit nor proper persons to be licence holders in any capacity. The licence to operate the premise should be revoked.
 - g. The premise was located in a residential area, with families going to work and children attending school every day. A nightclub was not an appropriate commercial venture in such a location.
 - h. These noise disturbances had happened every weekend for 9 months, with loud music, noise spillage onto the streets, alcohol fuelled gang street fights, patrons using abusive language, and car disturbance when leaving the premise. This was taking place all night in the early hours of the morning at 2:30, 3:00 and sometimes 4:00am.
 - i. Ashfield parade had become a lawless area and Accro was a major contributing factor to the deterioration of the area.
 - j. The Accro nightclub and owners had a traumatic effect on the mental health and wellbeing of their tenant and themselves. This was an unacceptable infringement on their tenant's right to enjoy their home. Their tenant and child just wanted to go back to an orderly life before Accro became operational.

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

- a. Mr Panayiotou asked if he would be able to make a representation. Ms Green highlighted that Mr Panayiotou had not informed the Licensing team of his intention to speak at the meeting. Mr Panayiotou said that he was not aware that he needed to, and thought he only had to be present to speak as the current DPS. He felt as though his name had been blackened and wanted the opportunity to justify a few issues. The legal adviser conveyed that a transfer application had been submitted on 25 June which transferred the licence to Ms Tsakou with immediate effect. The Chair expressed that the applicant only would have the 10 minutes in which to make their representation and that the translation of the representation would follow the same process as those of the Police and OP. Mr Panayiotou felt that a lot of the application for the licence to be revoked had been addressed towards him. The legal adviser reiterated that a transfer application had been submitted on 25

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June which transferred the licence to Ms Tsakou with immediate effect and that she was therefore the applicant and the only one with the right to make representations.

8. Ms Tsakou made the following statement, through Mr Ktorakis acting as interpreter/ translator:

- a. Ms Tsakou apologised to the OPs, she came from a disciplined family and had two children also.
- b. From 5 April onwards, she had done things in the shop. When she found out how serious things were, she was in contact with the council.
- c. When the council first attended, they advised that the sound spill was from the front of the shop. On 7 April she closed the shop for 10 days and applied soundproofing to the glass. She reopened for one day as she had respect for the local residents.
- d. When they visited again following complaints, they said the noise spill was from the ceiling. During this time, she purchased a sound level meter, and the level was never too high. There was one occasion when the sound limiting device cut off the music. Even though the decibel readings were correct, she would still reduce the volume of the noise when visited.
- e. Despite complaints having been made up to 4:00am, music stopped at 1:30am, and the council hadn't witnessed any music being played later than this. Customers left at 2:00am so they could unwind before they travelled home.
- f. She didn't know how she was being branded as unsuitable for running the premise having only been there 2 months. She had been a manager at Vue Cinema for 7 years with great success. She wanted the opportunity to demonstrate that she was worthy to be the licence holder. She would like to close the shop for 1 month to carry out the necessary works, and wanted to work with the council. She believed that the premise, given there were so few Greek premises, was worthy of being given an opportunity, and if allowed she would prove this.
- g. With regards to the fighting outside the shop that had been mentioned, the shop was closed, and she was not responsible.
- h. As for the smoking, she admitted that it had happened, but she stopped it as soon as she saw it, she advised the customer that they would either have to put it out or they would need to leave.
- i. She had respect for all people and wanted it known that she wasn't trying to cause harm to anybody. She wanted to demonstrate Greek tradition/culture and work with the council. She did not want to be judged, and wished to be given an opportunity as it was too early to criticise her.
- j. She did not know what had happened before 5 April, she had done things since, and was happy to close the shop to carry out the necessary works so that she did not disturb any of the local residents, because she had respect.

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- k. She was not in this country to fight with people, in the 9 years she had been in this country she had not given anyone a reason for them to have problems with her.
- l. Most of the complaints made, she was not responsible for.
- m. She reiterated her apologies, that she was willing to work with the council and was sure that she could. The Police had never communicated with her. The first time that she was made aware that there was an issue with the premise, she was unaware of how serious things were. She took immediate action to rectify these, and this occurred in the last 2-3 months.

9. In response, the following questions and comments were received (each were translated for Ms Tsakou's benefit):

- a. Cllr Dey asked Ms Tsakou how her claim that music never went on past 1:30am was accurate, when evidence had been provided, for example on page 43 of the bundle point 14, to suggest otherwise. It said at 02:44am the officer began their approach to visit the complainant, music could be heard from as far as the Southgate Hotel on Burleigh Gardens, the music had stopped by the time the officer reached the resident's property. Ms Tsakou, through Mr Ktorakis, replied how was it known that the music was from the premise and not somewhere else if it had stopped by the time they got there. Cllr Dey queried why an officer would give their view that it was the premise if this was not the case. Ms Green added that the officer had established that the noise/music was emanating from Accro, before they went to the resident's property it had stopped, but it was still loud enough to have been deemed and confirmed by the officer as a statutory noise nuisance. Ms Tsakou expressed through Mr Ktorakis that this was a lie, it had never happened, and she believed that somebody was trying to cause her harm. If the premise was open, why did council officers not visit at the time. Ms Green said that they were going to the complainant's property first to record it, but by the time they got their it had stopped. Ms Tsakou conveyed through Mr Ktorakis that she did not accept this.
- b. Cllr Dey queried why Ms Tsakou had not shut the premise immediately to do all the necessary works before converting it into a nightclub. Ms Tsakou responded through Mr Ktorakis that the first time council officers visited they said that soundproofing was required to the front glass, and for these works to be carried out the premise was closed for 10 days. When they revisited they said that the problems were occurring due to a small window in the ceiling that needed work, which was also done. Cllr Dey conveyed that there had been repeated complaints, so why not close the premise and get all the work done previously, as was now being offered. Ms Tsakou replied through Mr Ktorakis that she was not aware of what was occurring at the premise. She had taken measures for 5 weekends and not had any issues. Nobody had visited from the council in this time and the premise

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- operated on Saturdays only, as she had two children at home, so she was unsure how there were complaints relating to Fridays and Sundays, as they had not been open on these days since 7 April.
- c. Cllr Savva enquired how many staff the premise employed. Ms Tsakou advised through Mr Ktorakis that they employed 5 staff and were only open on Saturdays. Cllr Savva asked how many people they would lose if the licence were revoked. The legal adviser said that this was not a relevant question as it did not relate to the licensing objectives.
 - d. Cllr Dey questioned what would be different when the DPS was not changing. Ms Tsakou responded through Mr Ktorakis that she wanted everything to be her responsibility, she did not want the issues to continue to happen, and did not feel it was fair what was happening to her now. She wanted to do things properly and explained that Mr Panayiotou did not want to be the DPS anymore, he had children and could not be at the premise all the time. The legal adviser highlighted that there had not been an application to transfer the DPS. Ms Green clarified that the PLH transfer and vary DPS were two separate applications. Mr Panayiotou explained that was not aware that this was the case, he had never transferred a licence before and thought that by transferring the licence, he was no longer the DPS. Cllr Dey pointed out that his question had still not yet been answered. Ms Tsakou, through Mr Ktorakis, expressed that she was now taking matters seriously, as she had seen what had occurred. She wanted the issues to end and was offering for everything to go well from now and not be a problem.
 - e. The Chair queried why Ms Tsakou had not taken action to address the issues when she was served with a noise abatement notice. Ms Tsakou replied through Mr Ktorakis that she had tried, having sound insulated the glass at the front and the ceiling, and nobody had suggested anything else since the changes were made. She couldn't spend any more money on the premise if she wasn't going to have a licence.
 - f. Ms Green conveyed that their records indicated that the FPN had not yet been paid. Ms Tsakou advised through Mr Ktorakis that she had paid a £230 charge and had forwarded an email with proof of payment to Mr Ktorakis.
 - g. Ms Green asked if Ms Tsakou or anyone employed at the premise had a personal licence. Ms Tsakou responded that she did not, but someone employed at the premise did and she was booked on a course to get a personal licence.
 - h. Ms Green enquired if Ms Tsakou understood her role and responsibilities as a PLH, and if she knew all of the licensable times and conditions. Ms Tsakou replied through Mr Ktorakis that now she did.
 - i. Ms Green reiterated that Ms Tsakou had said that she had installed a noise limiter, undertaken some measures and reduced the volume when officers visited. Ms Tsakou, through Mr Ktorakis confirmed that she had a sound level meter, she checked the noise levels, and when officers visited, she still reduced the volume.

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- j. Ms Green questioned why the noise acoustic assessment had not covered all areas of the premise holistically, rather than pinpointing a couple of things. Ms Tsakou advised through Mr Ktorakis that a notice had been placed on the premise for a review of the licence and she couldn't be expected to spend money on works when she wasn't certain that she was going to have a licence. She understood that the complaints were very serious, but she wasn't responsible.
- k. Ms Green highlighted that since Ms Tsakou had been at the premise from 5 April, there had been 23 complaints and all 8 statutory noise nuisances were with her in charge. Ms Tsakou, through Mr Ktorakis responded that she agreed but the council had instructed her to soundproof the windows, which she had done, then officers say the ceiling is the issue, which she had also addressed. She was willing for the council to come to the shop, tell her what works needed to be done and she would do them. Ms Green said that it was Ms Tsakou's responsibility to undertake the assessment, it was not for the council to tell her what was needed. Ms Tsakou replied through Mr Ktorakis that she wanted to work with the council.
- l. Ms Green asked what checks Ms Tsakou had carried out, and where she had taken measurements to see if it the works she'd carried out had any effect. Ms Tsakou advised through Mr Ktorakis that these checks/measurements were conducted on the opposite side of the pavement and on the corner of the road. Council officers had told her that the noise issue was not from outside but through the ceiling. There had not been an opportunity to do any further works since notice of the review.
- m. Ms Green queried if this was the case why Ms Tsakou had not just kept the music level down. Ms Tsakou replied through Mr Ktorakis that there were records at the premise which indicated the dates and times that sound levels were checked. The premise was open one day a week because she respected her neighbours.
- n. Ms Green enquired why Ms Tsakou was taking measurements from the street if this was not where she thought the noise was spilling out from. Ms Tsakou said through Mr Ktorakis that this is what the council had said to her.
- o. Ms Green questioned how the premise was used on Saturday nights. Ms Tsakou responded through Mr Ktorakis that there were special events on Saturdays with entertainers. They only took customers who had booked, they opened at 9:30pm and closed at 1:30am. During the evening there was security inside and out who, along with signs, asked customers to keep quiet, respect the local residents, and go outside to smoke.
- p. Ms Green asked if the regulated entertainment and sale of alcohol were the main aspects of the premise. Ms Tsakou advised through Mr Ktorakis that they also served traditional Greek food.
- q. An opposing party said that their tenant had a noise level meter, and they had been recording the decibels inside their flat. The premise was not just open on Saturdays, as it had opened on other days of the

