

# Public Document Pack



## LICENSING SUB-COMMITTEE

Wednesday, 19 July 2017 at 10.00 am  
Council Chamber, Civic Centre, Silver Street,  
Enfield, EN1 3XA

Contact: Jane Creer  
Committee Secretary  
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E-mail: [jane.creer@enfield.gov.uk](mailto:jane.creer@enfield.gov.uk)  
Council website: [www.enfield.gov.uk](http://www.enfield.gov.uk)

Councillors : Chris Bond (Chair), Derek Levy and Peter Fallart

## 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. KOSK RESTAURANT, 269 HERTFORD ROAD, LONDON, N9 7ES (REPORT NO. 40) (Pages 1 - 54)

Application for a variation of a premises licence.

### 4. EXCLUSION OF THE PRESS AND PUBLIC

If necessary, to consider passing a resolution under Section 100A(4) of the Local Government Act 1972 excluding the press and public from the meeting for any items of business moved to part 2 of the agenda on the grounds that they involve the likely disclosure of exempt information as defined in those paragraphs of Part 1 of Schedule 12A to the Act (as amended by the Local Government (Access to Information) (Variation) Order 2006).  
(There is no part 2 agenda)

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**MUNICIPAL YEAR 2017/18 REPORT NO. 40**

**COMMITTEE :**  
Licensing Sub-Committee  
19 July 2017

**REPORT OF :**  
Principal Licensing Officer

**LEGISLATION :**  
Licensing Act 2003

Agenda – Part1	Item
<p><b>SUBJECT :</b> Application for a Variation of a Premises Licence</p> <p><b>PREMISES :</b> Kosk Restaurant, 269 Hertford Road, LONDON, N9 7ES</p> <p><b>WARD :</b> JUBILEE</p>	

**1.0 LICENSING HISTORY**

- 1.1 The premises was formerly The Cock pub, and a premises licence has been in place since 2005. Due to extensive renovations under new ownership, previous licences were surrendered.
- 1.2 On 15 August 2016, a new premises licence application was issued (LN/201600395), naming Mr Ismail Koca as both the premises licence holder and Designated Premises Supervisor. This application was not subject to any representations, was granted by officers in accordance with delegated powers.
- 1.3 On 1 September 2016, a minor variation application was granted, adding late night refreshment to the licensable activities. This application was not subject to any representations, and was granted by officers in accordance with delegated powers.
- 1.4 Mr Ismail Koca has not applied for any Temporary Event Notices.

**2.0 CURRENT POSITION:**

- 2.1 Premises Licence LN/201600395 permits:
- 2.1.1 Hours the premises are open to the public: 08:00 to midnight daily.
  - 2.1.2 Supply of alcohol (on and off supplies): 12:00 to 23:45 daily.
  - 2.1.3 Recorded music (indoors and outdoors): 08:00 to 23:45 daily.
  - 2.1.4 Live music (indoors only): 18:00 to 23:00 Friday to Sunday.
  - 2.1.5 Late night refreshment (indoors): 23:00 to midnight daily.
- 2.2 A copy of a location map of the premises is attached as Annex 1.
- 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 Ismail Koca for a variation of premises licence. The application seeks:**

**3.1.1 Hours the premises are open to the public: 07:00 to 05:00 daily.**

**3.1.2 Late night refreshment (indoors and outdoors): 23:00 to 05:00 daily.**

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

**3.3 Each of the Responsible Authorities were consulted in respect of the application.**

**3.4 A copy of the application is attached as Annex 3, which includes letter of support from customers, and also a covering letter from the applicant. The plan is attached as Annex 4.**

**4.0 RELEVANT REPRESENTATIONS:**

**4.1 Metropolitan Police: Representation is made on the grounds of the prevention of crime and disorder. The Police considers that it is appropriate, for the promotion of the licensing objectives to refuse the variation application with regards to extension of hours which are outside the CIP core hours. The amended plan is accepted however.**

**4.2 A copy of the Police representation is attached as Annex 5.**

**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 and crime and disorder. The authority considers that it is appropriate, for the promotion of the licensing objectives to refuse the variation application with regards to extension of hours which are outside the CIP core hours. The amended plan is accepted also.**

**4.4 A copy of the Licensing Authority representation is attached as Annex 6.**

**5.0 PROPOSED LICENCE CONDITIONS**

**5.1 There are no additional conditions offered by the applicant or proposed by the Responsible Authorities with regards to this application.**

