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LICENSING SUB-COMMITTEE

Wednesday, 27 July 2016 at 10.00 am
Council Chamber, Civic Centre, Silver Street,
Enfield, EN1 3XA

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Councillors : Chris Bond (Chair), George Savva MBE, Toby Simon and Glynis Vince

AGENDA – PART 1

1. WELCOME AND APOLOGIES FOR ABSENCE

2. DECLARATION OF INTERESTS

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

3. THE WINCHMORE, 235 WINCHMORE HILL ROAD, LONDON, N21 (REPORT NO. 56) (Pages 1 - 70)

Application to vary a premises licence.

(Councillor Bond will be Chair, accompanied by Councillor Simon and Councillor Vince.)

4. NEWS AND CHEWS, 10 COLMAN PARADE, SOUTHBURY ROAD, ENFIELD, EN1 1YY (REPORT NO. 57) (Pages 71 - 108)

Application to vary a premises licence.

(Councillor Savva will be Chair, accompanied by Councillor Simon and Councillor Vince.)

5. MINUTES OF PREVIOUS MEETING (Pages 109 - 124)

To receive and agree the minutes of the meeting held on Wednesday 22 June 2016.

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)

MUNICIPAL YEAR 2016/17 REPORT NO. 56

COMMITTEE :
Licensing Sub-Committee
27 July 2016

REPORT OF :
Principal Licensing Officer

LEGISLATION :
Licensing Act 2003

Agenda - Part	Item
<p>SUBJECT : Variation of a premises licence application</p> <p>PREMISES : The Winchmore, 235 Winchmore Hill Road N21</p> <p>WARD : Southgate</p>	

1. LICENSING HISTORY & CURRENT POSITION:

LICENCE 1 – LN/200501025

- 1.1 On 8 August 2005 an application by Mr Keith Freeman to convert an existing Justices On Licence and an existing Public Entertainment Licence to a Premises Licence, which was not subject to any representations, was granted by officers in accordance with delegated powers.
- 1.2 On 21 February 2007 an application by **Messrs Phidias and Simis Kouttis** to transfer the Premises Licence, which was not subject to any representations, was granted by officers in accordance with delegated powers.
- 1.3 On 17 June 2010 application was made by the **Trading Standards Service** (which is the Weights & Measures Responsible Authority for the borough) for a review of the Premises Licence.
- 1.4 The review was made on the grounds of the prevention of crime and disorder.
- 1.5 The authority considered that it is necessary, for the promotion of the licensing objectives to revoke the licence. This was decision was appealed, but the magistrates Court dismissed the appeal.

LICENCE 2 – LN/200800171

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

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

LICENCE 3 – LN/201500123

- 1.11 On 13 May 2015, a new application was granted naming Celtic Cross Ltd, C/O Mark Walsh as the premises licence holder and since 2 June 2015, and Mr Andrew Cochrane was the named Designated Premises Supervisor (DPS).
- 1.12 On 2 June 2015, Mr Mark Walsh also became the named DPS.
- 1.13 Since this licence has been issued, 26 Temporary Event Notices (TENs) have been applied for, two of which were withdrawn, therefore 24 TENs have taken place.
- 1.14 The current Premises Licence permits:

Activity	Existing Hours
Open	09:00 – 23:30 everyday
Alcohol (on and off sales)	10:00 – 23:00 everyday
Live music	09:00 – 23:00 everyday
Recorded Music	09:00 – 23:00 everyday
Performance of dance	09:00 – 23:00 everyday
Plays	Nil
Films	Nil
LNR	Nil

- 1.15 An area plan is attached as Annex 01.
- 1.16 A copy of this Premises Licence is attached as Annex 02.

2. THIS APPLICATION:

- 2.1 This application (attached as Annex 03) originally sought an extension of hours as follows:

Activity	Original Proposed Hours – Friday &
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	Saturday changes only
Open	09:00 – 00:30
Alcohol (on and off sales)	10:00 – 00:00
Live music	09:00 – 00:00
Recorded Music	09:00 – 00:00
Performance of dance	09:00 – 00:00
Plays	09:00 – 00:00
Films	09:00 – 00:00
LNR	23:00 – 00:00

2.2 However, as a result of mediation between the applicant and the Licensing Authority, the application now seeks:

Activity	Final Hours sought by Applicant (agreed by Licensing Authority)
Open	09:00 – 00:30
Alcohol (on and off sales)	10:00 – 00:00
Live music	09:00 – 23:00
Recorded Music	09:00 – 23:00
Performance of dance	09:00 – 23:00
Plays	09:00 – 00:00
Films	09:00 – 00:00
LNR	23:00 – 00:00

2.3 The applications were advertised in accordance with the requirements of the Licensing Act 2003.

2.4 Each of the Responsible Authorities were consulted in respect of each application.

3. RELEVANT REPRESENTATIONS:

3.1 Licensing Authority (including Licensing Enforcement, Environmental Health, Trading Standards, Planning, Health & Safety and Children's Services): As times and conditions have been agreed (i.e. the applicant has agreed to amend the operating schedule attached to the application to include additional steps to promote the licensing objectives) the representation, against the application, has been duly withdrawn.

3.3.1 Other Persons: Six representations have been made, against the application, by persons residing at 5 (five) separate addresses in the vicinity of the premises. The grounds of representation include crime & disorder and public nuisance. Please note that IP3 and IP4 are not objecting to the hours but comment that stricter conditions need to be taken into consideration.

3.3.2 Copies of the representations are attached as Annex 04.

4. PROPOSED LICENCE CONDITIONS:

- 4.1 The conditions arising from this application are attached as Annex 05. Conditions proposed by the Licensing Authority have been agreed by the applicant. A further condition proposed by an “Other Person” has not been agreed by the applicant.

5. RELEVANT LAW, GUIDANCE & POLICIES:

- 5.1 The paragraphs below are extracted from either:
- 5.1.1 Licensing Act 2003 ('Act'); or
 - 5.1.2 Guidance issued by the Secretary of State for Culture, Media and Sport of March 2010 ('Guid'); or
 - 5.1.3 London Borough of Enfield's Licensing Policy Statement of January 2010 ('Pol').

General Principles:

- 5.2 The Licensing Sub-Committee must carry out its functions with a view to promoting the licensing objectives [Act s.4 (1)].
- 5.3 The licensing objectives are:
- 5.3.1 the prevention of crime and disorder;
 - 5.3.2 public safety;
 - 5.3.3 the prevention of public nuisance; &
 - 5.3.4 the protection of children from harm [Act s.4 (2)].
- 5.4 In carrying out its functions, the Sub-Committee must also have regard to:
- 5.4.1 the Council's licensing policy statement; &
 - 5.4.2 guidance issued by the Secretary of State [Act s.4 (3)].

The Sub-Committee may not have regard to whether or not a proposal is likely to be permitted in accordance with the law relating to planning or building [Pol s.17.1].

There can be confusion about the difference between the “need” for premises, and the “cumulative impact” of premises on the licensing objectives. “Need” concerns the commercial demand for another pub or restaurant or hotel, and is a matter for the planning authority and for the market. This is not a matter for the Sub-Committee in discharging its licensing functions [Guid 13.18].

Cumulative Impact Policy:

The applicant premises/club premises is not located in a Cumulative Impact Policy Area [Pol s.9.20].

Hours:

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].

However, there is no general assumption in favour of lengthening licensing hours and the four Licensing Objectives should be paramount considerations at all times. Where there are representations against an application and the Sub-Committee believes that extending the licensing hours would undermine the Licensing Objectives, they may reject the application or grant it with appropriate conditions and/or different hours from those requested. [Pol s.8.3].

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].

Regulated Entertainment:

With effect from 6th April 2015, changes were made to Schedule 1 of the Licensing Act 2003 which determines whether different types of regulated entertainment are licensable or not.

In relation to this application:

No licence is required for recorded music if it takes place on a premises which are authorised by a premises licence for the supply of alcohol for consumption on the premises, as long as it takes place between 8am and 11pm, and the audience is less than 500 people.

No licence is required for the performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.

No licence is required for 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.

No licence is required for performances of dance between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.

Decision:

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 representations and avoid straying into undisputed areas [Guid 9.36].

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:

- the steps that are appropriate to promote the licensing objectives;
- the representations (including supporting information) presented by all the parties;
- the guidance; and
- its own statement of licensing policy [Guid 9.37].

Having heard all of the representations (from all parties) the Sub-Committee must take such steps as it considers appropriate for the promotion of the licensing objectives. The steps are:

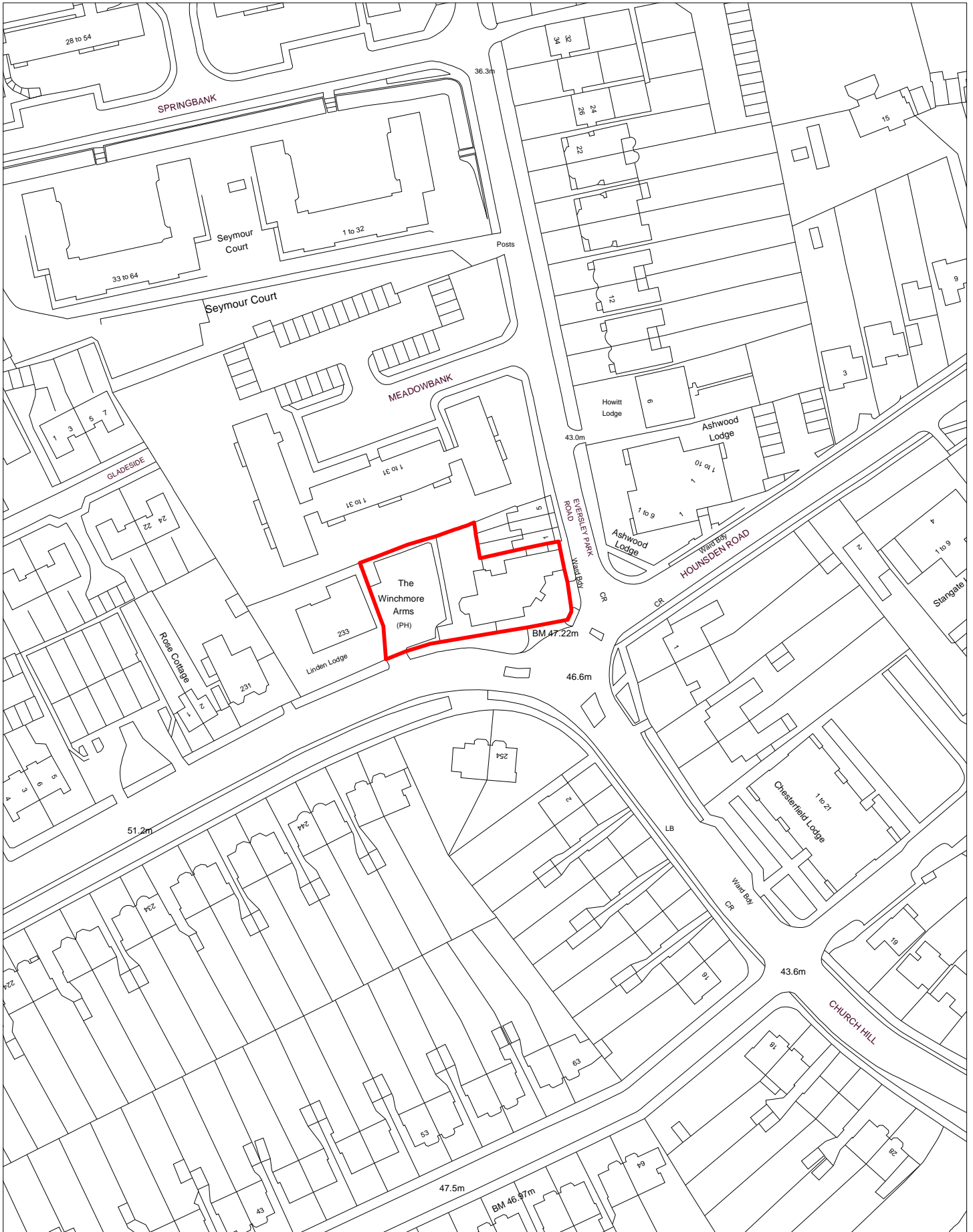
- to grant the application subject to the mandatory conditions and such conditions as it considers necessary for the promotion of the licensing objectives;
- to exclude from the scope of the licence any of the licensable activities to which the application relates;
- to refuse to specify a person in the licence as the premises supervisor;
- to reject the application [Act s.18].

Background Papers :

None other than any identified within the report.

Contact Officer :

Ellie Green on 020 8379 8543



WK/216014093 - The Winchmore, 235 Winchmore Hill Road, LONDON, N21 1QA

LONDON BOROUGH OF ENFIELD
CIVIC CENTRE, SILVER STREET,
ENFIELD, EN1 3XE
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Date 08/07/2016

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**Ms Nikki Rennie
Flint Bishop LLP
St Michaels Court
St Michaels Lane
Derby
DE1 3HQ**

Please reply to Gill Aylott
: Licensing Unit
PO Box 57, Civic
Centre
Silver Street, Enfield,
Middx EN1 3XH
E-mail : licensing@enfield.gov.uk
Phone : 020 8379 3578
Textphone : 020 8379 4419
Fax : 020 8379 2190
My Ref : LN/201500123
Your Ref : NOT PROVIDED
Date : 2nd November 2015

Dear Ms Nikki Rennie

Licensing Act 2003

Premises : The Winchmore, 235 Winchmore Hill Road, LONDON, N21 1QA

This letter concerns the application for a Variation of the DPS on a Premises Licence under the Licensing Act 2003.

Please find the licence enclosed. Please check the details on the licence carefully, the Licensing Authority is prepared to correct any of our clerical errors within 28 days of the licence being issued.

Note - Transfers

On the grant of a transfer application, any notification or permit (under the Gambling Act 2005) in respect of gaming machines at the premises becomes null and void. A new notification or permit will need to be sought by the new holder of the premises licence (under the Licensing Act 2003) before gaming machines may be lawfully provided at the premises.

Please be advised that the licence does not override any restrictions on trading hours etc. that may apply to the premises in respect of planning permission and/or Sunday trading & etc.

The terms, conditions and restrictions of the licence must be complied with whenever the premise is used for licensable activities. Failure to comply with the licence is a criminal offence with, on conviction, a maximum fine of £20,000 and/or up to 6 months imprisonment.

The Licensing Enforcement Team advise as follows

In order to support premises in meeting the conditions of their licence, the Licensing Authority has produced material such as training guidance, leave quietly signs, refusals book, which can be found on the Enfield website by following this link:

http://www.enfield.gov.uk/downloads/download/2316/compliance_documents

Please print the material relevant to the conditions and use in accordance with your licence.

Please be advised that a premises licence lapses if the holder of the licence : dies; becomes a person who lacks capacity (within the meaning of the Mental Capacity Act 2005) to hold the licence; becomes insolvent; is dissolved; or if it is a club, ceases to be a recognised club. An individual becomes insolvent on : the approval of a voluntary arrangement proposed by him; being adjudged bankrupt or having his estate sequestrated; or entering into a deed of arrangement made for the benefit of his creditors or a trust deed for his creditors. A company becomes insolvent on : the approval of a voluntary arrangement proposed by its directors; the appointment of an administrator in respect of the company; the appointment of an administrative receiver in respect of the company; or going into liquidation.

The licence, or a certified copy of it, must be kept on the premises at all times and must be produced on request to any authorised officer. The summary of the licence must be prominently displayed within the premises.

The London Fire Brigade advise as follows :

The issue of capacity should be addressed in the fire risk assessment for the premises use. This does not mean that every premises must have a capacity figure. There should be evidence however that the responsible person has considered the number of persons who can be safely evacuated through the available exits.

A safe capacity figure will be expected in the following circumstances:

- (1) in premises that could potentially become overcrowded; for example bars, pubs, clubs, and other places of public assembly :
- (2) where an engineered solution or BS 9999 has been used to increase capacity;
- (3) where capacity is risk-critical; for example where the premises use has a higher occupancy factor than that which the building was designed for.

Where applicable, capacity should normally be inclusive of staff and performers. Management should be able to demonstrate a realistic method of controlling capacity.

Should you wish to change the operation of the premises in the future by adding new licensable activities or by changing the hours or removing conditions then you will need to apply for a variation of the licence. Please contact us for further advice.

You must notify the licensing authority of any change in the name and/or address of either the premises licence holder or the designated premises supervisor.

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

Please be advised that if you are playing music in your business – to staff or customers – it is a legal requirement to obtain permission from the copyright holders. Two organisations exist to help make sure you are correctly licensed to play the music you want. PPL collects royalties on behalf of performers and record companies. PRS for Music collects royalties on behalf of songwriters, composers and music publishers. In most instances, a licence from both organisations is needed to ensure all copyright holders are correctly paid for the use of their music. If you play music in your business, please contact PPL and PRS for Music to obtain the right licences for you. Please visit ppluk.com and prsformusic.com for more information on music licensing or call PPL on 020 7534 1095 and PRS for Music on 0800 068 4828.