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week, including Thursday 6 July, Saturday 8, and Monday 10 July, staying open until 2:00-2:30am. Ms Tsakou questioned through Mr Ktorakis how the OP knew that the premise was open if they were not there. The OP conveyed that their tenant had records. Ms Tsakou replied through Mr Ktorakis that this was a lie, she was being criticised for something which had not occurred, and on Thursday evenings she worked at the cinema so how could the shop be open. Mr Panayiotou said he had been on the parade for 23 years, he was very approachable, and why had the complaints not been raised with him before the local resident spoke to him a couple of weeks ago. The legal adviser stopped the discussion which had begun between Mr Panayiotou and the local resident, and clarified that the documentation set out dates the premise had been opened, which were not just Saturdays. Mr Panayiotou queried why the whole history of the premise was not being looked at, and only the recent issues were being highlighted.

- r. Cllr Dey enquired why immediate action had not been taken following the very first complaint, like stopping the music, and how they could reassure him things would be different if they were allowed to continue. Mr Panayiotou expressed that there had been a transition, he had spoken to the council and different companies about sound proofing, but works had not been done sooner as he had not known how to address the issues. The legal adviser pointed out that the question was for Ms Tsakou. Ms Tsakou, through Mr Ktorakis responded that since she had been at the premise, she had worked with the council on whatever she was advised. She had been told to soundproof the glass and the ceiling and closed the premise to complete these works.
- s. An OP questioned if Mr Panayiotou had informed Ms Tsakou of the existing issues when she came into the premise. Mr Panayiotou said that he did tell her about the issues, but did not know the extent of the problems with the noise. The Chair stopped further discussions between Mr Panayiotou and the public present.

10. The following closing summaries/ points were made (each were translated for Ms Tsakou's benefit):

- a. Ms Hughes outlined the options available to Members of the sub-committee to make, and directed them to the relevant guidance.
- b. Ms Green conveyed that all of the representations had been listened to, particularly those of Ms Tsakou, and no information had been provided to warrant a change of position. The Licensing Authority remained firm in their position for revoking the licence. If the LSC were minded not to revoke the licence, additional conditions and amended times should be considered.
- c. Mr Ewart expressed in reference to the licence review, that they had heard nothing in this hearing that would convince them otherwise, and held no confidence in the licence holders to run the premise in a manner that was conducive in upholding the licensing objectives. There

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had been clear, unambiguous evidence which proved the contrary, and they wished that the licence be revoked. In respect of the PLH transfer application, the applicant had charge and operational responsibility for the premise currently under review at a time when 4 statutory noise nuisance had been witnessed by officers. Ms Tsakou had numerous opportunities to correct the issues. It was as much the responsibility of the PLH to uphold the licensing objectives as it was the DPS.

Appointing Ms Tsakou as the PLH would in the Police's opinion be merely a paper exercise, as no change to the responsible running of the premises as a result of the transfer would be forthcoming. The Police held no confidence in the applicant's ability to uphold the licensing objectives given the premise was under review for poor management at a time the applicant was by her own admission in charge.

- d. The OP asked the LSC to consider the effect the situation had on their tenant, revoke the licence and allow their tenant to enjoy their home. Their tenant could not work on their exams and there were over 300 residents in the area all of whom were being affected. They wished the premise had CCTV, so that what was happening could be understood. The local resident asked Mr Panayiotou if he could share what they had discussed privately with regards to not wanting them to occupy the premise and looking for ways to get rid of them. The legal adviser interrupted further discussion on this as these points were not relevant.
- e. Ms Tsakou through Mr Ktorakis advised that no one was entitled to judge someone else in such a short period of time. She asked for the opportunity to demonstrate that she could run the premise properly, she was here to continue the issues of her country and not cause issues with anyone. Of the 360 people who lived in the area, only 1 person had complained, and they were lying that she opened on days other than Saturdays; she believed the complaints to be personal. If given a 2-3 month opportunity she would demonstrate that she was capable, and if not, she would surrender the licence.

The Chair thanked everyone for their time and adjourned the meeting at 13:16, 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 14:41.

Cllr Savva was unable to return to announce the decision, but it was confirmed that he had been present and given his views when the decision was being discussed.

The Licensing Sub-Committee **RESOLVED** that it considered it appropriate for the promotion of the licensing objectives **to revoke the licence and to refuse the premises licence transfer** to Ms Tsakou.

The Chair made the following statement:

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“The Licensing Sub-Committee (LSC) had listened to and considered written and oral submissions made by the Licensing Authority, the Metropolitan Police, Stavroula Tsakou (the Premises Licence Holder (PLH)), Neoclis Panayiotou (the current Designated Premises Supervisor (DPS) and previously named PLH), and the Other Parties OP1-3, SUP1-2. It was noted that Neoclis Panayiotou had not formally confirmed to request to make representations at this hearing. The LSC acknowledges that Stavroula Tsakou had the assistance of a translator, Alex Paphiti, and during the course of the hearing it was apparent that the translator appeared to be advising Stavroula Tsakou and the Council’s Legal Adviser interjected. Given the hearing had a number of Greek speakers present, Victor Ktorakis, an officer of the council, provided the interpretation with some assistance from other present Greek speakers, including Neoclis Panayiotou, the interpreter, Alex Paphitis, and the husband of OP3. The LSC is wholly satisfied that Stavroula Tsakou understood the proceedings and displayed an understanding of English.

The LSC, on balance, has made the decision in promoting the licensing objectives to:

- I. Reject the Application for the Transfer of the Premises Licence to Stavroula Tsakou.
- II. Revoke the Licence in its entirety.

The LSC noted the well-articulated objections and genuine concerns of the Licensing Authority, the Metropolitan Police and Other Parties. The LSC was not persuaded that either Stavroula Tsakou or Neoclis Panayiotou had taken appropriate steps for the promotion of the licensing objectives in particular concerning the prevention of public nuisance and crime and disorder.

The LSC noted that whilst the Stavroula Tsakou stated that there was no or limited evidence of complaints concerning the premises, the LSC found this not to be the case given the level of complaints received as outlined within the Public Document Pack at pages 26-34 and also 41-44, also the Police representations on pages 87-96, as well as the oral evidence produced concerning the complaints from the Licensing Authority, the Metropolitan Police and the Other Parties.

The LSC also noted the supporting evidence in the bundle at pages 109-119 and that in fact SUP2 was in fact Stavroula Tsakou who made those representation. The LSC also noted additional representations from OP3 in the Supplementary Agenda which sets out that there was a party at the Premises on 8 July 2024 until 2.30-3am.

The LSC are of the view that both Stavroula Tsakou and Neoclis Panayiotou have not complied with the licensing objectives and have failed to avail themselves of the numerous opportunities to comply from December 2023 to the present day and not heeded the advice provided sufficiently to satisfy the LSC that matters will improve going forward.

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The LSC has taken into account the statutory guidance and in particular the exceptional circumstances whereby the Police have raised objection to the transfer of the licence to Stavroula Tsakou in that it would undermine the crime prevention objective (paragraph 8.101) given the incidents of crime and disorder arising at and around the premises. It was accepted that the Police had no confidence in Stavroula Tsakou upholding any of the licensing objectives. The LSC also considered 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, notably it has taken into account the complaints history and all the relevant information."

The Chair outlined the appeal process, thanked everyone for their time and contributions, and the meeting ended at 14:53.

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**MINUTES OF THE MEETING OF THE LICENSING SUB-COMMITTEE
HELD ON WEDNESDAY, 7 AUGUST 2024**

COUNCILLORS

PRESENT George Savva MBE, Mahmut Aksanoglu, and Peter Fallart.

OFFICERS: Ellie Green (Licensing Team Manager), Victor Ktorakis (Senior Environmental Health Officer), Esther Hughes (Head of Service - Consumer Protection & Waste Enforcement), Antonia Makanjuola (Legal Adviser), and Harry Blake-Herbert (Governance Officer).

Also Attending: Police representatives (Derek Ewart, Dani Jones, Francis Peters, Lisa Yanni and Armin Solimani (Barrister)), James Rankin (FTB Chambers), Shiraz Kamawal (Premise Licence Holder (PLH) and Designated Premise Supervisor (DPS) of Club Level 4), Gemma Creamer (General Manager of Club Level 4), and Ghena Dabbas (with Club Level 4).

1 APPOINTMENT OF CHAIR

Members AGREED that Cllr Savva would Chair the meeting.

2 WELCOME AND APOLOGIES

The Chair welcomed everyone to the meeting. Apologies for absence were received from Cllr Dogan, who was substituted by Cllr Savva.

3 DECLARATIONS OF INTEREST

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

4 EXCLUSION OF THE PRESS AND PUBLIC

AGREED in accordance with the principles of Section 100(A) of the Local Government Act 1972 to exclude the press and public from the meeting for the following item of business on the grounds that it involves the likely disclosure of exempt information as defined in paragraph 7 of Part 1 of Schedule 12A to the Act (as amended by the Local Government (Access to Information) (Variation) Order 2006).

5 PART 2 AGENDA

6 CLUB LEVEL 4, H7, 35 HARBET ROAD, LONDON, N18 3HT

NOTED:

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

The Licensing Sub-Committee **RESOLVED** it appropriate for the promotion of the licensing objectives:

- (a) to modify the conditions of the licence as below;
- (b) to remove the designated premises supervisor; and
- (c) to continue the interim steps taken on 12th July 2024 to suspend the licence for a further period of 21 days from today until 28th August 2024.