**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 Edmonton 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 Late night refreshment: Monday to Sunday 23:00 to 00:00 [Pol s.9.24.4]:**

**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 :**

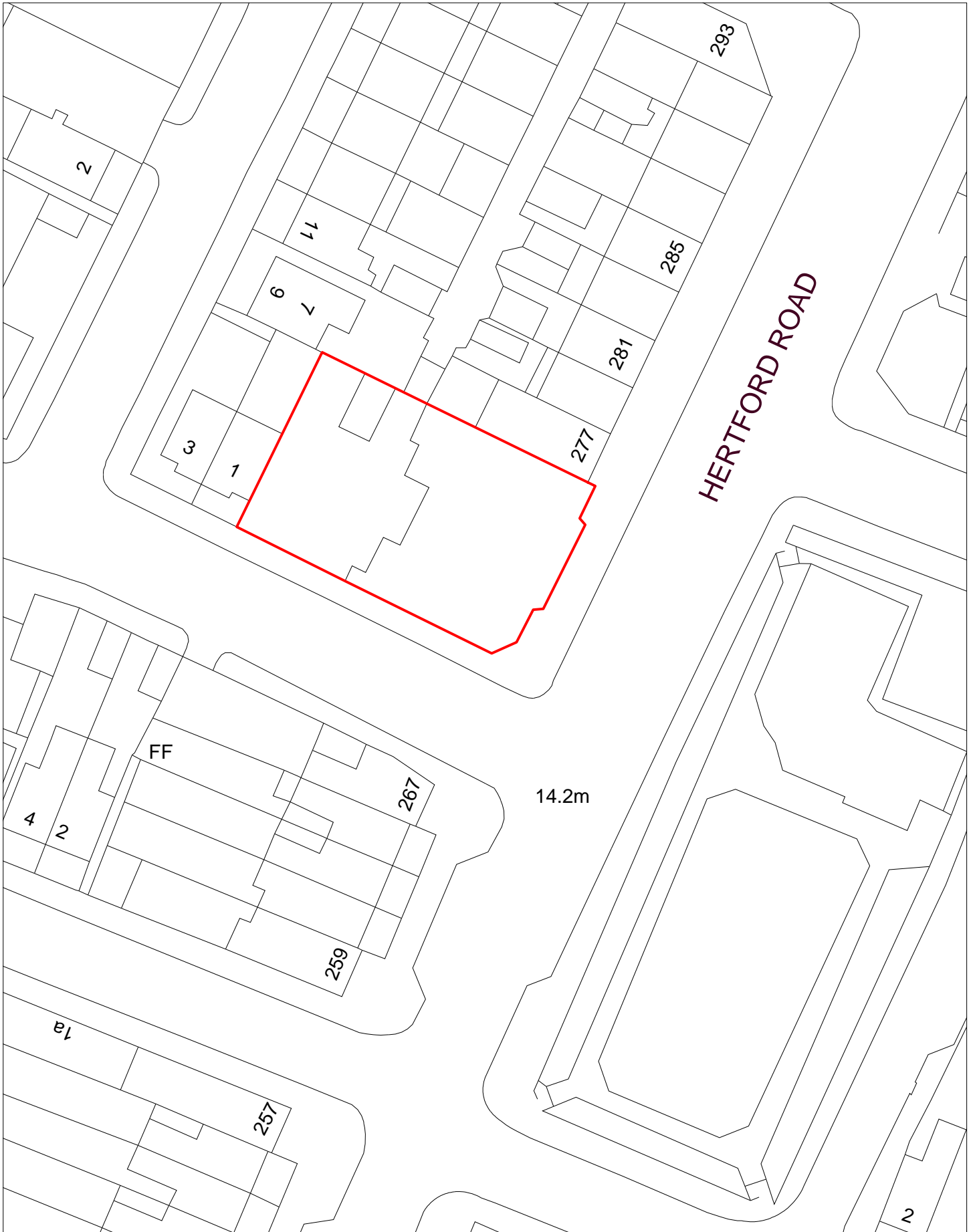
- 6.14 As a matter of practice, licensing authorities should seek to focus the hearing on the steps considered appropriate to promote the particular licensing objective or objectives that have given rise to the specific representation and avoid straying into undisputed areas. A responsible authority 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:
- 6.15.1.1 the steps that are appropriate to promote the licensing objectives;
  - 6.15.1.2 the representations (including supporting information) presented by all the parties;
  - 6.15.1.3 the guidance; and
  - 6.15.1.4 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**