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

If you require any further information, please do not hesitate to contact me.

Yours sincerely

A handwritten signature in blue ink, appearing to be 'EG', with a horizontal line extending to the right.

Ellie Green
Principal Licensing Officer

Licensing Act 2003

PART A – PREMISES LICENCE

Granted by the London Borough of Enfield as Licensing Authority

Premises Licence Number : LN/201500123

Part 1 – Premises Details

Postal address of premises :

Premises name : The Winchmore

Telephone number : Not provided

Address : 235 Winchmore Hill Road LONDON N21 1QA

Where the licence is time-limited, the dates : Not time limited

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

(1) Open to the Public - Whole premises

Sunday :	09:00 - 23:30
Monday :	09:00 - 23:30
Tuesday :	09:00 - 23:30
Wednesday :	09:00 - 23:30
Thursday :	09:00 - 23:30
Friday :	09:00 - 23:30
Saturday :	09:00 - 23:30

New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

(2) Supply of Alcohol - On & Off Supplies

Sunday :	10:00 - 23:00
Monday :	10:00 - 23:00
Tuesday :	10:00 - 23:00
Wednesday :	10:00 - 23:00
Thursday :	10:00 - 23:00
Friday :	10:00 - 23:00
Saturday :	10:00 - 23:00

New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

(3) Live Music - Indoors

Sunday :	09:00 - 23:00
Monday :	09:00 - 23:00

Tuesday :	09:00 - 23:00
Wednesday :	09:00 - 23:00
Thursday :	09:00 - 23:00
Friday :	09:00 - 23:00
Saturday :	09:00 - 23:00
New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.	

(4) **Recorded Music - Indoors**

Sunday :	09:00 - 23:00
Monday :	09:00 - 23:00
Tuesday :	09:00 - 23:00
Wednesday :	09:00 - 23:00
Thursday :	09:00 - 23:00
Friday :	09:00 - 23:00
Saturday :	09:00 - 23:00
New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.	

(5) **Performance of Dance - Indoors**

Sunday :	09:00 - 23:00
Monday :	09:00 - 23:00
Tuesday :	09:00 - 23:00
Wednesday :	09:00 - 23:00
Thursday :	09:00 - 23:00
Friday :	09:00 - 23:00
Saturday :	09:00 - 23:00
New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.	

(6) **Late Night Refreshment - Indoors**

Sunday :	-
Monday :	-
Tuesday :	-
Wednesday :	-
Thursday :	-
Friday :	-
Saturday :	-
New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.	

Part 2

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

Name : Celtic Cross Ltd

Telephone number : Not provided

e-mail : Not provided

Address : 21 Hobsons Place, Daplyn Street, London, E1 5HH

Registered number of holder (where applicable) :

08844402

Name and (registered) address of second holder of premises licence (where applicable) :

Name : Not applicable

Telephone number :

Address :

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

Name : Mr Mark James Walsh

Telephone number : Not provided

e-mail : Not provided

Address : The Winchmore, 235 Winchmore Hill Road, LONDON, N21 1QA

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

Personal Licence Number : PERS - LIC / 2148

Issuing Authority : London Borough of Camden

Premises Licence LN/201500123 was first granted on 13/05/2015.

Signed : 

Date : 2nd November 2015

**for and on behalf of the
London Borough of Enfield
Licensing Unit, Civic Centre, Silver Street, Enfield EN1 3XH
Telephone : 020 8379 3578**

Annex 1 - Mandatory Conditions

- 1. No supply of alcohol may be made under the premises licence : (a) At a time when there is no designated premises supervisor in respect of the premises licence; or (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.**
- 2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.**
- 3. Where the licence includes a condition that individuals are required to carry out any security activity at specified times at the premises each individual must be licensed by the Security Industry Authority.**

Annex 2 - Conditions consistent with the Operating Schedule

- 4. 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.**
- 5. An alarm system shall be installed operated and maintained at the premises.**
- 6. The car-park shall be locked no later than 30 minutes after closing time to prevent members of the public parking in the car park after the premises has closed.**
- 7. Litter bins and wall mounted ashtrays shall be provided outside the premises.**
- 8. Staff shall actively discourage patrons from congregating around the outside of the premises, except in the designated smoking area, after 23:00.**
- 9. At least six prominent, clear and legible notices shall be displayed throughout the premises, including all toilets warning customers that drug use will not be tolerated**
- 10. The premises shall operate the Local Authority or similar proof of age scheme and display the relevant material. Only passport, photographic driving licences and ID with the P.A.S.S. logo (Proof of Age Standards Scheme) may be accepted.**
- 11. Children under 18 years over shall only be permitted on the premises up until 21:00 and if they are accompanied by an adult.**
- 12. A member of staff (which may include a door supervisor) shall monitor the car park at regular intervals during the 30 minutes prior to the premises closing time on Friday and Saturday nights to ensure customers leave the car park quietly.**

- 13. All external doors and windows to be kept closed but not locked during regulated entertainment except for access and egress.**
- 14. Prominent, clear and legible notices shall be displayed at all public exits from the premises and in the car park requesting customers to respect the needs of local residents and leave the premises and area quietly.**
- 15. All visiting performers providing live or recorded music at the premises shall be briefed prior to events taking place with regard to the premises licence conditions relating to noise and the use of the sound limiter. They must sign a booking form / protocol confirming they have been informed of and understand the terms of use. These booking forms / protocols must be kept for six months and must be made available to an authorised officer of the Council or police, upon request. If regular performers are employed this can be done on a monthly basis with times and dates being specified on the booking form / protocol.**
- 16. No speakers shall be positioned anywhere on the ground floor that has a glass roof.**
- 17. No speakers shall be positioned in the outside areas.**
- 18. A Dispersal Policy, to be provided to the local police and local authority, shall be implemented forthwith and an up-to-date copy shall be provided to the local authority.**
- 19. A digital CCTV system must be installed in the premises complying with the following criteria: (1) Cameras must be sited to observe the entrance and exit doors both inside and outside, including the car park and all floor areas open to the public; (2) Cameras on the entrances must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification; (3) Cameras overlooking floor areas should be wide angled to give an overview of the premises; (4) Cameras must capture a minimum of 16 frames per second; (5) Be capable of visually confirming the nature of the crime committed; (6) Provide a linked record of the date, time, and place of any image; (7) Provide good quality images - colour during opening times; (8) Operate under existing light levels within and outside the premises; (9) Have the recording device located in a secure area or locked cabinet; (10) Have a monitor to review images and recorded picture quality; (11) Be regularly maintained to ensure continuous quality of image capture and retention; (12) Have signage displayed in the customer area to advise that CCTV is in operation; (13) Digital images must be kept for 31 days; (14) Police or authorised local authority employees will have access to images at any reasonable time; (15) The equipment must have a suitable export method, e.g. CD/DVD writer so that the police can make an evidential copy of the data they require. This data should be in the native file format, to ensure that no image quality is lost when making the copy. If this format is non-standard (i.e. manufacturer proprietary) then the manufacturer should supply the replay software to ensure that the video on the CD can be replayed by the police on a standard computer. Copies must be made available to Police or authorised local authority employees on request.**

- 20. The duties of staff will include the supervision of persons leaving and entering the premises to ensure that this is achieved without causing nuisance to local residents.**
- 21. A written or electronic record of refused sales shall be kept on the premises and completed when necessary. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.**
- 22. All staff shall receive induction and refresher training (at least every three months) relating to the sale of alcohol and the times and conditions of the premises licence.**
- 23. 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.**
- 24. The management shall make subjective assessments of noise levels outside at the perimeter of the premises approximately half hourly from 20:00 until close, whilst regulated entertainment is provided to ensure that noise from the premises does not cause a disturbance to local residents. Records shall be kept of the times, dates and any issues discovered. These records shall be kept for one year. Records must be made available to an authorised officer of the Council or police, upon request. Where monitoring by staff identifies that noise from the premises is audible at the perimeter, measures shall be taken to reduce this i.e. turning volume down.**
- 25. All refuse and bottles shall be disposed of in bins quietly so as not to disturb neighbours or local residents. There shall be no disposal of glass bottles outside between 22:00 and 08:00.**
- 26. Toilets at the premises shall be checked for any sign of drug use every two hours from 19:00 until closing time. A record shall be kept of the times, dates and any issues discovered. These records shall be kept for 28 days.**
- 27. An external area shall be designated for the use of smokers from 22:00 until closing time. There shall be no more than 10 persons using this designated area during these times. The designated area shall be adequately supervised by staff to control the number and behaviour of patrons so as to not cause noise nuisance. Notices shall be displayed in the area specifying the terms of its use and asking patrons to respect the needs of local residents and to use the area quietly. No alcoholic drinks or glass containers shall be taken into the designated smoking area during these times. A plan showing the location of this area shall be provided to Licensing Team within 7 days.**
- 28. The seating in the external area to the front of the premises shall not be used after 19:00.**
- 29. The external area at the rear of the premises shall not be used after 22:00 except for the designated smoking area.**

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

Not applicable

Licensing Act 2003**PART B – PREMISES LICENCE SUMMARY**

Granted by the London Borough of Enfield as Licensing Authority

Premises Licence Number : **LN/201500123**

Part 1 – Premises Details

Postal address of premises :

Premises name : **The Winchmore**

Telephone number : **Not provided**

Address : **235 Winchmore Hill Road LONDON N21 1QA**

Where the licence is time-limited, the dates : **Not time limited**

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

(1) Open to the Public - Whole premises

Sunday :	09:00 - 23:30
Monday :	09:00 - 23:30
Tuesday :	09:00 - 23:30
Wednesday :	09:00 - 23:30
Thursday :	09:00 - 23:30
Friday :	09:00 - 23:30
Saturday :	09:00 - 23:30
New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.	

(2) Supply of Alcohol - On & Off Supplies

Sunday :	10:00 - 23:00
Monday :	10:00 - 23:00
Tuesday :	10:00 - 23:00
Wednesday :	10:00 - 23:00
Thursday :	10:00 - 23:00
Friday :	10:00 - 23:00
Saturday :	10:00 - 23:00
New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.	

(3) Live Music - Indoors

Sunday :	09:00 - 23:00
Monday :	09:00 - 23:00
Tuesday :	09:00 - 23:00
Wednesday :	09:00 - 23:00

Thursday :	09:00 - 23:00
Friday :	09:00 - 23:00
Saturday :	09:00 - 23:00
New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.	

(4) **Recorded Music - Indoors**

Sunday :	09:00 - 23:00
Monday :	09:00 - 23:00
Tuesday :	09:00 - 23:00
Wednesday :	09:00 - 23:00
Thursday :	09:00 - 23:00
Friday :	09:00 - 23:00
Saturday :	09:00 - 23:00
New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.	

(5) **Performance of Dance - Indoors**

Sunday :	09:00 - 23:00
Monday :	09:00 - 23:00
Tuesday :	09:00 - 23:00
Wednesday :	09:00 - 23:00
Thursday :	09:00 - 23:00
Friday :	09:00 - 23:00
Saturday :	09:00 - 23:00
New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.	

(6) **Late Night Refreshment - Indoors**

Sunday :	-
Monday :	-
Tuesday :	-
Wednesday :	-
Thursday :	-
Friday :	-
Saturday :	-
New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.	

Part 2

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

Name : Celtic Cross Ltd
Address : 21 Hobsons Place, Daplyn Street, London, E1 5HH

Registered number of holder (where applicable) : 08844402

Name and (registered) address of second holder of premises licence (where applicable) :

Name : Not applicable
Address :

Name of designated premises supervisor (where the licence authorises the supply of alcohol) : Mr Mark James Walsh

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

Premises Licence LN/201500123 was first granted on 13/05/2015.

Date : 2nd November 2015

**London Borough of Enfield
Licensing Unit, Civic Centre, Silver Street, Enfield EN1 3XH
Telephone : 020 8379 3578**



Annex 1 – Mandatory Conditions

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

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

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

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either -

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

7. The responsible person must ensure that –

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

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

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

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

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

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

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

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

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

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

Where -

(i) P is the permitted price,

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

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

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

(i) the holder of the premises licence,

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

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

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

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

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

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

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

Supply of alcohol under a Club Premises Certificate

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

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

Supply of alcohol from community premises

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

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

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

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

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

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

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WJ/216014093

462839010147
2315.00

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

IN MARK WALSH
(Insert name(s) of applicant)

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

Premises licence number	LN/201500123
-------------------------	--------------

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
THE WINCHMORE 235 WINCHMORE HILL RD WINCHMORE HILL LONDON N21 1QA			
Post town	WINCHMORE HILL	Postcode	N21 1QA

Telephone number at premises (if any)	0208 88 66 389
Non-domestic rateable value of premises	£ 49,500

Part 2 – Applicant details

Daytime contact telephone number	0208 88 66 389
E-mail address (optional)	MARK@WINCHMORE.ME
Current postal address if different from premises address	/
Post town	
Postcode	



Premises Licence Seen

[Signature]
20/5/16

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

Yes

No

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

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

I WOULD LIKE TO EXTEND OUR OPENING HOURS BY ONE HOUR ON FRIDAYS + SATURDAYS. I PROPOSE TO OPEN OUR KITCHEN LATER (UNTIL 10.30PM) AS WE ARE A FAMILY FRIENDLY PUB WE WOULD LIKE TO ALLOW CHILDREN TO STAY ON THE PREMESIS UNTIL 10PM IF THEY ARE DINING WITH ADULTS. WE WANT TO SERVE ALCOHOL THROUGHOUT THE PREMESIS UNTIL 12PM ON FRIDAYS + SATURDAYS. IF THERE IS A PARTY OR COMMUNITY EVENT IN OUR FUNCTION ROOM WE WOULD LIKE CHILDREN TO BE ABLE TO REMAIN IN THE PRIVATE EVENT FOR THE DURATION OF THE EVENT. WE WOULD ALSO LIKE MUSIC TO BE PLAYED DURING THE EXTENDED HOUR OF SERVICE.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

Part 4 Operating Schedule

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

Provision of regulated entertainment

Please tick all that apply

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

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

Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Thur					
Fri	09.00	20.00	<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 5) WE HAVE NO PLAN TO HOST PERFORMANCES OF PLAYS CURRENTLY BUT SHOULD THE COMMUNITY WISH TO DO SO AT SOME STAGE WE WOULD LIKE TO HAVE THE CAPACITY TO DO SO.		
Sat	09.00	00.00			
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed					
Thur			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Fri	09.00	00.00			
Sat	09.00	00.00	Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun					
			WE HAVE NO PLANS TO SHOW FILMS CURRENTLY BUT SHOULD THE COMMUNITY WISH TO HOST A FILM EVENT WE WISH TO HAVE THE CAPACITY TO DO SO.		

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Tue					
			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Wed					
Thur					
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the performance of live music (please read guidance note 4)		
Wed					
Thur					
Fri	09.00	00.00	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	09.00	00.00			
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3) WE HAVE RECORDED MUSIC PLAYING INDOORS EVERY DAY WE ARE OPEN .		
Tue					
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
	09.00	00.00			
Sat	09.00	00.00			
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5)		
	09.00	00.00			
Sat					
	09.00	00.00			
Sun					

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)</p>			<p>Please give a description of the type of entertainment you will be providing LIVE BAND DJ.</p>		
Day	Start	Finish	<p>Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)</p>	Indoors	<input checked="" type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
Tue			<p>Please give further details here (please read guidance note 3)</p>	Both	<input type="checkbox"/>
Wed					
Thur					
Fri			<p>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)</p>		
	09.00	00.00			
Sat			<p>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)</p>		
	09.00	00.00			
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take <u>place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5)		
	23.00	00.00			
Sat					
	23.00	00.00			
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<p>State any seasonal variations for the supply of alcohol (please read guidance note 4)</p> <p>WE WOULD LIKE TO SERVE ALCOHOL ON THE PREMESIS DURING THE EXTENDED HOUR ON SAT + FRIDAY .</p> <p>WE HAVE AN OFF-SALE LICENCE + WE WOULD LIKE TO EXTEND THE SALE OF OFF-SALE ALCOHOL BY ONE HR TOO .</p> <p>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)</p>		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
	10:00	00:00			
Sun					
	10:00	00:00			

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon			<p>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)</p>
Tue			
Wed			
Thur			
Fri			
Fri	9.00	00.30	
Sat			
Sat	9.00	00.30	
Sun			

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

Please tick as appropriate

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

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

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)

[Empty box for general licensing objectives]

b) The prevention of crime and disorder

WE WILL NOT ALLOW PEOPLE TO CONGRIGATE OUTSIDE THE PREMESIS AFTER THEY LEAVE .
ENFORCE 'AGE 25' AT ALL TIMES .
WE WILL NOT SERVE PEOPLE WHO ARE TOO DRUNK .
E

c) Public safety

WE WILL ENFORCE ~~AGE 21~~ 'CHALLENGE 25'

d) The prevention of public nuisance

WE WILL ASK PEOPLE TO RESPECT OUR NEIGHBOURS + TO LEAVE QUIETLY .
WE WILL HAVE A MEMBER OF OUR TEAM OUTSIDE WHEN PEOPLE ARE LEAVING .
WE WILL ASK TAXIS TO PULL INTO THE CAR PARK .

e) The protection of children from harm

[Empty box for protection of children from harm]

Checklist:

Please tick to indicate agreement

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

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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.