Licensing Times: Activity	Current Hours	Hours Confirmed by LSC at hearing
Opening Hours	12:00 – 04:30 Sunday to Thursday 12:00 – 05:00 Friday & Saturday Plus seasonal variations	12:00 – 3.30 Sunday to Thursday 12:00 – 04:00 Friday & Saturday Plus seasonal variations
Supply of Alcohol (on and off)	12:00 – 03:30 Sunday to Thursday 12:00 – 04:00 Friday & Saturday Plus seasonal variations	12:00 – 02:30 Sunday to Thursday 12:00 – 03:00 Friday & Saturday Plus seasonal variations
Late Night Refreshment	23:00 – 04:00 Sunday to Thursday 23:00 – 05:00 Friday & Saturday Plus seasonal variations	23:00 – 03:00 Sunday to Thursday 23:00 – 04:00 Friday & Saturday Plus seasonal variations
Recorded music (indoors) Live music (indoors) Performance of dance (indoors)	12:00 – 04:00 Sunday to Thursday 12:00 – 05:00 Friday & Saturday Plus seasonal variations	23:00 – 03:00 Sunday to Thursday 23:00 – 04:00 Friday & Saturday Plus seasonal variations

It is resolved that the following Conditions are amended:

15: “the written search/refusal/entry policy should always be reviewed and implemented”.

16: Say “search wands **and** a search arch”.

17: Add last line in condition 41.

24: “The management shall provide to the Police Licensing Officer the name, stage name, address and date of birth of all disc jockeys (DJs) employed at the premises within 7 days of appointment”.

27: Keep and add “save for smokers who have temporarily left the premises to smoke and who wish to re-enter.

38: Keep.

40(4): “A minimum of 5 door supervisors will be employed in the main dance floor area from 1am”.

LICENSING SUB-COMMITTEE - 7.8.2024

40(8 & 9): amended to 1 new 40(8) Change to 15 SIA per 250 and increase to 30.

51: Amend to say 12 trading days a year.

The following conditions be removed: 41, 42, 43, 47 and 54.

The following new Conditions are added:

- The 3 conditions proposed by the License holder at Annex 15 are agreed.
- All drinking vessels shall be made of toughened glass or plastic and shall be designed not to have a sharp edge when broken.
- Employ a CCTV operator to monitor the SIA staff.

The Chair thanked everyone for their time and contributions and the meeting ended at 14:09.

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MUNICIPAL YEAR 2024/25 REPORT NO.

COMMITTEE :
Licensing Sub-Committee
25 September 2024

REPORT OF :
Principal Licensing Officer

LEGISLATION :
Licensing Act 2003

Agenda - Part

Item

SUBJECT :

New Premises Licence Application

PREMISES :

**Union Bar, 56 Aldermans Hill, LONDON,
 N13 4PP**

WARD :

Palmers Green

1.0 LICENSING HISTORY:

- 1.1 The premises has operated as a dry cleaners previously, which did not require a premises licence.
- 1.2 This premises is located in a commercial parade on Aldermans Hill, opposite Broomfield Park. There are residential properties in flats above the commercial premises, and in several nearby residential streets.

Image 1: (premises highlighted in yellow, circled in red)

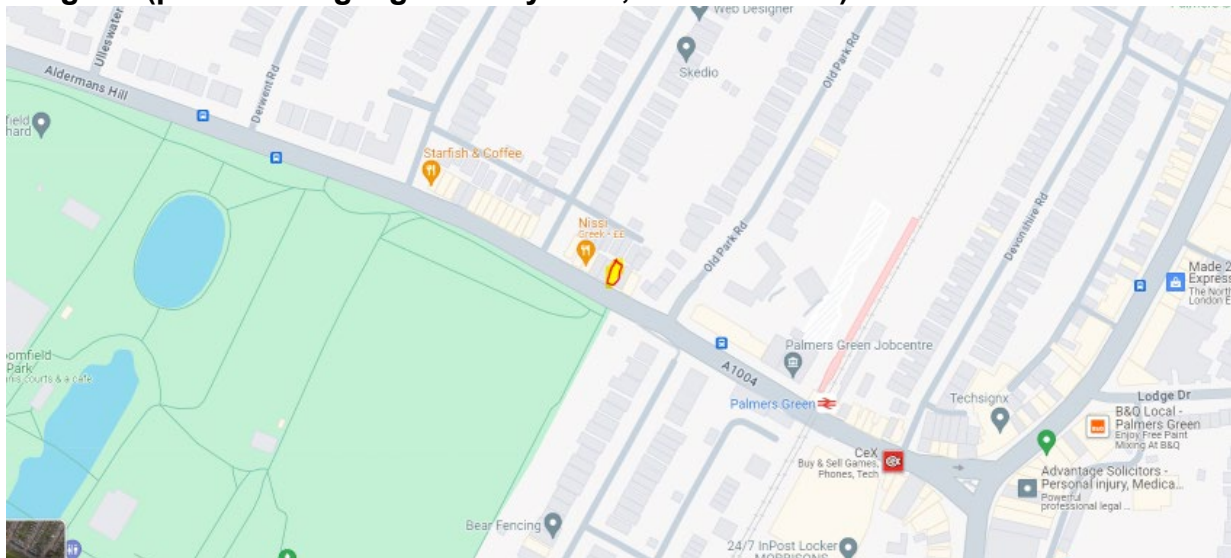


Image 2:



Image 3:



Image 4:



1.3 Nearby licensed premises for on sales of alcohol are:

Table 1:

Premises	Opening Hours	Sale of alcohol timings
Proper Pizza Palmers Green Ltd, 72 Aldermans Hill, Southgate, N13 4PP	8am to midnight latest	On & off sales 11:00 to 23:30 latest
Soffra Cafe & Restaurant, 3 Aldermans Hill, LONDON, N13 4YD	06:00 to 23:00 daily	On & off sales 09:00 to 23:00 daily
Troy's Lounge, 74 Aldermans Hill, LONDON, N13 4PP	06:30 to 00:30 latest	On sales only 10:00 to 00:00 latest
Genesis, 60 Aldermans Hill, LONDON, N13 4PP	08:00 to 23:30 daily	On & off sales 09:00 – 23:00 daily
Holtwhites Bakery & Deli, 66 Aldermans Hill, LONDON, N13 4PP	08:00 to 22:00 latest	On & Off sales 08:00 to 22:00 latest
90 On The Green, 90 Aldermans Hill, LONDON, N13 4PP	08:00 – 23:30 daily	On & Off sales 11:00 to 23:00 daily
Broomfield Coffee Bar, 64 Aldermans Hill, LONDON, N13 4PP	08:00 to 00:00 daily	On Supply 11:00 to 00:00 daily
The Yard Caf, Ltd, Palmers Green Railway Station, Aldermans Hill, LONDON, N13 4PN	05:30 to 23:00 latest	On supply 11:00 to 22:30 latest
Starfish & Coffee, 92 Aldermans Hill, LONDON, N13 4PP	08:00 to 01:30 latest	On supply 10:00 to 01:00 latest
Nissi Restaurant Ltd, 62 Aldermans Hill, LONDON, N13 4PP	11:00 to 01:30 latest	On supply 11:00 to 01:00 latest
Dipali Restaurant, 82 Aldermans Hill, LONDON, N13 4PP	24 hours daily	On & Off sales 11:00 to 00:00

2.0 THIS APPLICATION:

2.1 On 7 June 2024, a new premises licence application was submitted to Enfield's Licensing Team for Union Bar, 56 Aldermans Hill, LONDON, N13 4PP, naming Union Bar & Restaurant Ltd as the new premises licence holder (PLH) and Mr Armando Roci as the proposed designated premises supervisor (DPS). The personal licence information is still to be provided for Mr Roci.

2.2 Companies house records checks carried out on 22 July 2024, show Union Bar & Restaurant Ltd details as:

- Company number 15575485
- Registered office address: 56 Aldermans Hill, London, England, N13 4PP
- Nature of business: Licensed restaurants
- Incorporated on 19 March 2024
- Company Directors are Armando Roci and Elsa Budani.

- 2.3 The operating schedule supporting the application describes the premises as “The premises is to trade as a restaurant offering the sale of alcohol for consumption on and off the premises.”
- 2.4 The new premises licence application seeks the following licensable activity and times (as amended following mediation with the Police and the Licensing Authority):

Table 2:

Licensable Activity	Hours sought by Applicant (as amended)
Open	6am to 11pm (daily)
Supply of Alcohol	On Sales: 10am to 9.30pm daily Off Sales: 10am to 10pm daily

- 2.4 A copy of the application and plan is produced in **Annex 1**.
- 2.5 The new premises licence application was advertised in accordance with the requirements of the Licensing Act 2003.
- 2.6 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 and sought amended times and conditions, which were agreed by the applicant, and as a result, that representation has been withdrawn.
- 3.2 **Licensing Authority** – Representation was received on behalf of the Licensing Authority sought amended times and conditions, which were agreed by the applicant, and as a result, that representation has been withdrawn.
- 3.3 **Other Parties** – Representations have been received on behalf of 1 ward councillor and 10 residents, based on all four of the licensing objectives. In the representations, the Other Parties have been referred to as OP1, OP2 and so on. Their representations can be seen in **Annex 2**.
- 3.4 **Premises Licence Holder** – No representation has been received on behalf of the applicant at the time this report was being prepared.

4.0 PROPOSED LICENCE CONDITIONS:

- 4.1 The conditions arising from this new application, namely the conditions proposed by the Police and the Licensing Authority, and agreed by the applicant, is produced in **Annex 3**.

5.0 PLANNING INFORMATION - TOWN & COUNTRY PLANNING ACT

5.1 Insufficient planning permission cannot prevent a premises licence under the Licensing Act 2003 from being granted. If businesses trade without planning permission, they may be subject to investigation by the Council's Planning Enforcement Team. Therefore, businesses must have the relevant planning permission AND licence in order to trade legally.