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**Kosk Restaurant, 269 Hertford Road, LONDON, N9 7ES**

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



Drg.No. 6900DM  
File ref.  
Scale 1:500 @ A4  
Date 05/07/17

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Licensing Act 2003

**PART A – PREMISES LICENCE**

**Granted by the London Borough of Enfield as Licensing Authority**

**Premises Licence Number :** LN/201600395

**Part 1 – Premises Details**

**Postal address of premises :**

**Premises name :** Kosk Restaurant

**Telephone number :** Not provided

**Address :** 269 Hertford Road LONDON N9 7ES

**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 :	08:00 - 00:00
Monday :	08:00 - 00:00
Tuesday :	08:00 - 00:00
Wednesday :	08:00 - 00:00
Thursday :	08:00 - 00:00
Friday :	08:00 - 00:00
Saturday :	08:00 - 00:00
Christmas Eve :	08:00 to 03:00
New Years Eve:	08:00 to 03:00

(2) **Supply of Alcohol - On & Off Supplies**

Sunday :	12:00 - 23:45
Monday :	12:00 - 23:45
Tuesday :	12:00 - 23:45
Wednesday :	12:00 - 23:45
Thursday :	12:00 - 23:45
Friday :	12:00 - 23:45
Saturday :	12:00 - 23:45
Christmas Eve :	11:00 to 01:30
New Years Eve:	11:00 to 01:30

(3) **Live Music - Indoors**

Sunday :	18:00 - 23:00
Monday :	-

Tuesday :	-
Wednesday :	-
Thursday :	-
Friday :	18:00 - 23:00
Saturday :	18:00 - 23:00
Christmas Eve :	18:00 to 01:30
New Years Eve :	18:00 to 01:30

**(4) Recorded Music - Indoors & Outdoors**

Sunday :	08:00 - 23:45
Monday :	08:00 - 23:45
Tuesday :	08:00 - 23:45
Wednesday :	08:00 - 23:45
Thursday :	08:00 - 23:45
Friday :	08:00 - 23:45
Saturday :	08:00 - 23:45
Christmas Eve :	08:00 to 02:00
New Years Eve :	08:00 to 02:00

**(5) Late Night Refreshment - On Supplies**

Sunday :	23:00 - 00:00
Monday :	23:00 - 00:00
Tuesday :	23:00 - 00:00
Wednesday :	23:00 - 00:00
Thursday :	23:00 - 00:00
Friday :	23:00 - 00:00
Saturday :	23:00 - 00:00
Christmas Eve :	23:00 to 03:00
New Years Eve :	23:00 to 03:00

**Part 2**

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

**Name :** Mr Ismail Koca

**Telephone number :** Not provided

**e-mail :** [REDACTED]

**Address :** [REDACTED]

**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 :** Mr Ismail Koca

**Telephone number :** Not provided

**e-mail :** [REDACTED]

**Address :** [REDACTED]

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

**Personal Licence Number :** LN/201500826

**Issuing Authority :** London Borough of Enfield

**Premises Licence LN/201600395 was first granted on 15 August 2016.**

**Signed :**



**Date : 1st September 2016**

**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**

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

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

**1. There shall be no adult entertainment or services, activities or matters ancillary to the use of the premises that may give rise to concern in respect of children.**

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

- (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) A member of staff shall be trained to operate the CCTV system and download images/footage upon request by Police or authorised local authority employees.**
- (14) 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. Immediate copies must be made available to Police or authorised local authority employees on request.**

**3. Alcohol shall only be sold ancillary to a meal purchased at the premises.**

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

5. **Music shall not be provided in the outside seating area.**
6. **The outside seating areas shall not be used after 21:00.**
7. **When in use, there shall be no more than 16 people in the front outside seating area.**
8. **When in use, there shall be no more than 40 people in the back outside seating area.**
9. **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.**
10. **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.**
11. **A 'Think 25' proof of age scheme shall be operated and relevant material shall be displayed at the premises.**
12. **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.**
13. **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.**
14. **Deliveries to the premises shall only be made between 08:00 and 19:00.**
15. **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 21:00 hours and 08:00 hours.**
16. **All doors and windows shall be kept closed but not locked during live and or recorded music.**
17. **An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, which will record the following:**
  - (i) **All crimes reported to the venue**
  - (ii) **All ejections of patrons**
  - (iii) **Any complaints received**
  - (iv) **Any incidents of disorder**
  - (v) **All seizures of drugs or offensive weapons**
  - (vi) **Any faults in the CCTV system**
  - (vii) **Any visit by a relevant authority or emergency service**