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 11). **If signing on behalf of the applicant, please state in what capacity.**

Signature	<i>Mark Wath -</i>
Date	<i>18 - 5 - 16</i>
Capacity	<i>PREMESIS LICENCE HOLDER</i>

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

*THE WINCHMORE
235 WINCHMORE HILL ROAD*

Post town	<i>SOUTH GATE</i>	Post code	<i>N21 1QA</i>
Telephone number (if any)	<i>0208 886 6389</i>		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

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FPO1

Page 75

R. Flecker.

W/N 201500123

3 RORPSWZY PRA

N21 150
0205 866 7694
20-5-16

Dear Sir

I have just read an application from 235 Winchester Hill Road for an extension of hours for Sat/ Mid night from 11PM till Mid night with live music, with promises there would be no one in the garden after 10PM (yet he is just had a lot more seats put in the garden for his customers) and all customers would be over 28 years old.

We have been through this nightmare before and with the same promises (but it didn't happen)

Between 11:01 and 12:01 AM we had a cat doo staining the road as they were using the place as a toilet, stinking the place out. We had to call the police to get rid of them.

This is a residential area and we live about 20ft from the pub. my neighbours each have babies

By law we are entitled to quiet after 11 PM, so after this time I will be calling the police. if there is any noise

Please find enclosed a copy the local paper. 21-9-11 when the previous owners were turned down

extentions
The judge did state as it was a residential area he should not have been given a extension in the first place.

LONDON BOROUGH OF ENFIELD
RECEIVED
23 MAY 2016
ENVIRONMENT &
STREET SCENE

Yours Sincerely
R. Peck

Post.

Winchmore ADVERTISER &

WEDNESDAY SEPTEMBER 21 2011

Visit our website at www.winchmoreadvertiser.com

BITTER BLO

Opening hours cut as pub loses licence re

By Lee Husson

A WINCHMORE HILL pub has lost a fight to keep its late licence after magistrates upheld the council's decision to scale back its opening times.

From now on, Willow, in Winchmore Hill Road, will be forced to close its doors at 11pm on Friday and Saturday nights after residents complained about loud music from the bar and noise from customers leaving, including shouting, screaming, and car horns.

The case was originally brought before Enfield Council in a review of Willow's licence in September last year after residents complained about revellers leaving the bar and restaurant at its 12.30am closing time. The review set new conditions for licensees Phidias and Simis Kouttis to move the closing time back to 11pm over the weekend.

They appealed against the decision, but their case was dismissed at Enfield Magistrates' Court.

Agreeing with the council's licensing committee's decision, judge Tim Daber said: "The local authority has demonstrated itself to



Noisy neighbour: Complaints were made about patrons of Willow, in

have taken a proportionate response. It may be that limiting the hours will not abate the problems completely, but it will bring dispersal problems forward to a time before many residents have retired to bed.

"Residents have for a long time been used to having a public house in the area, but not a late-night

entertainment venue. I am unable to say that the licensing authority was wrong. Indeed, while I am not required to go this far, it seems to me on the evidence I have heard that it was right."

The judge also awarded the council £21,000 in costs.

Chris Bond, Enfield Council's

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Representation from IP2/1

-----Original Message-----

From: Antigone Georgiadou [<mailto:noniecg@hotmail.com>]

Sent: 16 June 2016 10:31

To: Licensing; Ellie Green; Charlotte Palmer

Subject: The Winchmore

Dear Licensing Team

I write to object to the application of the Winchmore to extend their licence/opening hours and this is only based on the issues we have witnessed since the winch more reopened a year ago.

From the beginning 9April 2015 at the meeting at the King's Head pub) , we were assured by the owners Mark and Eimear that they want a community pub and want to attract the locals and therefore will not be re applying for a licence to extend their hours in the future. They advised that they wanted to use the room upstairs Instead the have had many TENS evenings whereby they have held parties upstairs in the function rooms which has caused us, us the immediate neighbours (living directly opposite) a great amount of frustration and stress, similar to what we experience when the willow was there.

I have made numerous complaints on these evenings when the noise nuisance was undeniably heard from across the road and in our property.

I often called the noise team, who did on one occasion come out and witness a group of youngsters who were drunk outside my house and running up and down the road. on this occasion I even saw the owner MARK trying to assist this young girl. But why were these kids allowed to get into this state in the first place?

Following from this, I recently called the Noise team to report further Noise nuisance when the Winchmore were celebrating their one year anniversary and once again I could hear the music from my house. I called the noise team and 10 pm and was told they would be out within the hour. My call back was at 5 minutes to midnight when the pub had just closed and the Nosie had therefore ceased. During these two events there have been further incidents (on the TENS evenings where there was quite clearly a noise nuisance from the customers of the pub. I wrote to the council but was told that my complaints were unsubstantiated due to the fact the council would not witness the noise.

The owners, have made promises about caring about the community yet on the first birthday celebrations held a party in their function room and did not consider the noise emanating from the pub on that evening. So where was the consideration for the local residents who are constantly exposed to this kind of nuisance every time the pub are having a party.

The owners held a meeting a few weeks back to inform the residents that they would be applying to extend their licence, the reason being is that people are more likely to book their function room if the hours are longer. They also told us that they had been encouraged by the council to apply for a 7-day licence - something the Council had since told me does not in fact exist. It is clear the owners are trying to manipulate the residents into believing certain things about the type of establishment they want to run, but by increasing their hours, it is encouraging the wrong kind of people into our street and will eventually become like the kings head (young crowd after certain hours, that loiter on the street after closing), we have already witnessed this from the Winchmore on the occasions they have held parties in their function rooms, but we have put up with it knowing that that they would be finishing by 11/12.

If you look at their bookings, their current hours have not deterred people from booking their parties, and they have held many there in their short time that they have been open. More recently they have held parties on most Saturday and Sunday afternoons that have gone on until late. . It is

unfair to keep putting us through this every time a new business opens and while I understand my previous complaints could not be acted upon, at the same time, It does not mean that no nuisance was caused.

If the hours are extended, not only will this continue to effect our quality of life because it will disturb our sleep and we should not have to be driven out of our houses during the hours of these parties just to get some peace.

If the owners wanted a function room to hold parties and increase their profits, they should have invested in a business in a central area and not a residential area where residents have had issues in the past. They also knew the history of the Willow and made promises around not creating the same again. They may not have opened up a wine bar, but they are having regular events/parties there that are causing just as much nuisance to us neighbours.

Given the amount of times I have reported noise nuisance from the winch more, the noise team have not prorated it to come out any quicker than what they normally would.

I was recently advised by the noise officer that this is possible given the history of the premises and my frequent complaints, however this was still not arranged.

It is clear that the people mostly affected are those living immediately around the pub; residents who live further away would probably not be subjected to the level of Nosie that we have to endure.

I therefore ask that you take our appeal into consideration as the Winchmore pub is having a detrimental affect on our lives as a result of the late functions they are holding upstairs.

I have attached some copies of my previous complaints.

Kind Regards

Antigone Georgiadou

250 Winchmore Hill Road

N21

Email 1:

-----Original Message-----

From: Antigone Georgiadou [<mailto:noniecg@hotmail.com>]

Sent: 19 July 2015 17:19

To: Ellie Green

Subject: Winchmore pub parking

Dear Ellie

We live at 250 Winchmore hill road, and this picture is a typical example of what the outside of our house looks like.

These cars are parked just after the roundabout which causes quite a bit of traffic on the road as cars on this lane are blocked and have to wait for the other lane to be clear in order to drive around these cars.

It's also a huge blind spot for us when we are trying to get out of our drive. Yesterday I was shouted abuse at because I was carefully backing out of my drive (due to cars on both side of my drive) and this required cars from both lanes to stop.

This is happening pretty much everyday and it's not only in the afternoon and evening.

Sometimes these cars stay parked there until the next day and therefore causing the same issues first thing in the morning.

When we attended the meeting back in April, the owners of the pub told us that parking SHOULD NOT be an issue as they were aiming to attract locals who would not need to drive to the pub. While I can understand that they can't anticipate where their customers would be coming from, it's really unfair for us to have to live like this. We struggle to everyday to get out of our drive Our visitors have nowhere to park as the immediate area is full of the cars of the winchmore customers.

Surely there is something that can be done to stop them parking outside our properties without us being penalised by yearly fees.

Kind regards

Ms Georgiadou



Email 2:

On 21 Jul 2015, at 10:09, Charlotte Palmer <Charlotte.Palmer@enfield.gov.uk> wrote:

Dear Ms Georgiadou,

I write in response to the email you sent Ellie Green regarding parking outside The Winchmore. Unfortunately parking is not something that can be dealt with by the Licensing Enforcement Team. There is already different legislation that deals with parking violations and we are unable to duplicate this by adding conditions to a licence.

I have cc'd this email on to the Head of Parking who will be able to advise you further on how to deal with parking issues.

If there are issues with cars parking illegally then I am aware that this can be reported in the following way:

Monday - Friday: 9am-5pm

Please contact the Customer Service Center on 020 8379 1000

Outside of the above hours:

020 8443 0602

Regards

Charlotte Palmer

Licensing Enforcement Officer

Email 3:

-----Original Message-----

From: Antigone Georgiadou [<mailto:noniecg@hotmail.com>]

Sent: 09 August 2015 01:15

To: Charlotte Palmer

Subject: Re: Winchmore pub parking [SEC=PROTECT:INVESTIGATION]

Dear Charlotte

It is now 1;11am and I have been disturbed by the large crowd of people emanating from the Winchmore pub.

It appears the upstairs has been converted to a function room, so much for the 'yoga studio' they mentioned at the residents meeting.

People are hanging around in the streets. Screaming and shouting. This is no different to the willow crowd.

I will send another email with a video I have taken at 1;05am.

This is really frustrating as it feels like we were tricked into giving the winchmore the go ahead.

Are they not meant to control the noise from their premises? Why are the crowd allowed to hang around in their car park and on the street and the noise levels not controlled ?

Kind regards

Antigone

Email 4:

On 13 Aug 2015, at 16:09, Charlotte Palmer <Charlotte.Palmer@enfield.gov.uk> wrote:

Dear Antigone,

Thank you for your email and video clip. I am sorry to hear that the event disturbed you and shall speak to the Manager of the premises about this.

On this occasion the Manager had submitted a Temporary Event Notice to extend the licensed hours for an event so hopefully it will be a one off.

If the issues do reoccur please contact Enfield Council Out of Hours Noise Team work Friday and Saturday nights from 21:00 - 03:00. The team can be contacted via 0208 379 1000 (select option 2 for emergency / out of hours calls).

Regards Charlotte Palmer

Email 5:

From: noniecg@hotmail.com

Subject: Re: Winchmore pub parking [SEC=PROTECT:INVESTIGATION]

Date: Sun, 13 Sep 2015 00:06:11 +0100

To: Charlotte.Palmer@enfield.gov.uk

Dear Charlotte.

Could you please let me know whether the pub had applied for another event notice and for their licensing hours to be extended for tonight (Saturday 12th September) ?

The reason I ask is because once again I can hear the music from my bedroom and can hear the crowd outside socialising.

I will be calling the noise team if it continues (although I'm pretty sure they won't come out before the music stops) for much longer as once again I can't sleep and this is extremely frustrating as the stress of this noise is contributing to my health Condition.

Can we not be notified when they apply to extend their licensing hours in the future ?

Kind regards

Ms Georgiadou

Email 6:

From: noniecg@hotmail.com

Date: Sat, 26 Sep 2015 01:10:43 +0100

Subject: The Winchmore part 3

To: Charlotte.Palmer@enfield.gov.uk

Dear Charlotte,

As you can see, for the third week they have been granted the TENS, once again myself and my family have been kept up until they well past 1 O'clock.

I don't know how much the council expects us to put up with before any remedial action is taken to prevent this sort of noise at these hours.

The managers of the pub are clearly not concerned about the level of noise or numerous complaints that we "the community " are making as a result of their "not like the willow" pub - which is almost as bad as the willow.

Surely you can't require any more evidence. I have provided you with enough evidence over the weeks to take some kind of preventative measures to protect the community.

I look forward to hearing from you Kind regards Antigone

Email 7:

On 5 Oct 2015, at 15:09, Charlotte Palmer

<Charlotte.Palmer@enfield.gov.uk<mailto:Charlotte.Palmer@enfield.gov.uk>> wrote:

Dear Antigone

Thank you for your email and the video clips you sent me. The video of the music does concern me so I have again tasked officers to visit during future events, this time earlier in the evening rather than at closing time (they have previously been tasked to visit at closing time to see if they witnessed any dispersal noise). If the music is loud again please do call the noise team as soon as possible as this needs to be witnessed independently.

I have made the Manager aware that a resident has made a further complaint. They have told me that they want to have a good relationship with their neighbours so intend to make contact with people living nearby to discuss any concerns local residents may have. They do not know who has made the complaint.

As your complaints relate to times when temporary event notices (TEN) are in place I may be able to object to future TENS if officers witness issues themselves but I have no evidence to review their normal premises licence. Officers have carried out observations during TENS but their notes have not raised any concerns as yet.

I appreciate that this is not what you want to hear.

Anyone can submit a review application and I have attached an application and guidance notes for you should you wish to look into doing this yourself.

Regards

Charlotte Palmer

Email 8:

From: noniecg@hotmail.com

Subject: Re: Winchmore [SEC=PROTECT:INVESTIGATION]

Date: Mon, 5 Oct 2015 17:16:14 +0100

To: Charlotte.Palmer@enfield.gov.uk

Dear Charlotte

Thank you for your email.

I appreciate that the matter is being taken seriously and that I need to call the noise team.

I did ring the noise team on this occasion, as soon as I could hear the disturbance, however as it was so close to midnight it was inevitable the team would not make it out in time.

I would however like to state that there was no noise or disturbance once the music stopped; There were no crowds of people congregating in the car park/ street being rowdy. It was really only the music on this occasion but that had stopped at midnight.

What I'm puzzled at is if u could hear that music at the back of my house, could the staff in the pub not hear it and keep it under control ?

Also, do they not have any policies in place on how to control the noise levels of their crowd while they are waiting for cabs?

While I can understand they want to have a good relationship with the neighbours, should they not have some preventative measures in place to ensure that they are not causing their neighbours any nuisance ?

Given the amount of times I have had to write in over the last few weeks, I would have thought that they would have addressed the issues so not to be repeated on further TENS nights.