5.2 The applicant has been advised to check their planning permission.

6.0 RELEVANT LAW, GUIDANCE & POLICIES:

6.1 The paragraphs below are extracted from either :

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

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

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

General Principles :

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

6.3 The licensing objectives are :

6.3.1 the prevention of crime and disorder;

6.3.2 public safety;

6.3.3 the prevention of public nuisance; &

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

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

6.4.1 the Council's licensing policy statement; &

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

Cumulative Impact Policy

6.5 The premises is not situated in any of Enfield's Cumulative Impact Policy areas [Pol 9.20].

Hours:

- 6.6 The Sub-Committee decides licensed opening hours as part of the implementation of the licensing policy statement and is best placed to make decisions about appropriate opening hours in their area based on their local knowledge and in consultation with responsible authorities [Guid 10.13].
- 6.7 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 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 [Pol s.8.4].

GUIDANCE EXTRACTS:

Determining actions that are appropriate for the promotion of the licensing objectives

- 9.42 Licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations should be considered on a case-by-case basis. They should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be.
- 9.43 The authority's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.
- 9.44 Determination of whether an action or step is appropriate for the promotion of the licensing objectives requires an assessment of what action or step would be suitable to achieve that end. While this does not therefore require a licensing authority to decide that no lesser step will achieve the aim, the authority should aim to consider the potential burden that any condition would impose on the premises licence holder (such as the financial burden due to restrictions on licensable activities) as well as the potential benefit in terms of the promotion of the licensing objectives. However, it is imperative that the authority ensures that the factors which form the basis of its determination are limited to consideration of the promotion of the objectives and nothing outside those parameters. As with the consideration of licence variations, the licensing authority should consider wider issues such as other conditions already in place to mitigate potential negative impact on the promotion of the licensing objectives and the track record of the business. Further advice on determining what is appropriate when imposing conditions on a licence or certificate is provided in Chapter 10. The licensing authority is expected to come to its determination based on an assessment of the evidence on both the risks and benefits either for or against making the determination.

LBE's LICENSING POLICY

10. LICENCE APPLICATIONS

- 10.1 In its consideration of applications or in a review of a licence where representations have been received, the Council must give appropriate weight to the

steps that are necessary to promote the Licensing Objectives; the representations presented by all parties; the Guidance; and this Policy. Where relevant, particular regard will be given to the factors shown under Special Factors for Consideration below. Particular regard will be given to evidence identifying any history or pattern of practice which impacts upon the Licensing Objectives.

10.2 When preparing their Operating Schedules, applicants should consider the Special Factors for Consideration below. The Council may refuse to grant or may attach conditions to a licence where it is not satisfied that these factors have been properly addressed by the applicant's Operating Schedule.

12. SPECIAL FACTORS FOR CONSIDERATION

- 12.1 **Prevention of Crime and Disorder** - the means by which crime and disorder will be or is prevented by the effective management and operation of the licensed activities including:
- 12.1.1 crime prevention design, including adequate lighting of car parks and CCTV;
 - 12.1.2 text/radio pagers;
 - 12.1.3 door supervision, including arrangements for screening for weapons and drugs;
 - 12.1.4 other measures to control violent, drunken or abusive behaviour (including exclusion of troublemakers; refusal to sell to those who are or appear to be drunk or underage; use of toughened and plastic 'glasses'; and bottle bins);
 - 12.1.5 drug dealing and abuse;
 - 12.1.6 prostitution and indecency;
 - 12.1.7 methods to discourage drinking of alcohol supplied for consumption on the premises, in a public place in the vicinity of the premises;
 - 12.1.8 methods to discourage taking alcohol off the premises in open containers;
 - 12.1.9 methods to discourage the handling and distribution of stolen, counterfeit goods or other illegal goods;
 - 12.1.10 capacity limits where necessary to prevent overcrowding or prevent nuisance upon entry and exit;
 - 12.1.11 appropriate ratio of tables and chairs to customers (based on the capacity) where the premises are used exclusively or primarily for the 'vertical' consumption of alcohol;
 - 12.1.12 irresponsible alcohol promotion.
- 12.2 **Public Safety** - the means by which risk to public safety will be or is prevented by the effective management and operation of the licensed activities including:
- 12.2.1 whether the premises has a licence or other authorised document specifying the maximum number of persons that can attend it;
 - 12.2.2 whether the applicant has carried out a fire risk assessment as to the maximum number of people who can attend the premises safely and evacuate it in an emergency;
 - 12.2.3 measures to record and limit the number of persons on the premises;
 - 12.2.4 the adequacy of transportation arrangements to ensure that customers may safely travel to and from the premises and nuisance is avoided by concentrations of people unable to access transport in a timely manner;
 - 12.2.5 confirmation that any arrangements or advertising of taxis solely relate to taxis licensed by a recognised licensing authority;
 - 12.2.6 arrangements to ensure the safety for users, including people with disabilities, in the event of fire or other emergency;

- 12.2.7 the safe storage and use of special effects such as fireworks or other explosives, firearms, real flame, strobe lighting / lasers etc;
- 12.2.8 for dance events, the provision of measures to combat overheating, including availability of drinking water, air conditioning and ventilation.

- 12.3 **Prevention of Nuisance** - the means by which nuisances will be or are prevented by the effective management and operation of the licensed activities including:
 - 12.3.1 noise from delivery vehicles;
 - 12.3.2 noise from vehicles delivering and collecting customers;
 - 12.3.3 noise and/or vibrations emanating from the premises including extended/external areas such as beer gardens;
 - 12.3.4 noise, anti-social behaviour and other disturbance caused by persons leaving the premises;
 - 12.3.5 in relation to urination in public places the means to prevent nuisances should include the adequacy of lavatories, financial contributions towards the provision and/or maintenance of public urinals and supervision in the vicinity of the premises;
 - 12.3.6 congregations of persons, whether consuming alcohol or not, either waiting to enter, leaving or spilling/standing outside the premises;
 - 12.3.7 litter and accumulations of rubbish;
 - 12.3.8 the removal from premises of drinking vessels and bottles;
 - 12.3.9 vermin and pests;
 - 12.3.10 light pollution;
 - 12.3.11 use of fireworks or other explosives / special effects;
 - 12.3.12 noxious smells;
 - 12.3.13 arrangements to ensure that public lavatories within premises are available for use throughout the entire period that the public are on those premises;
 - 12.3.14 noise from persons smoking outside the premises;

- 12.4 **Protection of Children from Harm** - the means by which harm to children will be or is prevented by the effective arrangement and operation of the licensed activities including:
 - 12.4.1 the prevention of unlawful supply, consumption and use of alcohol and drugs and other products which it is illegal to supply to children, including proof of age arrangements;
 - 12.4.2 premises restrictions on the access by children to the whole or any part of premises, including times when children may not be present;
 - 12.4.3 the protection from inappropriate exposure to strong language, expletives or entertainment of an adult or sexual nature;
 - 12.4.4 the protection from significant gambling;
 - 12.4.5 arrangements to deter, drug taking or dealing;
 - 12.4.6 adequacy of controls on the times during which children may be present on the premises;
 - 12.4.7 the nature of the licensed premises and facilities provided e.g. sporting, cultural and recreational, where these may provide a tangible social benefit, particularly for children and may contribute to crime and disorder reduction and the protection of children from harm.

7.0 **DECISION:**

- 7.1 As a matter of practice, the Sub-Committee 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 [Guid 9.37].

- 7.2 In determining the application with a view to promoting the licensing objectives in the overall interests of the local community, the Sub-Committee must give appropriate weight to:
 - 7.2.1 the steps that are appropriate to promote the licensing objectives;
 - 7.2.2 the representations (including supporting information) presented by all the parties;
 - 7.2.3 the guidance; and
 - 7.2.4 its own statement of licensing policy [Guid 9.38].

- 7.3 Having heard and read all of the representations (from all parties) the Sub-Committee must take such steps as it considers appropriate for the promotion of the licensing objectives. The steps are:
 - 7.3.1 to grant the application subject to the mandatory conditions and such conditions as it considers necessary for the promotion of the licensing objectives;
 - 7.3.2 to exclude from the scope of the licence any of the licensable activities to which the application relates;
 - 7.3.3 to refuse to specify a person in the licence as the premises supervisor;
 - 7.3.4 to reject the application [Act s.18].

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

Contact Officer :
Ellie Green licensing@enfield.gov.uk



Enfield
Application for a premises licence
Licensing Act 2003

For help contact
licensing@enfield.gov.uk
 Telephone: 020 8379 3578

* required information

Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

- System reference This is the unique reference for this application generated by the system.
- Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.
- Are you an agent acting on behalf of the applicant? Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.
- Yes No

Applicant Details

- * First name
- * Family name
- * E-mail
- Main telephone number Include country code.
- Other telephone number
- Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

- Applying as a business or organisation, including as a sole trader
- Applying as an individual
- A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

- Is the applicant's business registered in the UK with Companies House? Yes No
- Registration number
- Business name If the applicant's business is registered, use its registered name.
- VAT number Put "none" if the applicant is not registered for VAT.
- Legal status
- Note: completing the Applicant Business section is optional in this form.

Continued from previous page...

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

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

Your Address

Address official correspondence should be sent to.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

*Continued from previous page...***Section 2 of 21****PREMISES DETAILS**

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

Address OS map reference Description

Postal Address Of Premises

Building number or name	<input type="text" value="56"/>
Street	<input type="text" value="Aldermans Hill"/>
District	<input type="text"/>
City or town	<input type="text" value="London"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="N13 4PP"/>
Country	<input type="text" value="United Kingdom"/>

Further Details

Telephone number	<input type="text" value="██████████"/>
Non-domestic rateable value of premises (£)	<input type="text" value="██████"/>

Section 3 of 21**APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

Confirm The Following

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- I am making the application pursuant to a statutory function
- I am making the application pursuant to a function discharged by virtue of His Majesty's prerogative

Section 4 of 21**NON INDIVIDUAL APPLICANTS**

Provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned.

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

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

Continued from previous page...

Private Limited Company

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

* Date of birth / /
dd mm yyyy

* Nationality [Documents that demonstrate entitlement to work in the UK](#)

Section 5 of 21**OPERATING SCHEDULE**

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

The premises is to trade as a restaurant offering the sale of alcohol for consumption on and off the premises.

Continued from previous page...

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

Section 6 of 21

PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes No

Section 7 of 21

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes No

Section 10 of 21

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes No

Section 11 of 21

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

- Yes No

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Continued from previous page...