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

**Not applicable**



Annex 4 – Plans







	Magnolia Square Limited 57 Rathbone Place London W1T 1JU  020 7479 4855	PROJECT KOSK Restaurant 269 Hertford Road London N9 7ES		
	PRINT AT A3 PAPER SIZE			
JOB TYPE MEASURED SURVEY	DRAWING TITLE TABLES AND CHAIRS	DATE JULY 2016	SCALE 1:100	DRAWING NUMBER 11456

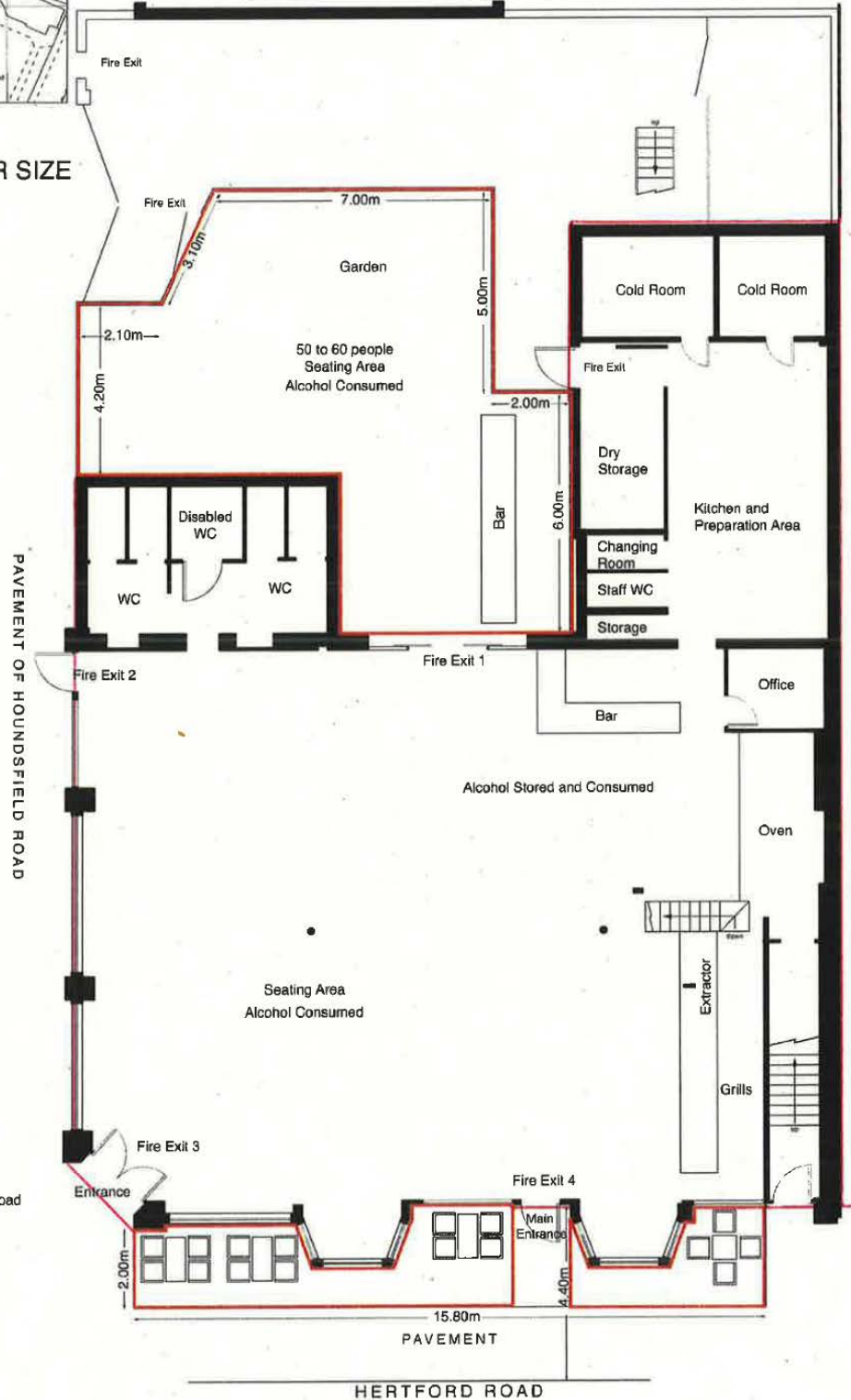
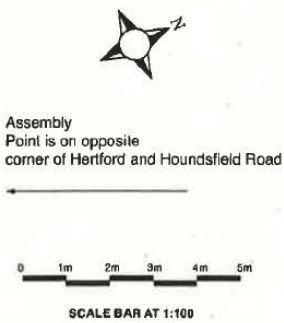
PRINT AT A3 PAPER SIZE