Would you be able to tell me when the next ones are planned for please

Thank you for your help

Kind regards
Antigone

Email 9:

From: noniecg@hotmail.com
Date: Mon, 2 Nov 2015 07:29:43 +0000
Subject: 00.19 am - Sunday
To: Charlotte.Palmer@enfield.gov.uk

Dear charlotte. I know these videos are not very clear but this is evidence that every time there is a TENS we are affected by it. The noise team came out just after all of this but managed to witness a bunch of kids outside my house trying to nurse one of their friends who was quite seriously drunk. Your colleagues said they would report back to you on Monday but did not witness the music as this had stopped just before they arrived. I'd also like to let you know that the managers of the winchmore came knocking on our doors last night, asking if we had any issues with the pub. I was honest with them and told them that Everytime there is a tens we are subjected to the music and then the crowd out in the street. They told me they care about their neighbours and the business is their livelihood. If this was the case then why wait for the noise team to come out before they come and knock on our doors to see if we have any issues. I've reported them to you a few times recently and this was the first time they had come to check with the neighbours and I suspect this is because they had seen the council turn up just at the time as the girl was sick. They explained to me that this party wasn't theirs and it was a private party, this has no bearing on the situation as it still occurred as a result of their TENS- and as far as I'm concerned it's still their responsibility. While I understand they have no control over drinking and rowdiness, we do not need to be subjected to noise nuisance and shouting so late at night. When they don't have their TENS there is no issue apart from the parking. They also told me that when they have their these extended hours they come out on the street to see if they can hear the music, and they haven't so far. This is a complete lie. On Saturday night you could hear their DJ quite clearly and feel the thumping in my house. I could also hear the kids outside very clearly without even having to open my window. If you're already asleep while this is going on, it may not affect you. However, if you're trying to get to sleep, it's impossible I tilt he crowd has cleared and music stopped. This needs to be taken seriously, I've sent in numerous videos now Thanks for your help. I look forward to hearing from you Kind regards Antigone

Email 10:

From: noniecg@hotmail.com
Date: Sun, 8 Nov 2015 00:52:17 +0000
Subject: 00.30am.
To: Charlotte.Palmer@enfield.gov.uk

Dear charlotte. I'm disappointed that I haven't had a response to the emails I sent you from last weekends noise nuisance. Being as the noise team came out and witnessed a serious incident that took place outside my house, I'm quite surprised I've heard nothing from the licensing department regarding what we are having to endure by allowing the winchmore these consecutive TENS licensees Attached is yet another video taken at 12:30 of a car parked in the winchmore car park with a very heavy base. Following this, I would also like to report the groups of people loitering outside the pub waiting for their cabs, lifts or just generally hanging around outside in the garden being really noisy and rowdy. This surely cannot be acceptable in a residential area Myself and my family have had enough of this regular occurrence pretty much on every weekend and the fact the

council seems to not be acknowledging that there is a problem. Lay Sunday , the two owners of the winchmore came knocking on our doors, asking the residents for feedback on the pub and if there are any issues. This was more of an attempt on their part to try and identify the source who has been making reports to the council as they spent most of the time defending the pub and telling me that it was their livelihood and that no other resident, but one, has had any complaints. It shouldn't make a difference how many people are or are not complaining. Even if it is having a detrimental affect on one persons life, I deem that sufficient and serious enough for the council to take it seriously. She also told me that her 4 year old sleeps there every even. That may be the case and if he is sleeping through the noise the great, however, we are continuing to suffer as a result of these late licenses that the council of agreeing to and it is frustrating and impact on our health now due to the fact that we can't sleep until everyone has gone. This is a serious problem and I am sick and tired of having to email you every weekend when this is occurring. I expect something to be done about this and if you can't help then at least acknowledge my emails please and offer some advice. Kind regards Antigone

Email 11:

From: noniecg@hotmail.com
 Subject: Winchmore pub 04.06.2016
 Date: Sun, 5 Jun 2016 01:04:13 +0100
 To: Ellie.Green@Enfield.gov.uk
 CC: Charlotte.Palmer@enfield.gov.uk

<[https://www.icloud.com/attachment/?u=https://cvws.icloud-content.com/B/AVeMKzTKjP_VDB6gTt2mAVgkgZNAUKSrNoVRaEh8kb-4_ofQxpQStrX/\\$%7bf%7d?o%3DAhmq1nGrtNswBMS0CEaMMSmM5t-INGdBwfc99qa0Bdur%26v%3D1%26x%3D3%26a%3DBf6p_mjf2MhLA6s6NAEA_wHIAP9IfMpZ%26e%3D1467677414%26k%3D\\$%7buk%7d%26fl%3D%26r%3DB1A0835E-88C0-4160-BED7-AA00058CA849-1%26ckc%3Dcom.apple.largeattachment%26ckz%3D4A2FE5F2-F4B3-43D4-BE40-2E668167194A%26p%3D13%26s%3DIAX0sTBI3h6JUXtKk_cUbL-SstY&uk=9BaY14AJHdRLDXMgBktq6g&f=IMG_0746.MOV&sz=53099401](https://www.icloud.com/attachment/?u=https://cvws.icloud-content.com/B/AVeMKzTKjP_VDB6gTt2mAVgkgZNAUKSrNoVRaEh8kb-4_ofQxpQStrX/$%7bf%7d?o%3DAhmq1nGrtNswBMS0CEaMMSmM5t-INGdBwfc99qa0Bdur%26v%3D1%26x%3D3%26a%3DBf6p_mjf2MhLA6s6NAEA_wHIAP9IfMpZ%26e%3D1467677414%26k%3D$%7buk%7d%26fl%3D%26r%3DB1A0835E-88C0-4160-BED7-AA00058CA849-1%26ckc%3Dcom.apple.largeattachment%26ckz%3D4A2FE5F2-F4B3-43D4-BE40-2E668167194A%26p%3D13%26s%3DIAX0sTBI3h6JUXtKk_cUbL-SstY&uk=9BaY14AJHdRLDXMgBktq6g&f=IMG_0746.MOV&sz=53099401)>

Dear Ellie

Please find attached a video taken earlier this evening 22:05 of the party at the Winchmore. I am aware they were celebrating their first birthday and had live music but you could clearly hear the music, cheering and whistling from our property (across the road). This to me would be classed as noise nuisance as their music should not be heard outside their premises.

Once again, what have the owners done to keep the music under control??

Admittedly the music did stop just before 12am, however we worry that if their extended hours are agreed, this kind of nuisance will occur even more regularly and for longer time.

This is unfair on the neighbours who live within close proximity to the pub. It is damaging to our health and well being that we are constantly having to face such issues, and the owners constantly making empty promises about how they care about the neighbours and want a community pub. If that's the case then why inflict this on us time upon time, having no consideration for the nuisance and disruption this is causing to our lives!

I did try to report this to the noise team at 10:05 pm and was given ref:T1291923. I was told response time was an hour , however the noise officer called me back just before midnight - given the time that pubs close, how will the noise ever be witnessed if the noise team are not available to come out until after midnight when the pub closes??

I look forward to hearing from you. Kind regards Antigone

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Representation from IP2/2

From: Marios Georgiades [<mailto:marios.georgiades@gmail.com>]

Sent: 17 June 2016 20:21

To: Ellie Green; Licensing

Cc: Tzenj; Antigone Georgiadou

Subject: The Winchmore pub, 235 Winchmore Hill Road

Dear Sirs

We write as the concerned residents of 250 Winchmore Hill Road, which is situated opposite to the Winchmore pub.

We refer to the application by the proprietors of the Winchmore for a licence for extended opening hours. As residents who will be directly affected by the late opening, we wish to register our strong objections to this proposal.

We recall many incidents of public disorder offences, disturbances and nuisance caused by patrons of the Willow which became regular occurrences when that establishment operated extended opening hours on Friday and Saturday evenings. Such incidents included amongst other things revving of car engines, use of cars horns, speeding of cars and general loud, drunken and disorderly behaviour long past the hours of 12 and 1 in the morning.

We have seen that this pattern has already begun reoccurring since the Winchmore re-opened and this will only intensify if the pub is granted a late licence.

Ever since the Winchmore has reopened we have already experienced loud music emanating from the pub which can be heard from inside our house (even with the windows closed - our house is fully double-glazed), patrons loitering outside the pub and at bus stops being loud and boisterous, broken pint glasses in our driveway and beyond, customers illegally parking on grass verges outside our house etc. The current proprietors have, in our view, proven to be incapable of controlling the behaviour of their customers. What likelihood is there that this will improve if patrons are able to drink for a further hour and leave the premises even later?

We have made numerous complaints to the Council about recent disturbances but these have not been substantiated because the Council has failed to witness them. On the most recent occasion we called the noise team they took two hours to return our call, by which time the pub had closed and it was clearly too late for them to witness the noise disturbance. We have taken video and photographic evidence which we are happy to show the council and can also provide further copies of our numerous emailed complaints. We fear that the Council is not doing enough to investigate our concerns and will proceed to grant the Winchmore a late licence in the mistaken belief that no complaints have been made against the establishment and that the residents are completely satisfied with how it is operated - this is simply not the case!

The licensing authority should not be persuaded by any arguments that soundproofing, a robust dispersal policy or the calibre of clientele will result in disturbances being kept to a minimum. Similar arguments were made by the owners of the Willow and measures implemented which ultimately

proved fruitless. It was only when opening hours were restricts that the disturbances ceased. The reality is that once patrons leave the curtilage of the property there is little the owners can do to control the behaviour of their customers.

Since the Willow's late night licence was revoked and their opening hours reduced to the standard hours, the quality of life for the residents improved greatly. The number of late night disturbances on Friday and Saturday nights tailed-off significantly.

It should be remembered that the pub is situated in a wholly residential area with no other businesses in the vicinity. Many young families and pensioners reside in the area; indeed our household includes two pensioners who are not of the appetite or physical condition to withstand the regular disturbances and nuisance which is likely to become the norm if the Winchmore's opening hours are extended.

We request that the licensing authority reject the pub owners' application for extended opening hours. This would inevitably just result in a repeat of the frequent disturbances when the Willow operated similar hours. As mentioned previously, we have already experienced incidents of anti-social behaviour since the pub reopened. This is only likely to intensify if the pub's opening hours were extended. We would implore the Council to not put the commercial interests of the pub owners (who as far as we know may have no affinity with the area) ahead of the quality of life of the many residents. We would plead that you do not grant the application and subject the residents to the same miserable experience which they had to endure for several years when the Willow operated similar hours. The residents made exhaustive efforts to secure a better quality of life for themselves and their families by having the Willow's late licence reviewed. We hope that these efforts do not prove to be in vain. It simply cannot be fair or proper that a change of ownership, especially to owners who have already struggled to eradicate anti-social behaviour and nuisance, is sufficient to trigger the grant of a late licence which will likely impact on residents' quality of life.

We thank you for considering our representations.

Yours faithfully

Soteris, Loukia, Antigone and Tzeni Georgiades.

Marios Georgiades

marios.georgiades@gmail.com

Representation from IP3

From: areti woods [<mailto:areti.woods@yahoo.co.uk>]
Sent: 16 June 2016 20:03
To: Licensing; Ellie Green
Subject: The Winchmore Pub 235 Winchmore Hill Road, LONDON, N21 1QA

Dear Ellie

I'm writing on behalf of my husband and myself regarding the application to vary the terms of the license at the Winchmore.

We would like to say that happily Mark and Eimar Walsh are more in tune with the local residents than their predecessors.

We note that the application is to extend the licensing hours on Friday and Saturday nights only, and not the whole week as suggested at the meeting a few weeks ago. It's good to see that our views and concerns have been taken into account.

We are not objecting to the application, and are happy for Mark and Eimar to have the opportunity to make it work for everyone, but want to say for the record that Mark and Eimar have made it clear to us that if there are complaints from the residents resulting from the extended hours they will voluntarily discontinue and revert to the standard hours currently in place.

At the meeting we also discussed that during the time customers are leaving (so around 12.30) staff from the Winchmore could be positioned outside the front of the pub to encourage customers to leave quietly, to ask them to wait in the car park, and also to direct any cabs which may be attempting to pull up on the tarmac/roundabout area to go to the car park to pick up. There have been a few instances where this noise has been a nuisance at dispersal time and have on a few occasions been woken by the beeping and customer noise. Cabs parking on the edge of the roundabout are also a safety issue.

I have also noticed people standing smoking outside the front doors and whilst this hasn't been an issue worthy of writing to the Licensing Team about, at the later times this risks becoming much more of a nuisance. We had thought that the designated smoking area is in the rear garden and it would be good to see this enforced more rigorously or included in the license conditions.

Please let me know if you require any clarification or further information.

Yours sincerely

Areti and Chris Woods

1 Church Hill

N21 1LS

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Representation from IP4

From: jmcjem@aol.com [<mailto:jmcjem@aol.com>]
Sent: 17 June 2016 10:24
To: Licensing
Cc: johnpparnell@talktalk.net; katrina@maxella.co.uk; mattconnorsesq@yahoo.co.uk;
stanley@corper.plus.com; karininlondon@yahoo.co.uk; amer.jahangir@yahoo.co.uk;
priorma@aol.com; esthermclaughlin@hotmail.com
Subject: licensing application of the Winchmore, Winchmore Hill Rd

Dear colleagues

I attach my comments on the application to extend the licensing hours of the Winchmore Pub.

Kind regards

Janette McCulloch

Attachment 1:

From: Janette McCulloch, 23 Meadowbank, Eversley Park Rd, N21 1JE

Dear Councillors and colleagues

I am pleased to comment on the application by the Winchmore Pub for extending licensing hours on Fridays and Saturdays.

My comments are made under the **prevention of nuisance** licensing objective.

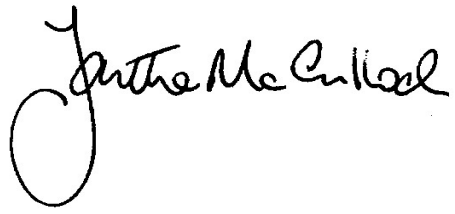
I have no objection to make to the extended licensing hours.

However, I would urge the licensing panel to continue with the conditions placed upon the current licence, and in particular:

1. locking the car park 30 minutes after closing
2. discouraging people being outside after 23.00 *including in the substantial new seating area constructed at the back of the property.*
3. supervising the car park 30 minutes prior and some time after, closing time (especially to stop shouting, loud radios and endless revving of engines which I hear quite a lot of)

Observance of these 3 things will make a big impact upon the lives of those who live closest to the premises.

Best wishes

A handwritten signature in black ink, reading "Jonathan McEntee". The signature is written in a cursive style with a large, looped initial "J".

17th June 2016

Linden Lodge Winchmore Hill Management Limited

Linden Lodge, 233 Winchmore Hill Road, Winchmore Hill, London N21 1QA

Head of Trading Standards & Licensing
 PO BOX 57
 Civic Centre
 Silver Street
 Enfield
 EN1 3XH

Thursday, 23 June 2016

Dear Sirs,

RE: The Winchmore Arms, 235 Winchmore Hill Road London N21.

For the record, this letter is on behalf of all residents at Linden Lodge. Linden Lodge, which consists of five residential flats, is located next door to the above address and overlooks the car park.

We write with reference to the application for extended licensing hours at the above premises. We strongly object to this extended license being granted on the grounds of noise.

One of the main issues we have with the establishment is that of noise. Not only when customers arrive and leave the premises, but also from the premises itself.

Historically, landlords have consistently failed to control this and what with the smoking ban forcing customers outside this has not improved since the current landlord has been in place.

Extended opening hours will only extend the noisy period further into the early hours of the morning:-

- noise of the establishment whilst it is open from the people inside and music.
- noise of people outside at the smoking area which faces onto Linden lodge
- noise of the customers leaving on foot and by taxis.
- noise of the customers leaving the car park
- nuisance from customers parking outside Linden Lodge
- nuisance from customers parking in our car park at Linden Lodge
- extra traffic leaving later at night.

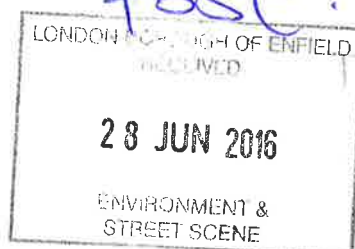
This is not fair on the residents at Linden Lodge as it will prevent them from enjoying their homes, particularly in the warmer summer months when windows are open and will cause an unwanted disturbance resulting in the loss of sleep. This is especially unfair to those within our block that have young children.

We trust that you will agree with our objection, I am sure that ours will not be the only one, and will look forward to hearing the outcome in the near future.

Yours faithfully,

On behalf of **all Linden Lodge residents**


 Neil Purcell
 Director



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Existing and Proposed Conditions for The Winchmore

Annex 1 - Mandatory conditions

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

Annex 2 - Conditions consistent with the Operating Schedule

- 1. There shall be no adult entertainment or services, activities or matters ancillary to the use of the premises that may give rise to concern in respect of children.**
- 2. An alarm system shall be installed operated and maintained at the premises.**
- 3. The car-park shall be locked no later than 30 minutes after closing time to prevent members of the public parking in the car park after the premises has closed.**
- 4. Litter bins and wall mounted ashtrays shall be provided outside the premises.**
- 5. Staff shall actively discourage patrons from congregating around the outside of the premises, except in the designated smoking area, after 23:00.**
- 6. At least six prominent, clear and legible notices shall be displayed throughout the premises, including all toilets warning customers that drug use will not be tolerated.**
- 7. The premises shall operate the Local Authority or similar proof of age scheme and display the relevant material. Only passport, photographic driving licences and ID with the P.A.S.S. logo (Proof of Age Standards Scheme) may be accepted.**
- 9. A member of staff (which may include a door supervisor) shall monitor the car park at regular intervals during the 30 minutes prior to the premises closing time on Friday and Saturday nights to ensure customers leave the car park quietly.**
- 10. All external doors and windows to be kept closed but not locked during regulated entertainment except for access and egress.**
- 11. Prominent, clear and legible notices shall be displayed at all public exits from the premises and in the car park requesting customers to respect the needs of local residents and leave the premises and area quietly.**
- 12. All visiting performers providing live or recorded music at the premises shall be briefed prior to events taking place with regard to the premises licence conditions relating to noise and the use of the sound limiter. They must sign a booking form / protocol confirming they have been informed of and understand the**

terms of use. These booking forms / protocols must be kept for six months and must be made available to an authorised officer of the Council or police, upon request. If regular performers are employed this can be done on a monthly basis with times and dates being specified on the booking form / protocol.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

PROPOSED BY LICENSING AUTHORITY – AGREED BY APPLICANT

Remove Current condition 8:

Children under 18 years old shall only be permitted on the premises up until 21:00 and if they are accompanied by an adult.