Section 13 of 21**PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

 Yes

 No
Section 14 of 21**LATE NIGHT REFRESHMENT**

Will you be providing late night refreshment?

 Yes

 No
Section 15 of 21**SUPPLY OF ALCOHOL**

Will you be selling or supplying alcohol?

 Yes

 No
Standard Days And Timings

MONDAY

Start End Start End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start End Start End

WEDNESDAY

Start End Start End

THURSDAY

Start End Start End

FRIDAY

Start End Start End

SATURDAY

Start End Start End

Continued from previous page...

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption:

- On the premises
 Off the premises
 Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name

First name

Family name

Date of birth / /
 dd mm yyyy

*Continued from previous page...***Enter the contact's address**

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>
Personal Licence number (if known)	<input type="text" value="Not yet issued"/>
Issuing licensing authority (if known)	<input type="text"/>

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Section 16 of 21**ADULT ENTERTAINMENT**

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

n/a

Section 17 of 21**HOURS PREMISES ARE OPEN TO THE PUBLIC****Standard Days And Timings**

MONDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

Start	<input type="text" value="06:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

WEDNESDAY

Start	<input type="text" value="06:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="06:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="06:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="06:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="06:00"/>	End	<input type="text" value="22:00"/>
Start	<input type="text"/>	End	<input type="text"/>

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

Section 18 of 21

LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

Continued from previous page...

List here steps you will take to promote all four licensing objectives together.

The premises will operate to a high standard, and will do so should this licence be granted in terms of the sale of alcohol.

All staff will be fully trained in their responsibilities with regard to the sale of alcohol, and will be retrained every six months, with recorded training records kept for inspection.

b) The prevention of crime and disorder

The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Police Licensing Team.

All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.

The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises.

All recordings shall be stored for a minimum period of 31 days with date and time stamping.

Viewing of recordings shall be made available upon the request of Police or authorised council officer as soon as possible.

A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.

Notices shall be prominently displayed advising patrons, CCTV is in operation within the premises.

If the CCTV equipment (including any mobile units in use at the premises) breaks down the Premises Licence Holder shall ensure the designated premises supervisor, or in his/her absence other responsible person, verbally informs the Licensing Authority and the Police as soon as is reasonably practicable. This information shall include the time, date and means this was done and to whom the information was reported.

Equipment failures shall be repaired or replaced as soon as is reasonably practicable and without undue delay. The Licensing Authority and the Police shall be informed when faults are rectified.

An incident log shall be kept at the premises and made available on request to an authorised officer of the Council or the Police. It must be completed within 24 hours of the incident and will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received concerning crime and disorder
- (d) any incidents of disorder
- (e) all seizures of drugs or offensive weapons
- (f) any faults in the CCTV system
- (h) any visit by a relevant authority or emergency service.

The Premises and external seating area shall be cleared of all patrons before and after the listed opening and closing hours stated on this licence.

No Alcohol shall be removed from the premises in open containers

c) Public safety

Staff will be trained in conflict management. If they are unable to quickly defuse the situation without risk to customer or

Continued from previous page...

staff, then they are instructed to call the police.

All relevant fire procedures are in place for a premises of this size

An on -site accident book will be in operation to record any accident/ injury incurred on the premises. This document will be retained for inspection by the store for a period of three years

d) The prevention of public nuisance

Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

e) The protection of children from harm

Notices shall be prominently displayed advising patrons a challenge 25 proof of age scheme is in operation at the premise.

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

Signage shall be displayed advising customers that the scheme is in place.

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

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

Continued from previous page...

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

Continued from previous page...

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

Section 20 of 21**NOTES ON REGULATED ENTERTAINMENT**

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

Section 21 of 21**PAYMENT DETAILS**

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

and accessed as follows:

- (i) click on 2000 Non-Domestic Rating List.
- (ii) Enter Enfield as billing authority and click find.
- (iii) Click on Enfield
- (iv) Enter business premises details and click find

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £8700	£315.00
Band D - £87001 to £12500	£450.00*
Band E - £125001 and over	£635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00

Continued from previous page...

Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

* Fee amount (£)

DECLARATION

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

It is not a legal requirement under the Licensing Act 2003 that applicants have Planning Permission. HOWEVER, we recommend that if businesses do not already have the necessary planning permission they check with the Planning Team first to see whether it is actually possible for them to get planning permission.

For further advice on planning permission please contact:

* Planning and Building Control Service
 PO Box 53, Civic Centre
 Silver Street, Enfield, EN1 3XE
 Tel: 0208 379 3878

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
 dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/enfield/apply-1> to upload this file and continue with your application.

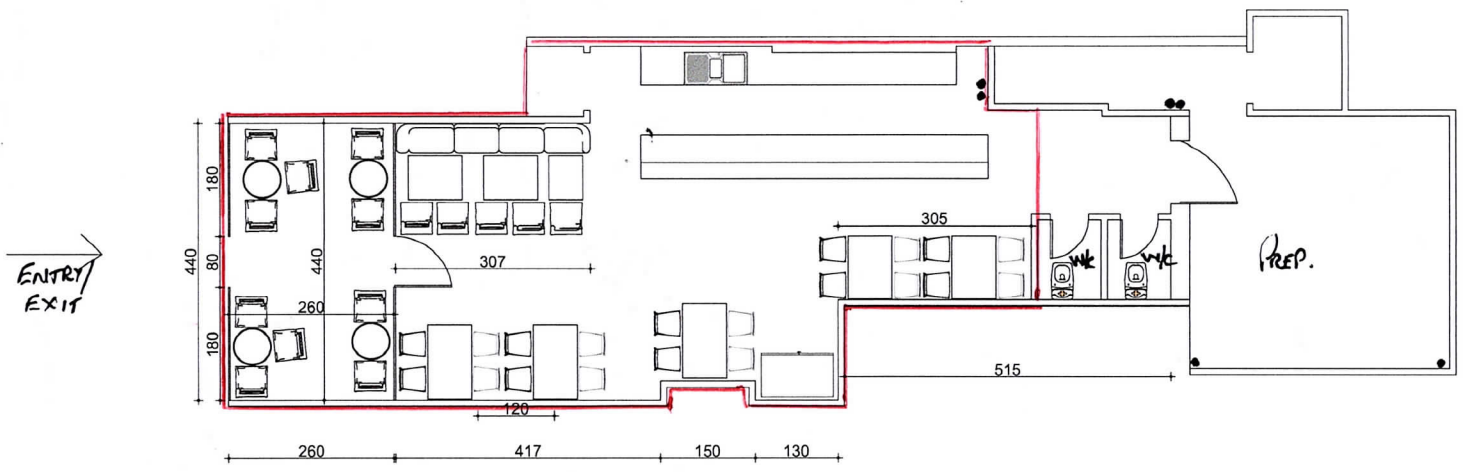
Don't forget to make sure you have all your supporting documentation to hand.

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

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED

OFFICE USE ONLY

Applicant reference number	<input type="text" value="sgl:202460"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>



- LICENSABLE AREA
- FIRE EXTINGUISHERS

56 ALDERMANS HILL
LONDON
N13 4PP

Consent of individual to being specified as premises supervisor

Armando Roci

I

[full name of prospective premises supervisor]

Of



[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

A Premises Licence for Consumption on and off the Premises

[type of application]

by

Union Bar and Restaurant Ltd

[name of applicant]

relating to a premises licence

[number of existing licence, if any]

for

56 Aldermans Hill
London
N13 4PP

and any premises licence to be granted or varied in respect of this application made by

Union Bar and Restaurant Ltd

[name of applicant]

concerning the supply of alcohol at

56 Aldermans Hill
London
N13 4PP

[name and address of premises to which application relates]

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

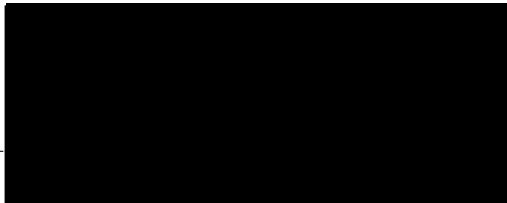
Not yet issued

[insert personal licence number, if any]

Personal licence issuing authority

[insert name and address and telephone number of personal licence issuing authority, if any]

Signed



Name (please print)

Armando Roci

Date

06/06/2024

Other Party (OP) Representations

The Other Parties are made up of one ward councillor and 10 local residents who live in the following streets (in alphabetical order):

Grovelands Road and Lakeside Road

OP1 Rep:

Dear Sirs, I am writing further to my objection to xxxxx 56 Aldermans Hill. (Building Control please see final paragraph).

I wish to object on the strongest way possible against any further café's whether licensed or not, but in particular to the licensing of alcohol. My objections in my original e-mail should be replicated towards this application. I wish to add the following comments:

The area (Palmers Green & Southgate), but in particular Aldermans Hill, is being turned into an enclave of male only establishments, occupied both within and externally, in an intimidating manner, with the coming and going of expensive cars, from the moment they open to the moment they close. Parking is like the wild west, with very little if any enforcement. I receive non-committal responses from your parking team whilst patrons of these establishments continue causing significant inconvenience and serious traffic issues. I have seen your parking attendants either walk past illegally parked cars or withdraw once approached by the driver. Please see attached a typical example of the parking we have to endure (outside of sweet life café), please note your parking team advised they are unable to action on this evidence?!? They were even unable to advise they could send a warning letter???

I personally witness intimidation of women by the leering and leching of these men in the establishments that already exist. They act in a manner that can only be described as arrogant and have taken over Aldermans Hill. Activities can only be described as suspicious at best. Men 'hanging about all day and night, mostly with 2 or 3 mobile phones, with very expensive cars coming and going, as if it were a car-wash.

Licensing a similar establishment would just compound this already intolerable situation, cause significant issues attempting to use the footpath (many locals, especially women, already choose to use the other side of the street). Furthermore, there is also an overspill of these men in Broomfield Park, who can often be seen congregating and drinking alcohol in alcohol free zones, again which is intimidating, particularly as the park extensively used by the elderly, mothers and children.

I would request, in the strongest terms possible, that alcohol licensing is flatly refused, if at all possible not allow another 'café' at all or at the very least restrict opening times, so as not to allow opening from early evening.

I would also suggest you contact the Police for their opinion, and perhaps question why thriving businesses are selling up and being replaced by these type of cafes? This modern operandi is not new, and locals are not ignorant of the methods of these type of operations use. The area is being ruined by these establishments and the people that patronise them.

@Cllr Chris James <<mailto:Cllr.Chris.James@Enfield.gov.uk>>

@cllr.doug.taylor@enfield.gov.uk <<mailto:cllr.doug.taylor@enfield.gov.uk>> I would

ask that you, on behalf of local residents, whose feelings are very strong regarding this situation, that you intervene on behalf of the constituents and make the necessary representations to the licencing/planning committee & the Police. Perhaps Building Control should also attend, as the site is clearly not site-safe, does not meet CDM requirements and there may be questions regarding the disposal of the (probably contaminated) dry cleaning equipment, which I witnessed just being pulled out and chucked on a flat bed truck. This may all pose significant H&S issues to the public and visitors, both invited and uninvited, as the site is open to the public as work is being carried out.

@building.control@enfield.gov.uk <<mailto:building.control@enfield.gov.uk>> please note and action the above.

OP2 Rep:

I am writing to submit a representation regarding a Premises Licence application for Union Bar & Restaurant, 56 Aldermans Hill, London, N13 4PP.

I have a significant objection to this application on the basis of:

- prevention of crime and disorder
- prevention of public nuisance

As you will be aware, there has been a large number of cafés and restaurants opening along Aldermans Hill in the last couple of years. There are two key issues that have arisen as a result:

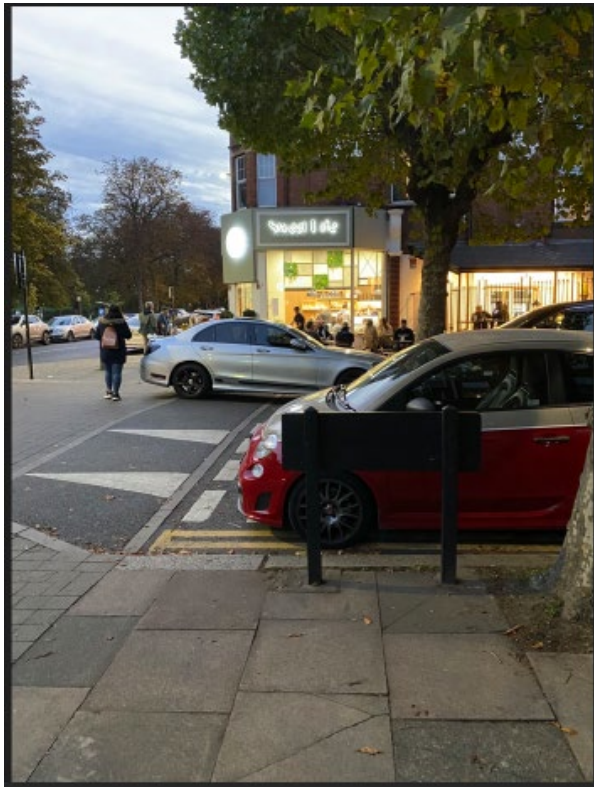
1. As there is limited parking on Aldermans Hill and the surrounding streets, there are daily occurrences of café and restaurant customers parking illegally - both on double yellow lines and across residents' drives. I attach a range of photos taken at various points across the last 12 months that evidence the issue. Furthermore, the council has had to install plastic barriers at the entrance to Grovelands Road to try to stop illegal and dangerous parking at the entrance to the road, and across the raised/pedestrianised part of the road - although parking still persists next to these barriers - this is further evidence of the issue.

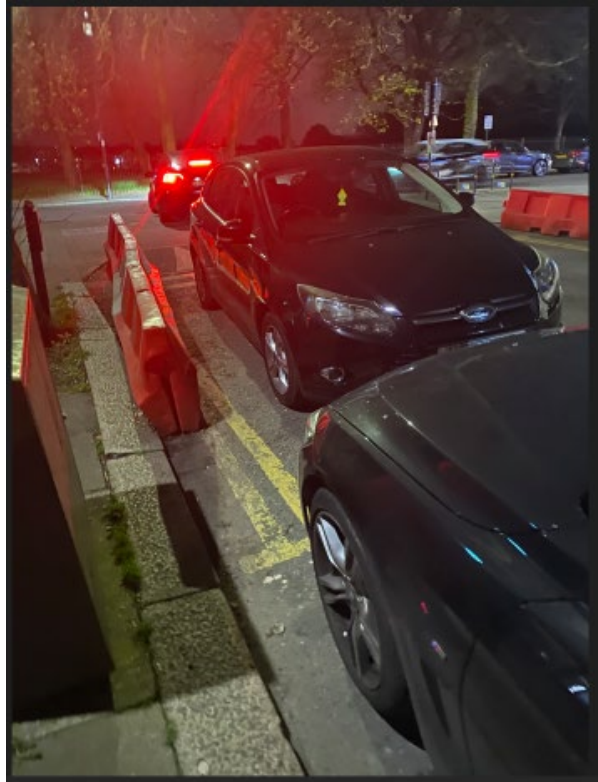
This constant, illegal parking is dangerous to both road users and pedestrians, especially as the area is next to Broomfield Park, where many children go to play. It is dangerous pulling out onto Aldermans Hill from Grovelands Road as illegal parking restricts vision.

2. The increase in cars that the existing cafés and restaurants bring to the area has resulted in cars speeding up and down Grovelands Road as the drivers attempt to find parking spaces. I witness cars speeding along Grovelands Road on a daily basis, clearly exceeding the 20mph speed limit. I can provide video evidence of this if required. This is clearly dangerous for residents, their children and their pets.

This kind of behaviour will undoubtedly increase with each additional café and/or restaurant that opens along Aldermans Hill based on the increases that have been evidenced with new cafés opening.

3. There is residential accommodation above all of the business premises along Aldermans Hill. Having additional cafés and restaurants, particularly those selling alcohol and open into the evening, will increase the noise nuisance for all residents, especially those living directly above the premises. I am aware of at least one resident - living at xxxxx Aldermans Hill - who suffer regular noise disturbance from Starfish Café that is directly below their home. They have raised this issue with the council themselves.





OP3 Rep:

I wish to lodge my objections to the licensing of a further restaurant and bar along the stretch of road between Old Park Road and Lakeside Road. As a long-term

resident of Grovelands Road I can report on a huge increase in anti-social behaviour since the opening of Sweet Life (68 Aldermans Hill), Troys Lounge (74 Aldermans Hill), Proper Pizza (72 Aldermans Hill) and Broomfield Café and Bar (62 Aldermans Hill). The clients who use these establishments are overwhelmingly single males and they take little regard of parking restrictions both on Aldermans Hill and at the park end of Grovelands Road. The drivers routinely park on the double yellow lines and thereby make traffic flow extremely awkward and dangerous along Aldermans Hill – itself a busy bus route. The clients also like to congregate on the pavement outside these cafes / bars as many of them smoke and it makes life uncomfortable for the residents, both of the flats on Aldermans Hill as well as the Lakes Estate – itself a conservation area. Many local women have commented as to how uncomfortable they feel passing so many groups of single men and how threatened they feel, particularly late at night on their return from the station.

I know that ethnicity is not accepted as a reason for objection, but the licensing authority should take note as to the preponderance of xxxxx nations who are running these establishments and should perhaps question the activities that are carried on there. It is widely reported locally that one or more of these places are being used for the purpose of money laundering.

However, the grounds for my objection are the likely increase in anti-social behaviour caused by more clients arriving and parking in an already over-crowded area, and the impact of a late-night license on the residents of this desirable residential area.

OP4 Rep:

I am writing to object to the license application by Union Bar and Restaurant Lts at 56 Alderman's Hill.

- The impact of another late night male-only bar and restaurant risks being detrimental to the community.

- Many clientele of these types of bars on Alderman's Hill park illegally on double yellow lines, on pavements and across the drives of local residents. Another cafe risks exacerbating the problem

- Clientele tend to be intimidating men who smoke heavily and loitering in groups on the street while conducting business. Again, another of these establishments will impact the community even more

- Local residents are fed up of the antisocial behaviour and experience anxiety in their own neighbourhood due to their proximity to men openly conducting illegal business. Many have witnesses and reported drug deals

- In particular, women feel unsafe as a result of groups of men hanging around and open trading of drugs

- If policy will not allow common sense to reject this application, then PLEASE do not allow this premises to have an outdoor smoking area on Alderman's Hill for men to further intimidate the women, the community and visitors.

- If Enfield council is interested in serving and protecting the community, it should also talk to other businesses on Alderman's Hill to understand the daily impact on their business of these male-only cafes, as well as listen to voices of local residents.

OP5 & OP6 Rep:

I am writing to strongly object to the planning application for the Union Bar and Restaurant at 56 Aldermans Hill. As a local resident, I firmly believe that this application must be rejected due to the numerous detrimental effects it would have on our community. I am alarmed as to how building work is quite advanced, suggesting they are under the impression that the application is a formality. The following concerns highlight why approval of this application is simply not an option.