Amend to:

Children under 18 years old shall only be permitted on the ground floor of the premises until 22:00 and if they are accompanied by an adult.

And ADD following two new conditions:

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

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

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

CONDITION PROPOSED BY OTHER PERSONS – NOT AGREED BY APPLICANT

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

MUNICIPAL YEAR 2016/17 REPORT NO.

57

COMMITTEE :
Licensing Sub-Committee
27 July 2016

REPORT OF :
Principal Licensing Officer

LEGISLATION :
Licensing Act 2003

Agenda - Part	Item
<p>SUBJECT : Application to vary a premises licence</p> <p>PREMISES : News and Chews, 10 Colman Parade, Southbury Road, ENFIELD, EN1 1YY.</p> <p>WARD : Southbury</p>	

1.0 LICENSING HISTORY

- 1.1. The premises licence (LN/201500172) for News and Chews was issued on 27 May 2015 naming Mr Gokan Surensay as both Premises Licence Holder and Designated Premises Supervisor (DPS). The application was not subject to any representations, and was granted by officers in accordance with delegated powers.

2.0 CURRENT POSITION:

2.1 The current Premises Licence permits:

- 2.1.1 Hours the premises are open to the public: 06:00 to 23:00 Sunday to Thursday, 06:00 to midnight Friday and 07:00 to midnight Saturday.
- 2.1.2 Supply of alcohol (off supplies only): 08:00 to 23:00 Sunday to Thursday and 08:00 to midnight Friday and Saturday.

2.2 A copy of a location map of the premises is attached as Annex 01.

2.3 A copy of the current Premises Licence is attached as Annex 02.

3.0 THIS APPLICATION:

3.1 Application is made by Mr Gukan Surensay for a variation of Premises Licence LN/201500172. The application seeks:

- 3.1.1 Hours the premises are open to the public: 06:00 to 02:00 Sunday to Thursday and 06:00 to 03:00 Friday and Saturday.
- 3.1.2 Supply of alcohol (off supplies only): 08:00 to 02:00 Sunday to Thursday and 08:00 to 03:00 Friday and Saturday.

3.2 Please note that the original application sought opening and sale of alcohol daily until 3am, but this has since been amended.

3.3 The application was advertised in accordance with the requirements of the Licensing Act 2003.

- 3.4 Each of the Responsible Authorities were consulted in respect of the application.
- 3.5 A copy of the application is attached as Annex 03 and the email amending the hours sought is attached as Annex 04.

4.0 RELEVANT REPRESENTATIONS:

- 4.1 **Metropolitan Police:** Representation is made on the grounds of the prevention of public nuisance. The authority considers that it is appropriate, for the promotion of the licensing objectives, for the parts of the application that are within the CIP core hours to be granted and for the parts of the application variation that are outside the CIP core hours to be refused.
- 4.2 A copy of the representation is attached as Annex 05.
- 4.3 **Licensing Authority (including Licensing Enforcement, Environmental Health, Trading Standards, Planning, Health & Safety and Children's Services):** Representation is made on the grounds of the prevention of public nuisance. The authority considers that it is appropriate, for the promotion of the licensing objectives, for the parts of the application that are within the CIP core hours to be granted and for the parts of the application variation that are outside the CIP core hours to be refused.
- 4.4 A copy of the representation is attached as Annex 06.

5.0 PROPOSED LICENCE CONDITIONS

- 5.1 The applicant offered an additional two conditions to the existing licence conditions which can be seen in Annex 07.

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 March 2015 ('Guid'); or
 - 6.1.3 the London Borough of Enfield's Licensing Policy Statement of January 2015 ('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 applicant premises/club premises is located in the Enfield Town Cumulative Impact Policy Area [Pol s.9.22/23].
- 6.6 The application is for a variation of a premises licence [Pol s.9.22/23].
- 6.7 The application is subject to a relevant representation [Pol s.9.22/23].
- 6.8 Therefore the Cumulative Impact Policy applies to this application [Pol s.9.22/23].
- 6.9 The Core Hours for this application are:
 - 6.9.1 Sale/supply of alcohol (off supplies only): Monday to Sunday Indoors and/or outdoors 08:00 to 00:00 [Pol s.9.24.1]:
- 6.10 The Council's policy is that this application (which is outside the Core Hours set out above) is subject to the presumption against grant that is implicit in a cumulative impact policy [Pol s.9.23].
- 6.11 Where the cumulative impact policy applies to an application, applicants are expected to demonstrate an understanding of how the policy impacts on their application; any measures they will take to mitigate the impact; and why they consider the application should be an exception to the policy [Guid 8.35].

Hours:

- 6.12 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. However, licensing authorities must always consider each application and must not impose predetermined licensed opening hours, without giving individual consideration to the merits of each application. [Guid 10.13].

6.13 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].

Decision :

6.14 As a matter of practice, licensing authorities should seek to focus the hearing on the steps considered appropriate to promote the particular licensing objective or objectives that have given rise to the specific representation and avoid straying into undisputed areas. A responsible authority or other person may choose to rely on their written representation. They may not add further representations to those disclosed to the applicant prior to the hearing, but they may expand on their existing representation. [Guid 9.36].

6.15 In determining the application with a view to promoting the licensing objectives in the overall interests of the local community, the Sub-Committee must give appropriate weight to:

6.15.1 the steps that are appropriate to promote the licensing objectives;

6.15.2 the representations (including supporting information) presented by all the parties;

6.15.3 the guidance; and

6.15.4 its own statement of licensing policy [Guid 9.37].

6.16 Having heard all of the representations (from all parties) the Sub-Committee must take such steps as it considers appropriate for the promotion of the licensing objectives. The steps are:

6.16.1 to grant the application subject to the mandatory conditions and such conditions as it considers necessary for the promotion of the licensing objectives;

6.16.2 to exclude from the scope of the licence any of the licensable activities to which the application relates;

6.16.3 to refuse to specify a person in the licence as the premises supervisor;

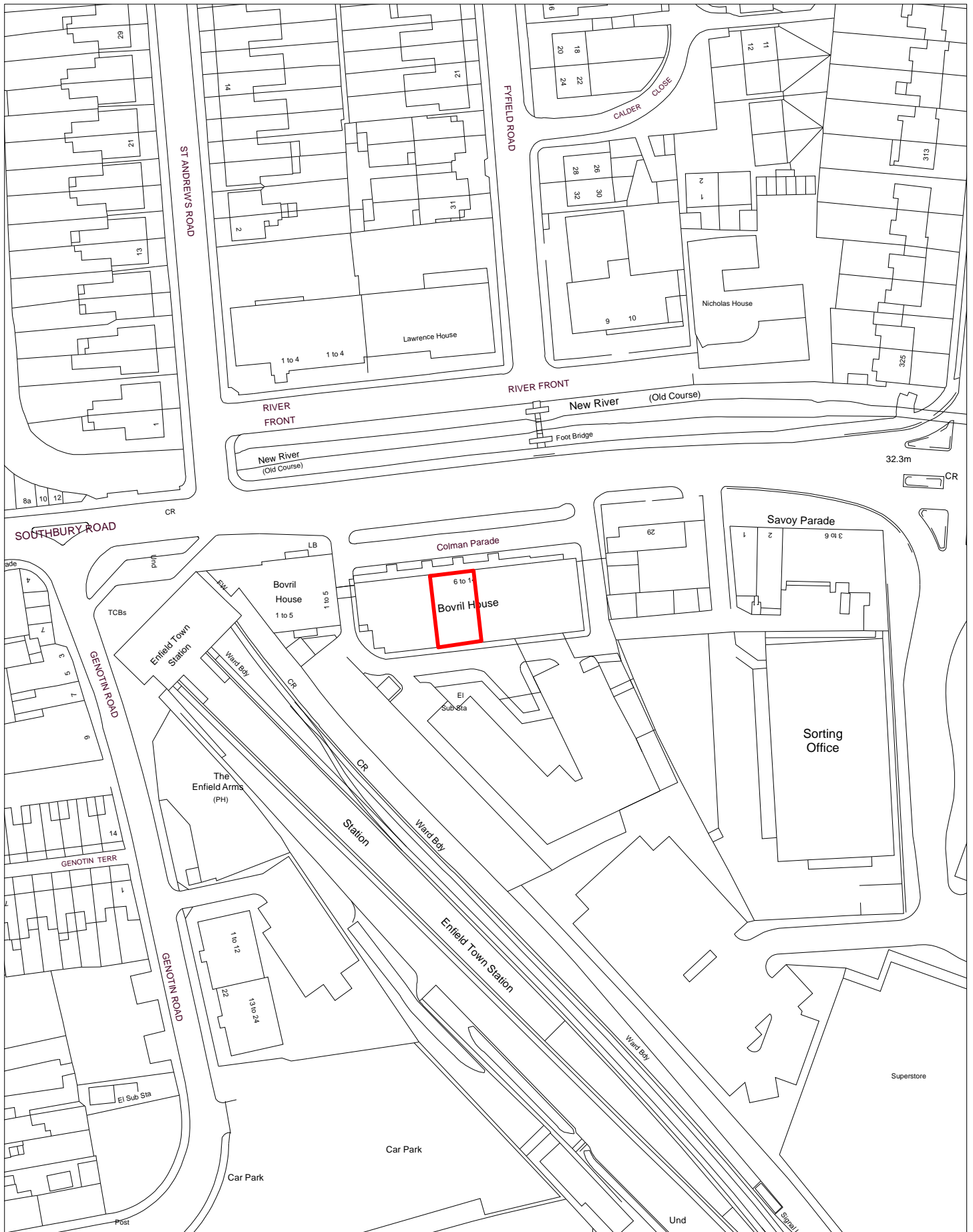
6.16.4 to reject the application [Act s.18].

Background Papers :

None other than any identified within the report.

Contact Officer :

Ellie Green on 020 8379 8543



WK/216020260 - Chews & News, 10 Colman Parade, Southbury Road, ENFIELD, EN1 1YY

LONDON BOROUGH OF ENFIELD
 CIVIC CENTRE, SILVER STREET,
 ENFIELD, EN1 3XE
 www.enfield.gov.uk



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 Scale 1:1250
 Date 08/07/2016

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Ms Ezgi Bolat
Licensing Consultant
55 Stoke Newington High Street
Hackney
N16 8EL

Please reply to Ellie Green
: Licensing Unit
PO Box 57, Civic
Centre
Silver Street, Enfield,
Middx EN1 3XH
E-mail : licensing@enfield.gov.uk
Phone : 020 8379 3578
Textphone : 020 8379 4419
Fax : 020 8379 2190
My Ref : LN/201500172
Your Ref : NOT PROVIDED
Date : 27th May 2015

Dear Ms Ezgi Bolat

Licensing Act 2003

Premises : News & Chews, 10 Colman Parade, Southbury Road, ENFIELD, EN1 1YY

This letter concerns the application for a New Application Premises Licence under the Licensing Act 2003.

Please find the licence enclosed. Please check the details on the licence carefully, the Licensing Authority is prepared to correct any of our clerical errors within 28 days of the licence being issued.

Note - Transfers

On the grant of a transfer application, any notification or permit (under the Gambling Act 2005) in respect of gaming machines at the premises becomes null and void. A new notification or permit will need to be sought by the new holder of the premises licence (under the Licensing Act 2003) before gaming machines may be lawfully provided at the premises.

Please be advised that the licence does not override any restrictions on trading hours etc. that may apply to the premises in respect of planning permission and/or Sunday trading & etc.

The terms, conditions and restrictions of the licence must be complied with whenever the premise is used for licensable activities. Failure to comply with the licence is a criminal offence with, on conviction, a maximum fine of £20,000 and/or up to 6 months imprisonment.

The Licensing Enforcement Team advise as follows

In order to support premises in meeting the conditions of their licence, the Licensing Authority has produced material such as training guidance, leave quietly signs, refusals book, which can be found on the Enfield website by following this link:

http://www.enfield.gov.uk/downloads/download/2316/compliance_documents

Please print the material relevant to the conditions and use in accordance with your licence.

Please be advised that a premises licence lapses if the holder of the licence : dies; becomes a person who lacks capacity (within the meaning of the Mental Capacity Act 2005) to hold the licence; becomes insolvent; is dissolved; or if it is a club, ceases to be a recognised club. An individual becomes insolvent on : the approval of a voluntary arrangement proposed by him; being adjudged bankrupt or having his estate sequestrated; or entering into a deed of arrangement made for the benefit of his creditors or a trust deed for his creditors. A company becomes insolvent on : the approval of a voluntary arrangement proposed by its directors; the appointment of an administrator in respect of the company; the appointment of an administrative receiver in respect of the company; or going into liquidation.

The licence, or a certified copy of it, must be kept on the premises at all times and must be produced on request to any authorised officer. The summary of the licence must be prominently displayed within the premises.

The London Fire Brigade advise as follows :

The issue of capacity should be addressed in the fire risk assessment for the premises use. This does not mean that every premises must have a capacity figure. There should be evidence however that the responsible person has considered the number of persons who can be safely evacuated through the available exits.

A safe capacity figure will be expected in the following circumstances:

- (1) in premises that could potentially become overcrowded; for example bars, pubs, clubs, and other places of public assembly :
- (2) where an engineered solution or BS 9999 has been used to increase capacity;
- (3) where capacity is risk-critical; for example where the premises use has a higher occupancy factor than that which the building was designed for.

Where applicable, capacity should normally be inclusive of staff and performers. Management should be able to demonstrate a realistic method of controlling capacity.

Should you wish to change the operation of the premises in the future by adding new licensable activities or by changing the hours or removing conditions then you will need to apply for a variation of the licence. Please contact us for further advice.

You must notify the licensing authority of any change in the name and/or address of either the premises licence holder or the designated premises supervisor.

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

Please be advised that if you are playing music in your business – to staff or customers – it is a legal requirement to obtain permission from the copyright holders. Two organisations exist to help make sure you are correctly licensed to play the music you want. PPL collects royalties on behalf of performers and record companies. PRS for Music collects royalties on behalf of songwriters, composers and music publishers. In most instances, a licence from both organisations is needed to ensure all copyright holders are correctly paid for the use of their music. If you play music in your business, please contact PPL and PRS for Music to obtain the right licences for you. Please visit ppluk.com and prsformusic.com for more information on music licensing or call PPL on 020 7534 1095 and PRS for Music on 0800 068 4828.

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

If you require any further information, please do not hesitate to contact me.

Yours sincerely

A handwritten signature in black ink, appearing to read 'EG', written over a horizontal line.

Ellie Green
Principal Licensing Officer

Licensing Act 2003

PART A – PREMISES LICENCE

Granted by the London Borough of Enfield as Licensing Authority

Premises Licence Number : LN/201500172

Part 1 – Premises Details

Postal address of premises :

Premises name : News & Chews

Telephone number : 020 3745 6500

Address : 10 Colman Parade Southbury Road ENFIELD EN1 1YY

Where the licence is time-limited, the dates : Not time limited

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

(1)	Open to the Public - Whole premises	
	Sunday :	06:00 - 23:00
	Monday :	06:00 - 23:00
	Tuesday :	06:00 - 23:00
	Wednesday :	06:00 - 23:00
	Thursday :	06:00 - 23:00
	Friday :	07:00 - 00:00
	Saturday :	07:00 - 00:00

(2)	Supply of Alcohol - Off supplies	
	Sunday :	08:00 - 23:00
	Monday :	08:00 - 23:00
	Tuesday :	08:00 - 23:00
	Wednesday :	08:00 - 23:00
	Thursday :	08:00 - 23:00
	Friday :	08:00 - 00:00
	Saturday :	08:00 - 00:00

Part 2

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

Name : Gokhan Surensay

Telephone number : 020 3745 6500

e-mail : Not provided

Address : 40 Hoe Lane, ENFIELD, EN3 5SL

Registered number of holder (where applicable) :

Not applicable

Name and (registered) address of second holder of premises licence (where applicable) :

Name : Not applicable

Telephone number :

Address :

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

Name : Gokhan Surensay

Telephone number : 020 3745 6500

e-mail : Not provided

Address : 40 Hoe Lane, ENFIELD, EN3 5SL

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

Personal Licence Number : LN/200700220

Issuing Authority : London Borough of Enfield

Premises Licence LN/201500172 was first granted on 27th May 2015.