1. **Public Safety and Antisocial Behavior:** The application includes the sale of alcohol, which poses significant risks of antisocial behavior and public disorder. Establishments serving alcohol frequently attract disorderly conduct, especially late at night. We regularly see current establishments operating outside of normal working hours, and regularly past midnight. A recent incident on Ashfield Parade in Enfield involving physical violence underscores the dangers of alcohol-related disturbances. The close proximity of the proposed bar and restaurant to residential homes and schools amplifies these risks. It is imperative that the planning office recognises this when considering this application.
2. **Noise Pollution:** The proposed establishment is likely to generate excessive noise, particularly during evenings and weekends, disrupting the peace and quiet of our residential area. This noise pollution will significantly degrade the quality of life for nearby residents. The planning office must thoroughly evaluate the potential noise impact.
3. **Parking and Traffic Congestion:** The addition of a bar and restaurant will exacerbate traffic congestion in an already crowded area. The limited parking spaces available will not suffice, leading to increased illegal parking. Cars frequently park on double yellow lines, with drivers openly flouting parking rules. This inconsiderate parking often obstructs buses and emergency vehicles, causing significant disruptions. Additionally, entering and leaving Grovelands Road has become like "running the gauntlet" due to the number of cars constantly searching for parking or parking inconsiderately on the verge or next to the parking barriers. It is not uncommon to be verbally abused if you ever dare to challenge illegal parking, it is only a matter of time before this escalates into physical abuse.
4. **Health:** Pedestrians, including children, walking to and from the station or high street are forced to navigate through groups of smokers standing outside existing establishments. This not only degrades air quality but also creates an unpleasant and unhealthy environment. The visual and health impact on children is particularly concerning. The planning office must consider these health implications and their effect on the community.
5. **Saturation of Similar Establishments:** The area is already saturated with bars and cafes. Adding another such establishment will disrupt the community balance. The planning office needs to evaluate if this new establishment serves any real community need or if it merely contributes to oversaturation.
6. **Environmental Concerns:** Increased footfall and vehicle traffic will lead to higher levels of littering and pollution in the area. Considering the efforts that have been made to reduce local traffic with the introduction of Low Traffic

Neighbourhood, having an establishment which will attract more drivers into the vicinity (as evidenced by the opening of Sweet Life and Troy's Bar) is at odds with the overall environmental goals of our area.

7. **Conservation Area Status:** Whilst changes to residential properties are rightly governed by strict criteria to ensure the preservation of the unique architectural features of the Lakes Estate, the overall look of Alderman's Hill is changing beyond recognition. As the main entry point into the Lakes Estate, the visual welcome is completely unrepresentative of what is trying to be achieved with the Lakes Estate Conservation Area.

I urge the planning office to take these concerns seriously and ensure they are addressed comprehensively. Similar applications by other establishments have been made recently to use pavement space for outdoor seating (Sweet Life) and they have been rightly declined due to the considerable impact it would have on local residents. The crowded nature of the pavements, full of individuals smoking outside the existing cafe/bar establishments on Aldermans Hill means it is becoming an increasingly unpleasant experience to walk down the road and in fact I ask my children to avoid this area completely, particularly when it is dark due to the intimidatory environment that has been created.

The well-being of the local community must be the priority, and any development should enhance, not detract from, our quality of life.

Thank you for your attention to these critical matters. I look forward to your response.

OP7 Rep:

I am writing to object to the planning application for the Union Bar and Restaurant at 56 Aldermans Hill. I have lived in Grovelands Road for 46 years, and feel that yet another bar would not be good for the area or for the community, for the following reasons:

Public Safety and Antisocial Behaviour: The application includes the sale of alcohol, which can lead to antisocial behaviour, particularly late at night, as shown by incidents in the Enfield area. This is a residential area, and for people, especially women, returning home late from Palmers Green Station for example, it can be very intimidating.

Parking and Traffic Congestion: This is a very serious and real issue. We already have an excess of traffic with people arriving by car to use some of the existing cafés. At one time the few cafes there served the local community, with some visitors for whom there was ample parking along Alderman's Hill. Now there are constantly well-founded complaints from residents in our road about cars parked badly, across dropped kerbs, blocking people from entering or leaving their own drives. Drivers are openly flouting parking rules. Cars frequently park against the barriers at the Alderman's Hill end of Grovelands Road, pushing the barriers out of the way. This inconsiderate parking often obstructs buses and emergency vehicles,

causing significant disruptions. People have received verbal abuse when asking drivers to move or park more carefully, and this is just not acceptable.

Additionally, entering and leaving Grovelands Road is at times very tricky because of the number of cars constantly searching for parking or parking inconsiderately. There is also the inconvenience, or worse, danger, for pedestrians crossing the road, and the footfall along Alderman's Hill is high because of people going to the station, or to catch buses, as well as to shops. There should be a comprehensive traffic and parking strategy that is strictly enforced.

Health: Pedestrians, including children, walking to and from the park, the station or high street are forced to navigate through groups of smokers standing outside existing establishments. This not only degrades air quality but also creates an unpleasant and unhealthy environment. The impact on children is particularly concerning.

Numbers of Similar Establishments: Broomfield Park is a lovely park that residents are proud of and groups of volunteers have worked hard to create or enhance places such as the Orchard, the Conservatory, and the Community Cafe. There are events throughout the year for families, so a lot of children visit the park. A certain number of cafes have added to the attractions of the park, drawing in more visitors, which is good for the community and for the local economy. However, yet another bar, particularly one selling alcohol, would change the nature of the area. Obviously times change, but there needs to be a balance in the type of shop and services offered in the area. I believe that high rents have already driven out some businesses, and there is no longer the variety there once was. Boarded-up shops are not attractive but some way of attracting other small businesses could be found.

Pavement Obstruction. I believe that Troy's Bar has applied for extra pavement tables on a section of pavement that is already narrow, which would make walking along the pavement more difficult. It would especially affect people in wheelchairs or people with children in buggies if the area allocated for tables was extended.

Impact on Local Businesses: The new bar and restaurant could negatively impact existing local businesses, jeopardizing their survival.

Environmental Concerns: Increased footfall and vehicle traffic will lead to higher levels of littering and pollution in the area. There are already large waste bins at the end of the road to take waste from cafés. Necessary as they are, more would not add to the attractiveness (or fragrant air!) of the area.

Conservation Area status: Residential properties already have to conform to strict planning regulations, understandable and welcome, although I feel that when permission has to be obtained to prune fruit trees, which a) have to be pruned regularly to maintain a good shape and yield, and b) are not visible from the street, it is somewhat ironic that the nature of an area can be changed by excessive car parking, and an overwhelming presence of bars.

I urge the planning office to take these concerns seriously and ensure they are addressed comprehensively. A precedent for the refusal of permission for pavement seating has been set in the case of Sweet Life, and was very welcome. The number of men smoking or standing in groups on pavements when there is seating inside the cafes and bars, does not enhance the area. This section of pavement along Alderman's Hill is completely unsuitable for extended seating.

The well-being of the local community must be the priority, and any development should enhance, not detract from, our quality of life.

Thank you for your attention to these matters, which are very important to the local community. I look forward to your response.

OP8 Rep:

I am writing to strongly object to the Licensing application for the Union Bar and Restaurant at 56 Aldermans Hill. As a local resident, I believe that this application should be rejected due to the negative effects it would have on our community and the local area. In addition, I am very surprised by how advanced the building work is, suggesting the owners believe the application is a formality.

Below I have set out my concerns with the application and why I believe it should be rejected.

1. **Public Safety and Antisocial Behaviour:** The application includes the sale of alcohol, which poses significant risks of antisocial behaviour and public disorder, particularly late at night. In addition, in the local area, we regularly see current establishments operating outside of normal working hours, and regularly past midnight. The closeness of the proposed bar and restaurant to residential homes makes the impact of this risk even greater.
2. **Noise Pollution:** The proposed establishment is likely to generate excessive noise, particularly during evenings and weekends, disrupting the peace and quiet of our residential area. This noise pollution will significantly degrade the quality of life for nearby residents.
3. **Parking and Traffic Congestion:** The addition of a bar and restaurant will contribute further to the traffic congestion in an already crowded area. The limited parking spaces available will not suffice, leading to increased illegal parking. Cars frequently park on double yellow lines, with drivers openly flouting parking rules. This inconsiderate parking often obstructs buses and emergency vehicles, causing significant disruptions. Additionally, as a resident of Grovelands Road, I and others regularly find cars parking inconsiderately on the verge or next to the parking barriers at the junction of Aldermans Hill. When confronting inconsiderate drivers, we are regularly confronted with intimidatory verbal responses.
4. **Health:** Pedestrians, including children, walking to and from the station or high street are forced to navigate through groups of smokers standing outside

existing establishments. This not only degrades air quality but also creates an unpleasant and unhealthy environment. Due to the narrow pavements on Aldermans Hill, it is very difficult to walk around them unless stepping out onto the road which is very dangerous given how much traffic flows down Aldermans Hill.

5. **Saturation of Similar Establishments:** The area is already saturated with bars and cafes. Adding another such establishment will disrupt the community balance. These establishments appear to accommodate the needs of those outside of the local area and have done very little to integrate with local residents. I implore the planning and licencing office to consider whether this new establishment (and future establishments) really serves the local community and whether the location, right next to residential homes, is the right place or whether a location, like on a High Street (with wider pavements and space), would be more appropriate.
6. **Environmental Concerns:** Increased footfall and vehicle traffic will lead to higher levels of littering and pollution in the area. Considering the efforts that have been made to reduce local traffic with the introduction of Low Traffic Neighbourhood, having an establishment which will attract more drivers into the vicinity (as evidenced by the opening of Sweet Life and Troy's Bar) is at odds with the overall environmental goals of our area.
7. **Conservation Area Status:** The area is a Conservation Area but it appears the overall look of Alderman's Hill is changing very quickly and surely going against what the status is trying to preserve.

I urge the planning office to take these concerns seriously (I know these are widely shared by local residents) and ensure they are addressed.

Similar establishments have recently made applications to use pavement space for outdoor seating (Sweet Life – which was rejected and Toto Lounge – which I have separately objected to) which would have considerable impact on local residents on streets that are already overcrowded. Whilst I appreciate this isn't yet the case with Union Bar, I am concerned that similar requests will be made by them in the future. In any case, the crowded nature of the pavements, full of individuals smoking outside the existing cafe/bar establishments on Aldermans Hill means it is becoming an increasingly unpleasant experience to walk down the road. I wouldn't want the risks attached to establishments selling alcohol to further contribute to this.

I plead that the well-being of the local community be made the priority, and any development should enhance, not detract from, our quality of life.

I plan to send this letter to my local councillors so that they are fully aware of my concerns and reservations with the application and, more widely, the issues we face with similar establishments in the area.

Thank you for your attention and I look forward to your response.