Signed : 

Date : 27th May 2015

for and on behalf of the

London Borough of Enfield

Licensing Unit, Civic Centre, Silver Street, Enfield EN1 3XH

Telephone : 020 8379 3578



Annex 1 - Mandatory Conditions

- 1. No supply of alcohol may be made under the premises licence : (a) At a time when there is no designated premises supervisor in respect of the premises licence; or (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.**
- 2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.**

Annex 2 - Conditions consistent with the Operating Schedule

- 3. 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.**
- 4. All staff shall receive induction and refresher training (at least every three months) relating to the sale of alcohol and the times and conditions of the premises licence.**
- 5. 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.**
- 6. A 'Think 25' proof of age scheme shall be operated and relevant material shall be displayed at the premises.**
- 7. A written record of refused sales shall be kept on the premises and completed when necessary. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.**
- 8. 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.**
- 9. A digital CCTV system must be installed in the premises complying with the following criteria:**
 - (1) Cameras must be sited to observe the entrance and exit doors both inside and outside, the alcohol displays, and floor areas.**
 - (2) Cameras on the entrances must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification.**
 - (3) Cameras overlooking floor areas should be wide angled to give an overview of the premises.**
 - (4) Provide a linked record of the date, time, and place of any image.**
 - (5) Provide good quality images.**
 - (6) Operate under existing light levels within and outside the premises.**
 - (7) Have the recording device located in a secure area or locked cabinet.**
 - (8) Have a monitor to review images and recorded picture quality.**

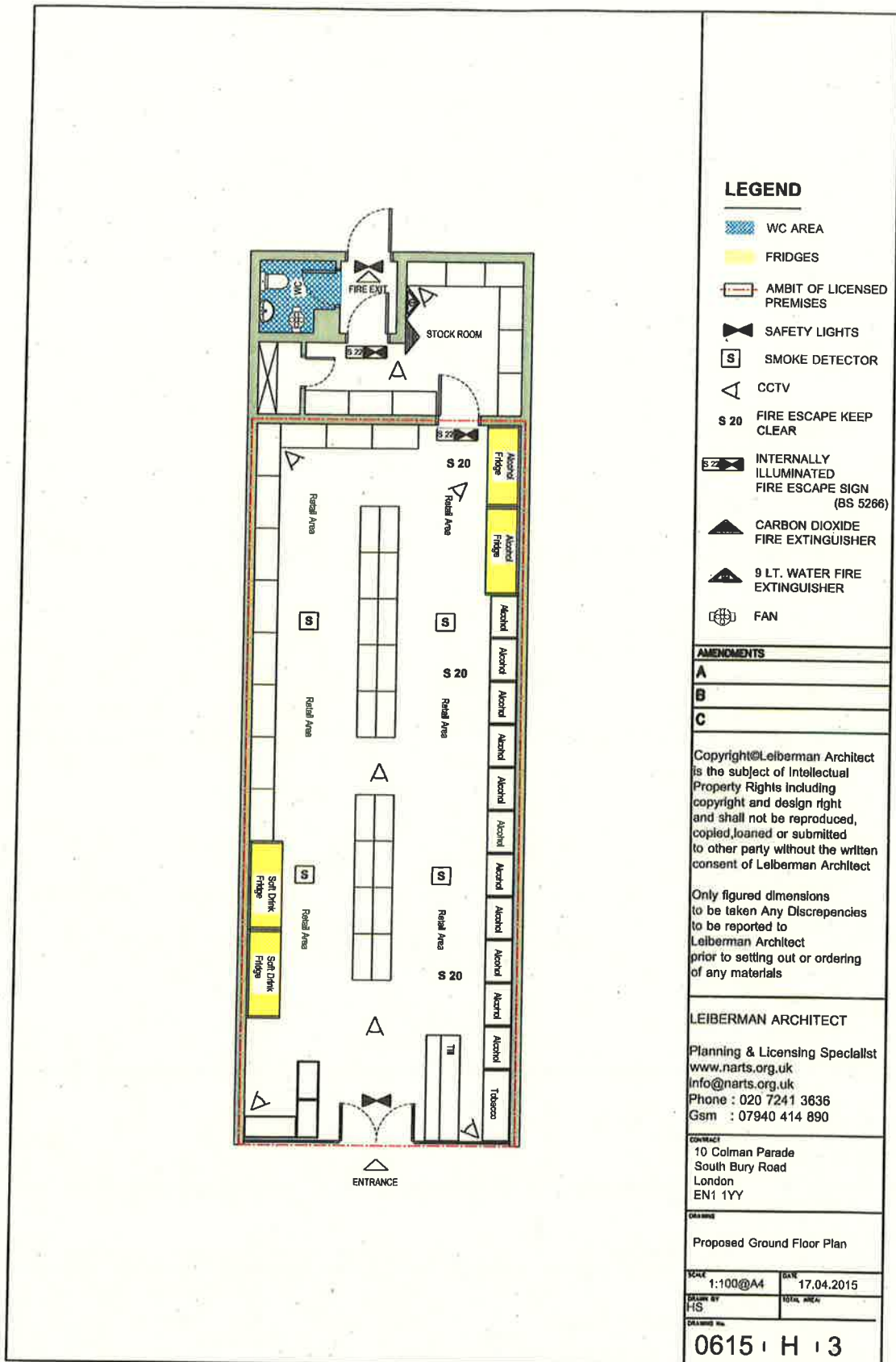
- (9) Be regularly maintained to ensure continuous quality of image capture and retention.**
- (10) Have signage displayed in the customer area to advise that CCTV is in operation.**
- (11) Digital images must be kept for 31 days.**
- (12) Police or authorised local authority employees will have access to images at any reasonable time.**
- (13) The equipment must have a suitable export method, e.g. CD/DVD writer so that the police can make an evidential copy of the data they require. This data should be in the native file format, to ensure that no image quality is lost when making the copy. If this format is non-standard (i.e. manufacturer proprietary) then the manufacturer should supply the replay software to ensure that the video on the CD can be replayed by the police on a standard computer. Copies must be made available to Police or authorised local authority employees on request.**

10. Signs shall be prominently displayed on the exit doors advising customers that the premises is in a 'Designated Public Place Order' and that alcohol should not be taken off the premises and consumed in the street. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.

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

Not applicable

Annex 4 – Plans



Licensing Act 2003**PART B – PREMISES LICENCE SUMMARY**

Granted by the London Borough of Enfield as Licensing Authority

Premises Licence Number : **LN/201500172**

Part 1 – Premises Details

Postal address of premises :

Premises name : **News & Chews**

Telephone number : **020 3745 6500**

Address : **10 Colman Parade Southbury Road ENFIELD EN1 1YY**

Where the licence is time-limited, the dates : **Not time limited**

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

(1) Open to the Public - Whole premises

Sunday :	06:00 - 23:00
Monday :	06:00 - 23:00
Tuesday :	06:00 - 23:00
Wednesday :	06:00 - 23:00
Thursday :	06:00 - 23:00
Friday :	07:00 - 00:00
Saturday :	07:00 - 00:00

(2) Supply of Alcohol - Off supplies

Sunday :	08:00 - 23:00
Monday :	08:00 - 23:00
Tuesday :	08:00 - 23:00
Wednesday :	08:00 - 23:00
Thursday :	08:00 - 23:00
Friday :	08:00 - 00:00
Saturday :	08:00 - 00:00

Part 2

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

Name : Gokhan Surensay

Address : 40 Hoe Lane, ENFIELD, EN3 5SL

Registered number of holder (where applicable) :

Not applicable

Name and (registered) address of second holder of premises licence (where applicable) :

Name : Not applicable

Address :

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

Gokhan Surensay

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

Not Restricted

Premises Licence LN/201500172 was first granted on 27th May 2015.

Date : 27th May 2015

**London Borough of Enfield
Licensing Unit, Civic Centre, Silver Street, Enfield EN1 3XH
Telephone : 020 8379 3578**



4444315131 WP
2170.00

216020260



Enfield
Application to vary a premises licence
Licensing Act 2003

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

* required information

Section 1 of 17

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

Not Currently In Use

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?

- Yes
- No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

Mr Gokhan

* Family name

Surensoy

* E-mail

licensing@narts.org.uk

Main telephone number

Include country code.

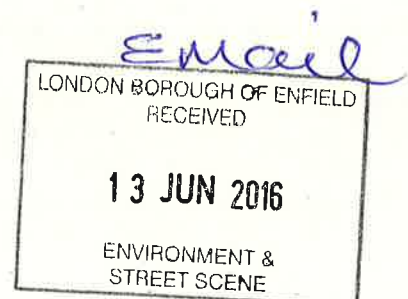
Other telephone number

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.



*Continued from previous page...***Address**

* 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.

Agent Business

* Is your business registered in the UK with Companies House? Yes No

* Registration number

* Business name

* VAT number

* Legal status

* Your position in the business

Home country

If your business is registered, use its registered name.

Put "none" if you are not registered for VAT.

The country where the headquarters of your business is located.

*Continued from previous page...***Agent Registered Address**

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Section 2 of 17**APPLICATION DETAILS**

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

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number

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

Street

District

City or town

County or administrative area

Postcode

Country

Premises Contact Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 17**VARIATION**

Continued from previous page...

Do you want the proposed variation to have effect as soon as possible?

Yes No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

Yes No

You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Describe Briefly The Nature Of The Proposed Variation

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

The applicant Mr Gokhan Surensay wish to extend his licensing hours to 3am on each day of the week.

Section 4 of 17

PROVISION OF PLAYS

Will the schedule to provide plays be subject to change if this application to vary is successful?

Yes No

Section 5 of 17

PROVISION OF FILMS

Will the schedule to provide films be subject to change if this application to vary is successful?

Yes No

Section 6 of 17

PROVISION OF INDOOR SPORTING EVENTS

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

Yes No

Continued from previous page...

Section 7 of 17

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

Yes No

Section 8 of 17

PROVISION OF LIVE MUSIC

Will the schedule to provide live music be subject to change if this application to vary is successful?

Yes No

Section 9 of 17

PROVISION OF RECORDED MUSIC

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

Yes No

Section 10 of 17

PROVISION OF PERFORMANCES OF DANCE

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

Yes No

Section 11 of 17

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

Yes No

Section 12 of 17

PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

Yes No

Section 13 of 17

SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

Yes No

Continued from previous page...

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide 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

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.

None

Continued from previous page...

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

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

None

Section 14 of 17**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.

Provide 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.

None

Section 15 of 17**HOURS PREMISES ARE OPEN TO THE PUBLIC****Standard Days And Timings**

MONDAY

Start End Start End

TUESDAY

Start End Start End

WEDNESDAY

Start End Start End

THURSDAY

Start End Start End

FRIDAY

Start End Start End

Provide 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...

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations.

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

None

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

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

None

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

None.

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

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

Section 16 of 17

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)

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

Continued from previous page...

We currently have 10 conditions on our licence. We believe current conditions are sufficient enough to promote the four licensing objectives.

b) The prevention of crime and disorder

Minimum of 2 member of staff from 23:00 until closing time will be present at the shop.

Personal Licence holder to be present from 23:00 until closing time to authorise the alcohol sales.

c) Public safety

No further conditions proposed

d) The prevention of public nuisance

No further conditions proposed

e) The protection of children from harm

No further conditions proposed

Section 17 of 17**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.

* Fee amount (£)

190.00

DECLARATION

* I understand it is an offence, liable on summary conviction to a fine not exceeding 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.

* I understand that I must now advertise my application.

* I understand that if I do not comply with the requirements my application will be rejected.

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

Mr M Kilic

Continued from previous page...

* Capacity

Licensing Consultant

* Date

13	/	06	/	2016
dd		mm		yyyy

[Add another signatory](#)

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/change-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 ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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

OFFICE USE ONLY

Applicant reference number

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

Payment authorisation date

Date and time submitted

Approval deadline

Error message

Is Digitally signed

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Rose McMurray

Subject: FW: WorldPay CARD transaction confirmation: 4444315131 [SEC=OFFICIAL]

-----Original Message-----

From: Rose McMurray On Behalf Of Licensing
Sent: 13 June 2016 15:08
To: Rose McMurray
Subject: FW: WorldPay CARD transaction confirmation: 4444315131 [SEC=OFFICIAL]

Classification: OFFICIAL

-----Original Message-----

From: orders@worldpay.com [<mailto:orders@worldpay.com>]
Sent: 13 June 2016 14:54
To: Licensing
Subject: WorldPay CARD transaction confirmation: 4444315131

Your WorldPay account ID: 63126821

Your cart ID: enfield-335751

Purchase transaction ID: 4444315131

Generated at: 13/Jun/2016 13:53:58

Sale value: GBP 190.00

Description: Premises licence (860-5-1-11-01) Shopper's Name: MR m Kilic Shopper's Address: 55 Stoke newington High street

London

Shopper's Telephone No.: 02072413636

Shopper's Postcode: N16 8EL

Shopper's Country: United Kingdom

Shopper's IP address: 81.136.156.233

Shopper's Email: licensing@narts.org.uk

The above payment has been processed.

AVS results:

security code comparison - matched

postcode comparison - matched

address comparison - matched

card issue country/contact country comparison - matched For further explanation of AVS and security code see:

<http://www.worldpay.com/support/kb/bg/riskmanagement/rmm7015.html>

AAV results:

address check - unknown
postcode check - unknown
cardholder check - unknown
telephone check - unknown
email check - unknown

Authentication Results:

Cardholder Authenticated

Thank you for using WorldPay internet payment systems.

Classification: OFFICIAL

Email from Applicant's Agent confirming final position on hours sought:

From: Yuksel Uyran [mailto:licensing@narts.org.uk]
Sent: 18 July 2016 16:31
To: Ellie Green
Subject: re[4]: News and Chews, 10 Colman Parade, Southbury Road, ENFIELD, EN11YY REF: WK/216020260 [SEC=OFFICIAL]

Dear Ellie,

As discussed client is happy to reduce the hours to:

1. Opening Hours:

Sunday to Thursday 06:00 till 02:00
Friday and Saturday 06:00 till 03:00

2. Sale of alcohol:

Sunday to Thursday 08:00 till 02:00
Friday and Saturday 08:00 till 03:00

Many Thanks

Miss Yuksel Uyran
02037456500

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POLICE REPRESENTATION

Name and address of premises: News & Chews
 10 Colman Parade
 Southbury Road
 Enfield
 EN1 1YY

Type of Application: Variation

Worksheet number: WK/216020260

The Application

This is an application to vary a premises licence as follows;

	Current hours	Proposed hours	Recommended hours
Opening hours	Sunday to Thursday, 06:00 – 23:00. Fridays, 06:00 – 00:00. Saturdays, 07:00 – 00:00	Monday to Sunday 06:00 – 03:00	Monday to Sunday 06:00 – 00:00
Supply of alcohol	Sunday to Thursday, 08:00 – 23:00. Fridays and Saturdays, 08:00 – 00:00	Monday to Sunday 08:00 – 03:00	Monday to Sunday 08:00 – 00:00

Location

This premises is situated within a parade of shops in a very busy road in Enfield Town. There are a number of residential properties in flats nearby and in side roads opposite.

History

I have researched police crime & intelligence systems relating to this premises with a negative result.

The premises licence was inspected on Friday 16th January 2016 by LBE licensing enforcement officers and three conditions were found to be in non-compliance as follows;

5. 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.

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

8. 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.

The premises licence was further inspected on Tuesday 28th June 2016 by LBE licensing enforcement officers with the PLH/DPS, Mr. Gokhan Surensay. The business is now trading under the name 'River Food & Wine' and the following conditions were found to be in non-compliance:

5. 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.

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

9. A digital CCTV system must be installed in the premises complying with the following criteria:

(4) Provide a linked record of the date, time, and place of any image.

(11) Digital images must be kept for 31 days.

10. Signs shall be prominently displayed on the exit doors advising customers that the premises is in a 'Designated Public Place Order' and that alcohol should not be taken off the premises and consumed in the street. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.

An inspection report was left with Mr Surensay and when the application to vary the current hours was discussed, Mr Surensay stated that it was his brother who had applied for the additional hours. Mr Surensay was advised that the premises was within one of the boroughs cumulative impact policy (CIP) areas and that as such, hours within the CIP were restricted and that objections would be made to the granting of the application.

Cumulative Impact Policy

London Borough of Enfield

Licensing Act 2003

Licensing Policy Statement (Fifth Edition 28th January 2015)

9.22 Any applications for new premises licences and/or club premises certificates and/or provisional statements and any applications for variations of those authorisations for hours outside the limits set out (referred to as Core Hours) for premises and/or clubs inside the cumulative impact policy areas will, when subject to relevant representations, be subject to the presumption against grant that is implicit in a cumulative impact policy.

This premise is within Enfield Boroughs Cumulative Impact Policy area. Hours sort are outside the limits set out and as such, section 9.22 refers.

Where the hours applied for exceed those specified in the CIP there is a presumption that the application will be refused.

9.24 Core Hours:

9.24.1 Sale/supply of alcohol (off supplies only):
Monday to Sunday 08:00 to 24:00

In summary I wish to make representation on the following:

- Prevention of crime & disorder

As outlined in the Cumulative Impact Policy, this area is already is of concern in relation to crime and disorder issues and public nuisance. I am of the firm belief that if this premises were to be permitted to sell alcohol outside the core hours as set out within the policy, seven days a week in this location, it would very likely lead to increased incidents of crime & disorder and public nuisance.

Police therefore object to the hours sought in this variation application over and above those as stipulated within the cumulative impact policy statement. Police recommend that an extra hour be granted for the sale/supply of alcohol on Sundays to Thursdays in line with section 9.24.1 above.

Officer: Martyn Fisher PC 357YE

Tel: 0208 379 6112

Martyn.Fisher@Enfield.Gov.uk

Date: 15th June2016

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LICENSING AUTHORITY REPRESENTATION

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

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

Name and address of premises: News & Chews
10 Colman Parade
Southbury Road
Enfield
EN1 1YY

Type of Application: Variation of Premises Licence

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

Background History:

This is a variation application to provide the following activities:

	Current hours	Proposed hours	Recommended hours
Opening hours	Sunday to Thursday, 06:00 – 23:00. Fridays, 06:00 – 00:00. Saturdays, 07:00 – 00:00	Monday to Sunday 06:00 – 03:00	Monday to Sunday 06:00 – 00:00
Supply of alcohol	Sunday to Thursday, 08:00 – 23:00. Fridays and Saturdays, 08:00 – 00:00	Monday to Sunday 08:00 – 03:00	Monday to Sunday 08:00 – 00:00

Cumulative Impact Policy (CIP):

This premises is located in the Enfield Town Cumulative Impact Policy Area.

The CIP relates to all new and variation applications. The CIP states the core hours that should not be exceeded for each type of premises in particular locations.

The applicant has already reduced the hours they have applied for so that they now match those permitted by the CIP.

I wish to make representation on the following:

- **Protection of Children from harm**
- **Prevention of Nuisance**

I wish to object to the times applied for as they exceed those permitted under the CIP core hours. The times for the sale of alcohol (off sales) should be reduced to 08:00 till 00:00 Monday to Sunday to bring them in line with the core hours of the CIP.

If the licence is granted in full or part I recommend that the following conditions be attached to the licence in order to fully promote the licensing objectives:

- 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.
- All staff shall receive induction and refresher training (at least every three months) relating to the sale of alcohol and the times and conditions of the premises licence.
- 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.
- A 'Think 25' proof of age scheme shall be operated and relevant material shall be displayed at the premises.
- A written record of refused sales shall be kept on the premises and completed when necessary. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.
- 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.

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

If these conditions were accepted in full I WOULD withdraw my representation.

Duly Authorised: Victor Ktorakis, Senior Environmental Health Officer

Contact: victor.ktorakis@enfield.gov.uk

Signed: 

Date: 27/06/2016

News and Chews Conditions

Annex 1 - Mandatory conditions

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

Annex 2 - Conditions consistent with the Operating Schedule

1. There shall be no adult entertainment or services, activities or matters ancillary to the use of the premises that may give rise to concern in respect of children.
2. All staff shall receive induction and refresher training (at least every three months) relating to the sale of alcohol and the times and conditions of the premises licence.
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 'Think 25' proof of age scheme shall be operated and relevant material shall be displayed at the premises.
5. A written record of refused sales shall be kept on the premises and completed when necessary. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.
6. 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. A digital CCTV system must be installed in the premises complying with the following criteria:
 - (1) Cameras must be sited to observe the entrance and exit doors both inside and outside, the alcohol displays, and floor areas.

- (2) Cameras on the entrances must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification.
 - (3) Cameras overlooking floor areas should be wide angled to give an overview of the premises.
 - (4) Provide a linked record of the date, time, and place of any image.
 - (5) Provide good quality images.
 - (6) Operate under existing light levels within and outside the premises.
 - (7) Have the recording device located in a secure area or locked cabinet.
 - (8) Have a monitor to review images and recorded picture quality.
 - (9) Be regularly maintained to ensure continuous quality of image capture and retention.
 - (10) Have signage displayed in the customer area to advise that CCTV is in operation.
 - (11) Digital images must be kept for 31 days.
 - (12) Police or authorised local authority employees will have access to images at any reasonable time.
 - (13) The equipment must have a suitable export method, e.g. CD/DVD writer so that the police can make an evidential copy of the data they require. This data should be in the native file format, to ensure that no image quality is lost when making the copy. If this format is non-standard (i.e. manufacturer proprietary) then the manufacturer should supply the replay software to ensure that the video on the CD can be replayed by the police on a standard computer. Copies must be made available to Police or authorised local authority employees on request.
8. Signs shall be prominently displayed on the exit doors advising customers that the premises is in a 'Designated Public Place Order' and that alcohol should not be taken off the premises and consumed in the street. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.

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

CONDITIONS PROPOSED BY APPLICANT:

9. A minimum of two members of staff will be present on the shop floor between 23:00 and closing time.
10. A personal licence holder shall be present on the shop floor between 23:00 and closing time to authorise the alcohol sales.

LICENSING SUB-COMMITTEE - 22.6.2016

**MINUTES OF THE MEETING OF THE LICENSING SUB-COMMITTEE
HELD ON WEDNESDAY, 22 JUNE 2016**

COUNCILLORS

PRESENT (Chair) Derek Levy, George Savva MBE and Jim Steven

ABSENT

OFFICERS: Ellie Green (Principal Licensing Officer), Charlotte Palmer (Licensing Enforcement Officer), Karen Staff (Metropolitan Police Licensing Officer), Dina Boodhun (Legal Services Representative), Jane Creer (Democratic Services)

Also Attending: Mr Haroon Zafar, Chief Compliance Officer, and 1 further representative on behalf of Dominos Pizza
Mr Matt Lewin, Cornerstone Barristers, on behalf of the Metropolitan Police Service
Ms Alisha Patterson, Designated Premises Supervisor, and 2 further representatives on behalf of Silver Hawk Caribbean Jerk Cuisine
Mr Robert Sutherland, Solicitor, Mr Hacı Siringul, Designated Premises Supervisor, and 1 further representative on behalf of Euro Express

27**WELCOME AND APOLOGIES FOR ABSENCE**

Councillor Levy as Chair welcomed all those present and explained the order of the meeting.

28**DECLARATION OF INTERESTS**

There were no declarations of interest in respect of items on the agenda.

29**ORDER OF THE AGENDA**

AGREED that the order of the agenda be varied to accommodate parties present at the hearing. The minutes follow the order of the meeting.

LICENSING SUB-COMMITTEE - 22.6.2016

30

DOMINOS PIZZA, 43 GREEN LANES, LONDON, N13 4TN (REPORT NO. 23)

RECEIVED the application made by A&A Pizza Company Ltd for the premises situated at Domino's Pizza, 43 Green Lanes, London, N13 4TN for a new Premises Licence.

NOTED

1. The introductory statement of Ellie Green, Principal Licensing Officer, including:
 - a. The application was for a new premises licence, submitted by A&A Pizza Company Ltd trading as Domino's Pizza.
 - b. The application sought operating hours and late night refreshment (both indoor and outdoor) until 00:00 Sunday to Thursday and until 01:00 Friday and Saturday.
 - c. The premises already had a licence for late night refreshment (indoors only) until 00:30 every day and opening hours 24 hours daily. The premises had been a Greek restaurant, To Spitiki, and had a licence since 2005.
 - d. In response to the application, the Police and Licensing Authority had proposed further conditions, which the applicant had agreed to and those representations were therefore withdrawn.
 - e. One local resident had made an objection, as set out on page 69 of the agenda pack, based on the prevention of public nuisance. In response, the applicant was willing to meet the resident and to take further steps to address the concerns, as set out on page 70 and their supplementary information. The resident however had not responded to any emails in respect of the hearing or the further measures proposed, and was not present at this hearing.

2. The statement of Mr Haroon Zafar, Chief Compliance Officer, on behalf of Domino's Pizza, including:
 - a. This was a new franchise, which was one of ten Domino's Pizza sites across North London, most of which were open up to 01:00 at weekends.
 - b. There was a business demand.
 - c. This operation opened in Green Lanes three weeks ago and was trading to 23:00, using the existing premises licence, but would like later hours including to 01:00 at weekends.
 - d. He confirmed there would be no alcohol sales and no live music: this business would be simply pizza delivery and takeaway.
 - e. The business took its responsibilities seriously, and the way it would trade in the area would be with regard to local residents.

LICENSING SUB-COMMITTEE - 22.6.2016

3. Mr Zafar responded to the Chair's query regarding proportion of delivery to shop ordered pizzas: it was confirmed that business was 70% home delivery and 30% shop orders.
4. The summary statement of Ellie Green, Principal Licensing Officer, including:
 - a. Having received the representations from all parties, it was for the Licensing Sub-Committee to take such steps as it considered appropriate for the promotion of the licensing objectives.
 - b. To assist that decision, she drew Members' attention to Home Office Guidance 10.13 and 13.18.

RESOLVED that

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

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

2. The Chairman made the following statement:

"The Licensing Sub-Committee is fully satisfied that the applicant has demonstrated competence and desire to promote the licensing objectives, taking all reasonable steps so to do.

We acknowledge the objection raised by the local resident, noting the representation made specific reference to an alternative premises already operating in the area.

Should the worst fears of the objector be realised, the opportunity to review this licence remains open to all potentially relevant parties."

3. The Licensing Sub-Committee resolved that the application be granted in full as follows:
 - (i) Hours the premises are open to the public: 11:00 to 00:00 Sunday to Thursday; 11:00 to 01:00 Friday and Saturday.
 - (ii) Late night refreshment (both indoor and outdoor): 23:00 to 00:00 Sunday to Thursday; 23:00 to 01:00 Friday and Saturday.

Conditions (in accordance with Annex 05):
Conditions 1 to 14, which are not disputed.

LICENSING SUB-COMMITTEE - 22.6.2016

31

SILVER HAWK CARIBBEAN JERK CUISINE, 68 HIGH STREET, ENFIELD, EN3 4ER (REPORT NO. 22)

RECEIVED the application made by the Metropolitan Police Service for a review of the Premises Licence held by Berf Catering Ltd at the premises known as and situated at Silver Hawk Caribbean Jerk Cuisine, 68 High Street, Enfield, EN3 4ER.

NOTED

1. The introductory statement of Ellie Green, Principal Licensing Officer, including:
 - a. This was a review application brought by the Metropolitan Police Service.
 - b. The premises licence had been in place since October 2015, with Ms Alisha Patterson as the premises licence holder (PLH) and designated premises supervisor (DPS).
 - c. The licence currently permitted supply of alcohol (on supplies only) 12:00 to 23:45 daily and opening hours 11:30 to 00:00 daily.
 - d. On 10/05/16 this application was made to seek revocation of the licence based on all four of the licensing objectives; the prevention of crime and disorder, the prevention of public nuisance, public safety, and the protection of children from harm, following breaches of the times and conditions of the licence. Further details were included from page 14 of the agenda pack.
 - e. The review application was supported by the Local Authority, as set out in Annex 05 of the report.
 - f. Ms Patterson had provided a witness statement, as set out in Annex 07 of the report.

2. The statement of Mr Matt Lewin, Cornerstone Barristers, on behalf of the Metropolitan Police Service, including:
 - a. The review application was brought on the grounds of all four licensing objectives, as all four were being undermined by the way this business was being operated.
 - b. There had been four visits to the premises by Police, and breaches of the Licensing Act had been observed, and numerous breaches of individual conditions of the licence.
 - c. This premises was licensed as a restaurant but in reality it had been trading as a bar or even as a night club. DJs, MCs and later hours were typical, and the operators appeared to have been charging for entry.
 - d. Police had completely lost confidence in the ability of the management to take responsibility for the premises.
 - e. There had been no reported incidents of crime and disorder linked to the premises, but the licensing objectives required more than just that.

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f. Evidence was highlighted in chronological order. In May 2015 it had come to the attention of the Licensing Authority that this premises was operating without a licence when a licence was required. An application was eventually submitted in October and a licence granted with a terminal hour of 00:00 every night and alcohol allowed to be served up to 23:45. Conditions 19 and 20 made it clear that this was a restaurant and nothing else, and that consumption of alcohol was tied to taking a table meal here. Condition 9 set out the requirements of the CCTV system, and that staff members should be competent in operating the footage at the request of Police or officers.

g. A witness statement had been provided by PC Karen Staff, including details of complaints about noise nuisance and loud music disturbing neighbours. It appeared from evidence that, in disregard of conditions, the premises was marketing itself and operating as a bar / nightclub, for example a clearly promoted event for 13/2/16 stating free before 1am thereafter £10, and doors open 11pm – late, in wholesale disregard to the terminal hours of the licence. This event first attracted the attention of the Police on 14/2/16 and PC Karen Staff described what happened on page 20 of the agenda pack.

h. A licence inspection followed on 16/2/16 which was very troubling for the Police as a number of breaches of conditions were discovered. A discussion took place with the premises licence holder, who was warned and reminded and given advice. There were further visits on 3/3/16 and 20/4/16 and on each occasion, very worrying breaches of the licence were discovered or not put right.

i. Despite the visits and warnings in respect of criminal offences, in May 2016 a chalk board outside advertised an event on 7/5/16 in respect of boxing coverage. This was an obvious breach of the licence as it implied that the premises would be open from 01:30 until the boxing match finished. The Police lost confidence in Ms Patterson to take her premises licence holder responsibilities seriously.

j. In her witness statement, included as Annex 07, Ms Patterson made a number of comments in respect of the approach the Police had taken. PC Karen Staff confirmed that she had provided warnings and advice that promoted events with DJs could attract groups of people, and that some DJs were gang members or had a gang following, and there was an added risk of crime and disorder with such events. Police had wanted to make Ms Patterson aware what could happen. Other premises had also been warned against this kind of promoted event. This was also why bars and nightclubs had extra conditions on their licence.

k. A set of conditions were placed on the licence at the time it was applied for, and the licence holder had been aware of them from the time it was first granted.

l. The Police had worked in a graduated approach, but each time they had visited there were breaches of the licence, and Ms Patterson had not appeared particularly concerned. Police had visited four times, but there were still breaches. It seemed that the licence holder could not adhere to basic conditions; and there was an added risk from the promoted events

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she wanted to hold. It was up to the licence holder to promote the licensing objectives; Police had tried to work with her but there did not seem to be an understanding.

m. In respect of the significance of the absence of reported crime, the Police would say from evidence that this owed nothing to good management, but much to good luck. The Police feared that the licensing objective of prevention of crime and disorder was being undermined. Promotion of licensing objectives required more than keeping a clean record: their promotion needed to be demonstrated. There was a requirement not to create conditions in which the licensing objectives could be undermined.

3. The statement of Ms Charlotte Palmer, Licensing Enforcement Officer, on behalf of the Licensing Authority including:
 - a. The Licensing Authority supported the Police review.
 - b. She had also met with the premises licence holder during the licence application process.
 - c. The premises had a history of noise disturbance, and it was located within a Cumulative Impact Policy (CIP) area.
 - d. In relation to concerns raised by the licence holder, Charlotte Palmer confirmed that she had been to other meetings and had similar conversations regarding promoted events, and regarding venues like this one which had a room at the back that could be described as being more attractive to people not wanting to be seen. The same advice had been given to other premises. The advice had no connection with this being a Caribbean venue. The impression given on Facebook was that the rear room was being used for events.
 - e. Planning permission would be required for a change of use, and there was a current investigation in respect of the premises trading without the necessary planning permission.
 - f. The licence holder had shown a lack of understanding of compliance with all licensing conditions. The conditions did not match what was advertised on the venue's Facebook page or on flyers which had displayed charges for events after 01:00. No Temporary Event Notices (TENs) had been granted for the dates advertised.
 - g. There had been no incidents of crime and disorder reported, but each breach of the licence was an alleged criminal offence.
 - h. Noise complaints were received over the Christmas period and there had been concerns about public safety.
 - i. On 14/2/16 the Police attended and found the shutters down and the premises operating more like a night club, but while being conditioned like a restaurant.
 - j. Ms Patterson in her witness statement, para 8, stated "we were not operating as a nightclub/bar", but the premises had clearly been advertising itself as a wine bar when it was not licensed to be so. Events were said to have been private, but it was known there should have been a TEN. The advertising and charging of payment for the event on 14/2/16 clearly showed it was not private.