OP9 Rep:

I am writing to express my strong opposition to the Licensing application for the Union Bar and Restaurant at 56 Aldermans Hill. As a local resident, I firmly believe this application must be denied due to its numerous negative impacts on our community. I am also concerned about how advanced the building work is, suggesting an assumption that approval is a mere formality. Here are the key reasons why this application should not be approved:

1. **Public Safety and Antisocial Behaviour:** Allowing alcohol sales at this location poses significant risks of antisocial behavior and public disorder. Establishments serving alcohol often attract disorderly conduct, particularly late at night. We frequently witness existing venues operating beyond normal hours, sometimes past midnight. A recent violent incident on Ashfield Parade in Enfield highlights the dangers of alcohol-related disturbances. The planning office must take this into account when considering this application.
2. **Noise Pollution:** The proposed establishment is likely to generate significant noise, especially during evenings and weekends, disrupting the peace of our residential area. This noise pollution will severely affect the quality of life for nearby residents. It is crucial for the planning office to thoroughly assess the potential noise impact.
3. **Parking and Traffic Congestion:** Introducing a bar and restaurant will worsen traffic congestion in an already crowded area. We have already seen the limited parking spaces leads to increased illegal parking including cars frequently parking on double yellow lines. This inconsiderate parking often blocks buses and emergency vehicles, causing major disruptions. Entering and leaving Grovelands Road has become extremely hazardous.
4. **Health Concerns:** Pedestrians, including children, are forced to navigate through groups of smokers outside existing establishments. This degrades air quality and creates an unpleasant and unhealthy environment, particularly for children. The planning office must consider these health implications and their impact on the community.
5. **Saturation of Similar Establishments:** The area is already saturated with bars and cafes. Adding another such establishment will disrupt the community balance. The planning office needs to evaluate whether this new venue serves a genuine community need.
6. **Environmental Concerns:** Increased footfall and vehicle traffic will lead to higher levels of littering and pollution. The recent introduction of Low Traffic Neighbourhoods aims to reduce local traffic, yet an establishment attracting more drivers is counterproductive to these environmental goals.
7. **Conservation Area Status:** Changes to residential properties are governed by strict criteria to preserve the unique architectural features of the Lakes Estate. However, the overall look of Aldermans Hill is changing beyond recognition. As the main entry point into the Lakes Estate, it should reflect the conservation area's goals.

I urge the planning office to take these objections seriously and look forward to hearing from you.

OP10 Rep:

I am writing to strongly object to the Licensing application for the Union Bar and Restaurant at 56 Aldermans Hill. As a local resident, I firmly believe that this application must be rejected due to the numerous detrimental effects it would have on our community. I am alarmed as to how building work is quite advanced, suggesting they are under the impression that the application is a formality. It is also not clear if a planning application was required for the extent of work that is being undertaken. The following concerns highlight why approval of this application is simply not an option.

1. **Public Safety and Antisocial Behavior:** The application includes the sale of alcohol, which poses significant risks of antisocial behavior and public disorder. Establishments serving alcohol frequently attract disorderly conduct, especially late at night. We regularly see current establishments operating outside of normal working hours, and regularly past midnight. A recent incident on Ashfield Parade in Enfield involving physical violence underscores the dangers of alcohol-related disturbances. The close proximity of the proposed bar and restaurant to residential homes and schools amplifies these risks. It is imperative that the planning office recognises this when considering this application.

2. **Noise Pollution:** The proposed establishment is likely to generate excessive noise, particularly during evenings and weekends, disrupting the peace and quiet of our residential area. This noise pollution will significantly degrade the quality of life for nearby residents. The planning office must thoroughly evaluate the potential noise impact.

3. **Parking and Traffic Congestion:** The addition of a bar and restaurant will exacerbate traffic congestion in an already crowded area. The limited parking spaces available will not suffice, leading to increased illegal parking. Cars frequently park on double yellow lines, with drivers openly flouting parking rules. This inconsiderate parking often obstructs buses and emergency vehicles, causing significant disruptions. Additionally, entering and leaving Grovelands Road has become like "running the gauntlet" due to the number of cars constantly searching for parking or parking inconsiderately on the verge or next to the parking barriers. It is not uncommon to be verbally abused if you ever dare to challenge illegal parking, it is only a matter of time before this escalates into physical abuse.

4. **Health:** Pedestrians, including children, walking to and from the station or high street are forced to navigate through groups of smokers standing outside existing establishments. This not only degrades air quality but also creates an unpleasant and unhealthy environment. The visual and health impact on children is particularly concerning. The planning office must consider these health implications and their effect on the community.

5. **Saturation of Similar Establishments:** The area is already saturated with bars and cafes. Adding another such establishment will disrupt the community balance. The planning office needs to evaluate if this new establishment serves any real community need or if it merely contributes to oversaturation.

6. Environmental Concerns: Increased footfall and vehicle traffic will lead to higher levels of littering and pollution in the area. Considering the efforts that have been made to reduce local traffic with the introduction of Low Traffic Neighbourhood, having an establishment which will attract more drivers into the vicinity (as evidenced by the opening of Sweet Life and Troy's Bar) is at odds with the overall environmental goals of our area.

7. Conservation Area Status: Whilst changes to residential properties are rightly governed by strict criteria to ensure the preservation of the unique architectural features of the Lakes Estate, the overall look of Alderman's Hill is changing beyond recognition. As the main entry point into the Lakes Estate, the visual welcome is completely unrepresentative of what is trying to be achieved with the Lakes Estate Conservation Area.

I urge the planning office to take these concerns seriously and ensure they are addressed comprehensively. Similar establishments have recently made applications to use pavement space for outdoor seating (Sweet Life) and they have been rightly declined due to the considerable impact it would have on local residents. The crowded nature of the pavements, full of individuals smoking outside the existing cafe/bar establishments on Aldermans Hill means it is becoming an increasingly unpleasant experience to walk down the road and in fact I ask my children to avoid this area completely, particularly when it is dark due to the intimidatory environment that has been created.

The well-being of the local community must be the priority, and any development should enhance, not detract from, our quality of life.

Thank you for your attention to these critical matters. I look forward to your response.

OP11 Rep:

I have asked about the arrangements for smoking customers. The plan does not identify, as far as I can see, where customers should go. If the answer is to spill out onto a narrow pavement I have concerns that this will create anti social behaviour. If it is at the rear will there be noise issues. On that basis of a lack of clarity I register an objection.

Cllr Doug Taylor

OP11 Additional Rep:

I have a lack of clarity on arrangements for smoking. If customers are to spill out onto the pavement at the front I believe that could create anti social behaviour. If they would be expected to find a place at the rear that could produce noise problems. As a result of this lack of clarity, as far as I can see, I object.

Cllr Doug Taylor

Annex 3

Conditions Arising from Application

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.

CONDITIONS SOUGHT BY POLICE & LICENSING AUTHORITY, AGREED BY APPLICANT:

2. All staff involved in the sale of alcohol shall receive induction and refresher training (at least every six months) relating to the sale of alcohol and the times and conditions of the premises licence.
3. All training relating to the sale of alcohol and the times and conditions of the premises licence shall be documented and records kept at the premises. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.
4. A record of refused sales shall be kept on the premises and completed when necessary. This record shall contain the date and time of the refusal, a description of the customer, the name of the staff member who refused the sale, and the reason the sale was refused. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.
5. The Designated Premises Supervisor shall regularly check the refusals system to ensure it is being consistently used by all staff.
6. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises and area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.
7. Signs shall be prominently displayed on the exit doors advising customers that the premises is in a Public Space Protection Order Area (or similar) and that they should not consume alcohol in the street if requested to stop by an

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

8. No more than 3 persons shall be permitted to smoke outside the front of the premises at any one time. The area shall be adequately supervised to control the number and behaviour of patrons and to ensure that they do not block the highway or cause a noise nuisance. Notices shall be displayed in the area specifying the terms of its use and asking patrons to use the area quietly.
9. No alcoholic drinks or glass containers shall be taken outside the front of the premises at any time.
10. No deliveries to the premises shall be received between the hours of 21:00 and 08:00.
11. There shall be no removal of rubbish or glass bottles outside between 21:00 and 08:00.
12. 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.
13. Staff shall actively discourage patrons from congregating around the outside of the premises.
14. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and pedestrians by not gathering in groups or loitering outside the premises. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.
15. If orders can be taken online, there shall be an age verification system set up on the website requiring the user to confirm that they are aged 18 or over before an order for alcohol can be placed.
16. A Think 25 policy shall be adopted, and relevant material shall be displayed on the premises, on the website and all marketing material. Delivery of alcohol to anybody who appears to be under the age of 25 shall require evidence of proof of age to be shown to the person making the delivery. If proof is not provided or if there is any doubt about the I.D. the delivery of alcohol shall be refused.
17. Delivery drivers shall conduct deliveries in a manner that will not cause a noise disturbance to the occupiers of any residential properties surrounding the delivery address or the business address. This includes the avoidance of slamming doors, playing loud music, shouting, over-revving engines and sounding horns to signal their arrival. The driver shall turn the engine off immediately upon arrival at the premises and delivery address and will park considerately without causing any obstruction to the highway.

18. The premises shall not make any roadside deliveries. All deliveries should be delivered directly to an address with a valid door number/house name and postcode. The drop off/collection point shall match that which the order was placed to originally. Any redirection at point of drop off/collection point must be refused. Orders shall only be given to the person matching the name on the delivery post completion of ID verification checks.
19. No alcohol will be sold from any vehicle, and no stock will be kept in any vehicle other than that which relates to any order and being couriered for delivery.
20. The premises must operate as a restaurant:
 - (a) In which customers must be seated at a table;
 - (b) Which provides substantial table meals that are prepared on the premises and are served and consumed at the table;
 - (c) Which do not provide any takeaway service of food or drink for immediate consumption; and
 - (d) Alcohol must not be sold, supplied, or consumed on the premises otherwise than to persons who are taking substantial table meals and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.
 - (e) No vertical drinking permitted.
21. Service of alcohol shall be by waiter/waitress only to patrons seated at a table and who have or intend to have a substantial meal.
22. The sale of alcohol for consumption off of the premises shall only be provided using sealed containers and shall not be consumed on the premises or outside the front of the premises.
23. Sales of alcohol for consumption off the premises shall only be supplied with, and ancillary to a take-away meal.
24. Children under the age of 18 must be accompanied by an adult, after 21:00 hours.
25. The premises shall operate a zero-tolerance policy to drugs. At least three prominent, clear and legible notices shall be displayed warning of zero tolerance to drugs use.

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

To be confirmed.

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