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- k. At their licensing inspection on 16/2/16, the Police found a number of breaches to the licence. After this length of time, the Police should be finding no breaches.
- l. Altogether, the breaches of the Licensing Act and the breaches of conditions led to a lack of confidence in the licence holder's ability to comply with the licence.
4. Representatives of the Police and the Licensing Authority responded to questions as follows:
- a. In response to Councillor Savva's queries about the unavailability of CCTV coverage, PC Karen Staff advised that each time the Police visited they provided advice about the condition that all members of staff should be able to work the system. There was not the knowledge enough of the system to download a particular time period or image.
 - b. In response to Councillor Savva's further queries, it was confirmed that each time Police or Licensing officers had visited the premises, they had offered advice and assistance to the licence holder and provided appropriate contact details. It was also confirmed that issues went back to at least May 2015.
 - c. In response to Councillor Levy's questions about the application for revocation, PC Karen Staff confirmed that the licence holder was not running the business in accordance with the licence currently. She had no confidence that if the licence was modified in any way, that the licence holder would comply with it.
 - d. Councillor Levy queried whether issues could be ascribed to naivety and whether it was believed that suspension and additional conditions rather than revocation of the licence could be a potential way forward. It was advised that to a certain extent that would depend on what the licence holder had to say, but at the moment there were no proposals on the table in respect of altering the management arrangements, and so authorities were faced with the present situation continuing. It was not considered very complex to understand what the licence required or what the Police wanted. This premises was in a high street in a CIP area and therefore vulnerable to crime and disorder issues. Naivety was not a good enough reason to justify what was going on.
5. The statement of Ms Alisha Patterson, Designated Premises Supervisor (DPS), including:
- a. She confirmed that she was the DPS and manager, and that the premises was firstly a restaurant which offered alcohol with a meal.
 - b. The restaurant served proper table meals, for example promoting fish on Fridays: it was not a 'front' for anything else and did not just offer 'sandwich fillings'. The venue did not sell sandwiches and she found those implications offensive. The food was in a separate unit.
 - c. Prior to making the application for a licence, there had been some private functions. She had then had discussions with PC Gary Marsh about what could be offered and had been advised to offer alcohol with food.

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- d. She understood there had been problems and breaches and she was not trying to disregard them or not admit them. Issues had been corrected, such as having licence documentation on the premises and displayed on the wall, and provision of staff training. She was competent to give training and instructions. Officer visits had taken place when the venue had not been trading, which was why documents had not been behind the bar.
 - e. In respect of the CCTV system, on one visit when footage was requested there had been something wrong with the camera. On the next visit, the system was up and running and demonstrated that footage could be played back, though there had been issues in relation to transferring onto a USB. The Police had also asked for voice recording as well as images, but this was a restaurant and she felt that customers having private conversations should have their personal space respected and that voice recording was not necessary.
 - f. Every time she applied for a TEN, the Police had objected and she had then always withdrawn the TEN and was unsure what she could do to get the Police to reconsider.
 - g. She stood by her comments that she did not tell the Police that she did not know the four licensing objectives.
 - h. She had received contradictory advice about private functions.
 - i. She was efficient and more than capable of being DPS. Everything needed to comply with the licence was now up to date.
 - j. There had been no incidents of crime and disorder, or any underage sales of alcohol. This business was run professionally.
 - k. She worked at the business a lot on her own, working hard and multi-tasking. Officers often made their visits in the morning when she was alone. She questioned why two or three officers came together and that their approach felt quite intimidating.
 - l. Mr Patterson (Alisha Patterson's father) spoke in support. He advised that Ms Patterson and her mother controlled the front of the venue and that he controlled the rear. He reported that patrons coming into the back of the premises had to be 40/45 plus years old. Therefore references to gangs were irrelevant. These were mothers and fathers enjoying events, not gang members. Mr Patterson was putting on the events. His daughter had been made nervous by officer visits and mentions of criminal offences and imprisonment.
6. Ms Patterson and Mr Patterson responded to questions including:
- a. Councillor Steven queried the private parties, particularly the event linked to a boxing match which was known not to have finished before 04:00, and was advertised with an entry charge. Mr Patterson advised that until they were told clearly how to do things they thought such events could be put on. When they received advice they stopped the events straight away and stopped selling alcohol. Now they had no alcohol showing. They had done everything that was asked, yet had now been brought to this review hearing. Whatever had been done had never been accepted as good enough by the authorities.

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- b. Councillor Levy asked why any event was held which was outside the hours permitted on the licence, which set out a terminal hour of 00:00. Mr Patterson advised that they thought they were allowed, but when told they could not go over those times they had stopped.
- c. In response to Councillor Levy's further queries, highlighting that the licence was granted the previous October, and querying at what point it was made clear that the licence did not permit anything other than a restaurant, Mr Patterson stated this was at their last rave.
- d. Councillor Levy asked, if the business was firstly a restaurant and was licensed as such, why any events outside of that licence were being held. Ms Patterson responded that until it was brought to her attention, it had been thought they could hold their own private functions on their property.
- e. Councillor Levy asked if the licence gave permission for such functions and Ms Patterson stated that, on this licence, no.
- f. In response to Councillor Savva's query whether it was agreed that officers had offered help and given time to put things right, Mr Patterson confirmed that anything the authorities had asked for had been done.
- g. Councillor Levy asked why the original licence application had been for a restaurant and not for a wine bar / nightclub. Ms Patterson advised that when she was submitting the original application she had spoken with PCs Karen Staff and Gary Marsh who had advised that approach would be more appropriate as it would be better to trade with supply of alcohol linked with food service.
- h. In response to Councillor Levy's further queries, Ms Patterson confirmed that the personal licence training she underwent had covered issues around cumulative impact, and that when she made the original application she was aware that the premises was in a CIP area and that was why the hours applied for terminated at 00:00.
- i. In response to Councillor Levy's further queries, Mr Patterson confirmed they were in breach of the licence until they were corrected. He disagreed that the premises was in breach of conditions of the licence at all four visits by officers, but clarified that initially there were breaches and at some visits there were breaches.
- j. In response to Mr Lewin's question about what was understood to be a private event, Mr Patterson responded that a private event would be for people who were known, possibly by invitation only, and that there may be a payment of a small amount. There could be private parties where attendees still had to pay for entry.
- k. In response to Mr Lewin's further queries and highlighting of events promoted on Facebook free until 01:00 thereafter £10, Mr Patterson confirmed that these were private events in his understanding even though there was a charge. Ms Patterson confirmed that it was understood these would be a breach of the licence in terms of time and that was why she had applied for a TEN. She accepted that there had been no TEN in place for the event of February 2016. It was advised that a TEN had not been sought for the event on 13/2/16 as it was a private function. It had not been considered that the event would be a breach of the licence as it was a

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private function. Mr Patterson advised that the event on 13/2/16 was a lock in because it was private and he did not let just anyone in.

l. Councillor Levy asked if the licence which had been applied for and been granted was understood. Mr Patterson stated that it was understood now but had not been understood back then.

m. Councillor Levy highlighted the time periods, licensing visits and letters, and in response to his questions whether the licence was understood as a premises licence conditioned for a restaurant with a terminal hour of 00:00 and provision of alcohol ancillary to food, Ms Patterson confirmed that yes it was.

7. The summary statement of Ellie Green, Principal Licensing Officer, including:
 - a. The initial, original application for a licence was for later hours, but as the premises was in a CIP area, and through mediation, an application was agreed with hours which conformed to the CIP and without the need for a hearing.
 - b. There had been no TENs applied for before 2/3/16. No TENs had been granted to the premises: the TENs applications made were objected to and subsequently withdrawn.
 - c. Having heard the representations from all parties, it was for the Licensing Sub-Committee to take such steps as it considered appropriate for the promotion of the licensing objectives.
 - d. The relevant statutory guidance and Enfield policy references as set out in para 5 of the officers' report were highlighted, particularly Guid 11.21.

8. The summary statement of Mr Matt Lewin, Cornerstone Barristers, on behalf of the Metropolitan Police Service, including:
 - a. The Police position was still to recommend revocation of the licence.
 - b. Underlying each of the licensing objectives was the public interest, and whether through wholesale disregard or naivety, the way this premises was operated harmed the public interest that the licensing objectives were in place to protect.
 - c. He questioned whether what had been heard from the DPS gave confidence that the licensing objectives were understood or whether the licence was understood.
 - d. There was concern about references made to 'raves' and 'lock ins' during the hearing. The Police had no previous contact with Ms Patterson's father, but he appeared to play a more important part in the operation of the venue than appreciated and he was not accountable. It was questionable whether he understood the requirements of lawfully running a licensed premises.
 - e. The wider consequences should be borne in mind. Within the CIP area it was very unlikely that a licence for anything other than a restaurant would have been granted.
 - f. There were residences above and in the street behind the premises, so any noise nuisance or crime and disorder was going to have a very severe impact on local residents; and this was already a CIP area.

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- g. Nothing had been heard at this meeting which could restore the Police's confidence in the DPS to run this operation responsibly.
9. The summary statement of Ms Charlotte Palmer, Licensing Enforcement Officer, on behalf of the Licensing Authority including:
- a. She wished to clarify that if any charge was made for any licensable activity, that it was not a private event and that an appropriate licence or a TEN was required. Customers were paying to come to events advertised at this premises; they would not get free drinks or food if they did not pay on the door. If a third party hired a premises for a party they had also paid for the hire and activities still required a licence. She did not think this was understood by the licence holder.
 - b. The Licensing Authority had no confidence in the licence holder / DPS and still supported the Police's review application. Officers had real concerns regarding what was heard in responses during the hearing and now had even less confidence in the operation of the venue. The DPS did not appear to understand that unless every single condition of the licence was being complied with, no licensable activities should be taking place.
10. The summary statement of Ms Alisha Patterson, Designated Premises Supervisor (DPS), including:
- a. She had not said she did not understand the breaches of the licence. Everything was now up to date and everything had been done to comply with the licence conditions.
 - b. This was a new business. The restaurant was new and initially ran private functions and events to attract people to the venue and promote the business. However it had been made aware that what they classed as private functions were actually breaches of the licence, and she could guarantee she would not be continuing any of those what were initially thought of as private functions, and that drink would only be served to 23:45 and with food.
11. The Chair asked Ms Patterson if she had considered a voluntary surrender of the licence, in order to create time for her to fully understand the responsibilities and to seek a new licence at a future time. In the meantime, the venue may still be run as a restaurant providing food. A brief adjournment of the meeting was offered if Ms Patterson wished to take time to consider her response. Ms Patterson confirmed that she did not wish to surrender the licence, but that she thought what was best for the business was if she complied with the terms and conditions of the licence, including selling alcohol with a meal.

RESOLVED that

1. In accordance with the principles of Section 100(a) of the Local Government Act 1972 to exclude the press and public from the meeting for this item of business on the grounds that it involves the likely

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disclosure of exempt information as defined in Paragraph 7 of Part 1 of Schedule 12A to the Act.

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

2. The Chairman made the following statement:

“Having considered all the written evidence and oral submissions at the hearing itself, the Licensing Sub-Committee (LSC) is fully persuaded by the case put by the applicant and believe that it is appropriate, proportionate, and necessary to revoke the licence.

The LSC took the view put by both the Metropolitan Police Service and the Licensing Authority that they have no confidence in the ability or capacity of Ms Patterson as the Premises Licence Holder / Designated Premises Supervisor to operate the licence in accordance with its terms and conditions.

This situation was even exacerbated by the licence holder through verbal submissions on the day, demonstrating clearly that she did not comprehend the basis of the licence, the Licensing Act, or the implications of the contraventions presented, be that wholesale, wilful, or just naïve.

The evidence we heard from all parties made it clear that the licensing objectives were not promoted, and further we were not persuaded by the points made by the licence holder in mitigation.”

3. The Licensing Sub-Committee resolved to revoke the licence.

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EURO EXPRESS, 212-214 CHASE SIDE, ENFIELD, EN2 0QX (REPORT NO. 24)

RECEIVED the application made by Mr Haci Siringul for the premises situated at Euro Express, 212-214 Chase Side, Enfield, EN2 0QX for a new Premises Licence.

NOTED

1. The introductory statement of Ellie Green, Principal Licensing Officer, including:
 - a. The application was for a new premises licence, submitted by Mr Haci Siringul.

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- b. The application sought operating hours of 24 hours daily, and supply of alcohol (off supplies only) 08:00 to 00:00 daily.
 - c. The premises did have a licence, under a different named premises licence holder. The current licence only permitted sale of alcohol to 23:00 latest. This licence had been subject to review and had been revoked by the Licensing Sub-Committee on 27/4/16. An appeal had been lodged, but the matter was still to be determined by the magistrates court.
 - d. The Licensing Authority was satisfied there was no connection between this applicant and the named premises licence holder Mr Ali Arslan on the other licence that existed.
 - e. Additional conditions were sought by the Licensing Authority and the Police and were agreed by the applicant. Representations by the authorities were duly withdrawn.
 - f. Representations were made against the application by six local residents, as set out in Annex 03, on the grounds of prevention of crime and disorder, prevention of public nuisance, and the protection of children from harm. The first interested party had advised they were unable to attend this hearing. All the other five residents were invited, but none had confirmed or declined attendance. The Chair confirmed that all parties had received and read all the points made by the residents.
2. In response to the Chair's query, it was confirmed that once the outcome was determined in court in respect of the current licence, the Licensing Authority would notify the present licence holder.
 3. The statement of Mr Robert Sutherland, Keystone Law, solicitor on behalf of Mr Haci Siringul, the applicant, with interpretation assistance by Mr Gokan, including:
 - a. There was a current licence for Euro Express as opposed to Euro International, which would be the new shop name.
 - b. He was not instructed by the holder of the current licence, so was not able to offer its surrender. If granted, this licence would be slightly wider and would be the licence relied upon.
 - c. The additional conditions sought had been agreed and were set out in Annex 04.
 - d. The main difference from the current licence was the extra hour for supply of alcohol between 23:00 and 00:00. This additional hour was quite important from a commercial perspective. There were other convenience shops trading in the area and Mr Siringul believed that being licensed to 00:00, which was within the core hours policy, would be needed to make this business a viable concern.
 - e. It was appreciated that the premises was in a residential area, and mitigation of residents' concerns had been carefully considered, including signs reminding customers to respect the needs of local residents and leave the premises and area quietly.
 - f. The applicant would like to propose, as an additional condition, that between 23:00 to 00:00 cans or bottles of alcohol 500ml or less could be sold only with a minimum of four items to any customer. The interested

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parties' concerns had focused on vagrants and street drinkers and this proposal would be a useful deterrent as no-one would be able to come in and buy a single can or bottle late at night.

4. In response to the Chair's queries, it was confirmed that the applicant had made no direct contact with any of the local residents. It was agreed that this would be good practice, and that it would be clearly publicised that the shop was under new management. It was also confirmed that it was not felt necessary to include bottles of wine or spirits in the additional condition.
5. The summary statement of Ellie Green, Principal Licensing Officer, that, having heard the representations from all parties, it was for the Licensing Sub-Committee to take such steps as it considered appropriate for the promotion of the licensing objectives.

RESOLVED that

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

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

2. The Chairman made the following statement:

"The Licensing Sub-Committee (LSC) was sufficiently persuaded that the applicant is taking all reasonable and appropriate steps to promote the licensing objectives, and is further satisfied that there is no connection between the applicant and the holders of the current licence for Euro Express, presently under appeal.

The LSC fully acknowledges the points raised by local residents by way of objection, but were not persuaded that the fears and concerns could be directly ascribed to this specific applicant or this specific application sufficient to refuse the licence. Nor do we agree with the assertion that the conditions agreed between the applicant and the Metropolitan Police Service / Licensing Authority did not fully address the problem of bags of alcohol being purchased from Euro Express – any more than from other licensed premises in the area.

That said, the LSC welcomed the unprompted offer of an additional condition volunteered by the applicant in recognition that licensable activity being sought is one hour longer than with the present licence.

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Therefore we are applying new Condition 18 through which cans and bottles of alcohol of 500ml or less may be sold with a minimum of four items between 23:00 and 00:00.

Should the worst fears and concerns of these residents come to pass, and that the issues described could be directly identified with evidence as being sourced from Euro Express, then the opportunity to review this licence remains open to any potentially interested party or responsible authority.”

3. The Licensing Sub-Committee resolved that the application be granted in full as follows:

- (i) Hours the premises are open to the public: 24 hours daily.
- (ii) Sale of alcohol (off supplies only): 08:00 to 00:00 daily.

Conditions (in accordance with Annex 04):

- (i) Conditions 1 to 17, which are not disputed,
- (ii) AND additional Condition 18 by which cans and bottles of alcohol of 500ml and less may only be sold with a minimum of four items between the hours of 23:00 and 00:00.

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