PLAN 1

Ground Floor  
As Proposed  
(SHOWING TABLES  
AND CHAIRS)

Legend	
	Chair 55cm x 55cm
	Table 110cm x 50cm
	Table 60cm x 60cm
	Area within which tables and chairs are positioned

*- = licensable area*



PLEASE CALL 020 7479 4855 FOR ASSISTANCE

**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.

WK/217014442

£190

Rec No: 32313

ENFIELD Council



London Borough of Enfield

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We ISMAIL KOCA of KOSK RESTAURANT  
(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/201600395
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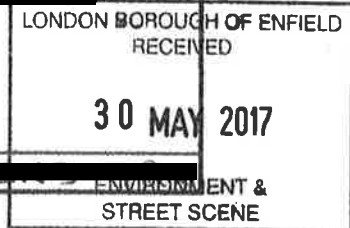
Part 1 - Premises Details

Postal address of premises or, if none, ordnance survey map reference or description <u>KOSK RESTAURANT</u> <u>269 HERTFORD ROAD</u>			
Post town	<u>LONDON</u>	Postcode	<u>N9 7ES</u>

Telephone number at premises (if any)	<u>0208 216 1382</u>
Non-domestic rateable value of premises	<u>£ 24500</u>

Part 2 - Applicant details

Daytime contact telephone number	<u>0208 216 1282</u>		
E-mail address	<u>info@koskrestaurant.co.uk</u>		
Current postal address if different from premises address	<u>ENFIELD</u>		
Post town	<u>LONDON</u>	Postcode	<u>[REDACTED]</u>



Person

19/7

**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  
15 05 2017

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

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

<sup>2)</sup> I would like to extend my business hours to be able to provide my service to local people and businesses. I believe there is a high demand for such service and I willing to provide this as KOSK RESTAURAN.

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:

200. people per day

**Part 4 Operating Schedule**

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

**Provision of regulated entertainment (Please see guidance note 3) Please tick all that apply**

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

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

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

**In all cases complete boxes K, L and M**

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input checked="" type="checkbox"/>
			N/A	<del>Both</del>	<input checked="" type="checkbox"/>
Mon	07:00	05:00	N/A	Please give further details here (please read guidance note 5)	
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 6)		
Thur					
Fri			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 (please read guidance note 7)		
Sat					
Sun					



B

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

C

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

D

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

E

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

F

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

G

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

H

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

I

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	07:00	05:00	Please give further details here (please read guidance note 5)	Both	<input checked="" type="checkbox"/>
Tue	07:00	05:00			
Wed	07:00	05:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 6)		
Thur	07:00	05:00			
Fri	07:00	05:00	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 (please read guidance note 7)		
Sat	07:00	05:00			
Sun	07:00	05:00			



J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input type="checkbox"/>
Day	Start	Finish		Off the premises	<input type="checkbox"/>
Mon	12:00	23:45	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 6)	Both	<input checked="" type="checkbox"/>
Tue	12:00	23:45			
Wed	12:00	23:45			
Thur	12:00	23:45	<b>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</b> (please read guidance note 7)		
Fri	12:00	23:45			
Sat	12:00	23:45			
Sun	12:00	23:45			

K

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

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6)
Day	Start	Finish	
Mon	07:00	05:00	
Tue	07:00	05:00	
Wed	07:00	05:00	
Thur	07:00	05:00	
Fri	07:00	05:00	
Sat	07:00	05:00	
Sun	07:00	05:00	
			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 7)

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

Please tick as appropriate

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

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

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

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

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

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

**c) Public safety**

**d) The prevention of public nuisance**

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

Checklist:


Please tick to indicate agreement

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

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

**Part 5 – Signatures** (please read guidance note 12)

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

Signature	
Date	25 / 5 / 2017
Capacity	ISO seat

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

Signature	
Date	
Capacity	

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

Post town		Post code	
Telephone number (if any)			
E-mail address			

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Dearest Kosk customer/s, its almost a year now since we open our restaurant and we cannot thank you enough for your continuous support and custom. We are working non-stop to find ways to improve our service in every possible way and decided to extend our operating hours to 05:00 everyday. In order to council grant us with permission to open these hours we need your support, please sign below, if you agree with us

Name & Surname	Email address	Signature
Ayten Sonmez	Netya-Sonmez@hotmail.co.uk	
METIN KARTAL	metco-kartal@hotmail.co.uk	
Zelina Sonmez	zelina-sonmez@hotmail.co.uk	
Hasan Akyol	hasinat.yol@gmail.com	
Elif Murgall	—	
HUSAN SONMEZ	—	
EREL KARTAL	—	
Z MAJID	HANOVER PROPERTY & HOME CO. UK	
BERIA BEYAZ	—	
DENIZ KOCA	DENIZKOCA76 HOTMAIL.COM	
DAMLA YESIL	—	
Carine Donnet	—	
Rani Dsouza	sevenpillarsministriesag@gmail.com	
MAJ CHOWDHURY	—	
MAHMUD ABDULLAH	—	







Dearest Kosk customer/s, its almost a year now since we open our restaurant and we cannot thank you enough for your continuous support and custom. We are working non-stop to find ways to improve our service in every possible way and decided to extend our operating hours to 05:00 everyday. In order to council grant us with permission to open these hours we need your support, please sign below, if you agree with us

Name & Surname	Email address	Signature
Yeliz Tozun	yeliz_tozun@yahoo.com	YT
Carmena Alben	carmona@hotmail.com	
RAMAZAN SAKILMAZ	YANLIZKURT@hotmail.co.uk	
OZCAN UCUK	ozcanucuk2011@hotmail.com	
Hasim Akay	//	
SHAFINA PATEL	SHAFINAP@HOTMAIL.COM	S. Patel
MUTEVEZEL OSMAN	//	
Ahmet Kural	//	
ELGAN MEHMET	//	
Olina & Alessandra	= // =	
Miirem Sachi	—	
Ayşun DONDU	ay Gunduz272@hotmail.com	
Mevim Ali	//	
Kasim DEMIR	//	
Zeki aslan	//	

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Hayirola Berkpinar  
Kosk Restaurant  
269 Hertford Road  
London  
N9 7ES  
02082161282  
07855757212  
[info@koskrestaurant.co.uk](mailto:info@koskrestaurant.co.uk)  
[berkpinar2@aol.com](mailto:berkpinar2@aol.com)

25 May 2017

London Borough of Enfield  
Silver Street  
Enfield  
EN1 3XY

Dear Sir or Madam,

I am general manager of Kosk restaurant that operates in the borough, over a year now. It is such a privilege to be in the area providing good food and service in the area. Since we opened this establishment there has been a high demand that we extend our opening hours. We think it is the right time to do so now as we got to know the area and the people.

I have personally had chances to speak to Charlotte Palmer from licencing department as she has provided much valued advice and guidance for me to submit this application. On number of occasions Mrs Palmer has informed me that this particular area is "high crime area" and it is unlikely that I get the planning approved to extend my operation hours.

We are aware that this particular area is not its best but as investors and business operators in the we cannot continue this forever. We are willing to do our part to help this area to get back at its best, even though there are many food outlets operates throughout the day such as McDonald's, furthermore there are many supermarkets that supply alcohol in the area for 24 hours a day.

We are willing to cooperate with local authorities to improve this area however we can. I really think if you approve our operating hours, there would be more local people have jobs, off benefit, off street, off crime, I'm sure you agree with me on this.

As Kosk restaurant I am prepared to take whatever measures necessary o make sure everyone is safe and all laws are being abide, even though if we have to provide our own security for the establishment.

We strongly believe that we can generate this are and make it better for local people, local authority and businesses with full cooperation of businesses and local authority. I hope that Enfield Council can provide a chance for us to change this area as its affecting the house prices, insurance costs etc.

I like to take this opportunity to thank you in advance and looking forward to hear from you in near future, in meant time if you require further information please do not hesitate to contact me.

Yours sincerely

Hayirola Berkpinar

A handwritten signature in black ink, appearing to read 'Hayirola Berkpinar', written in a cursive style.

SITE PLAN - NTS



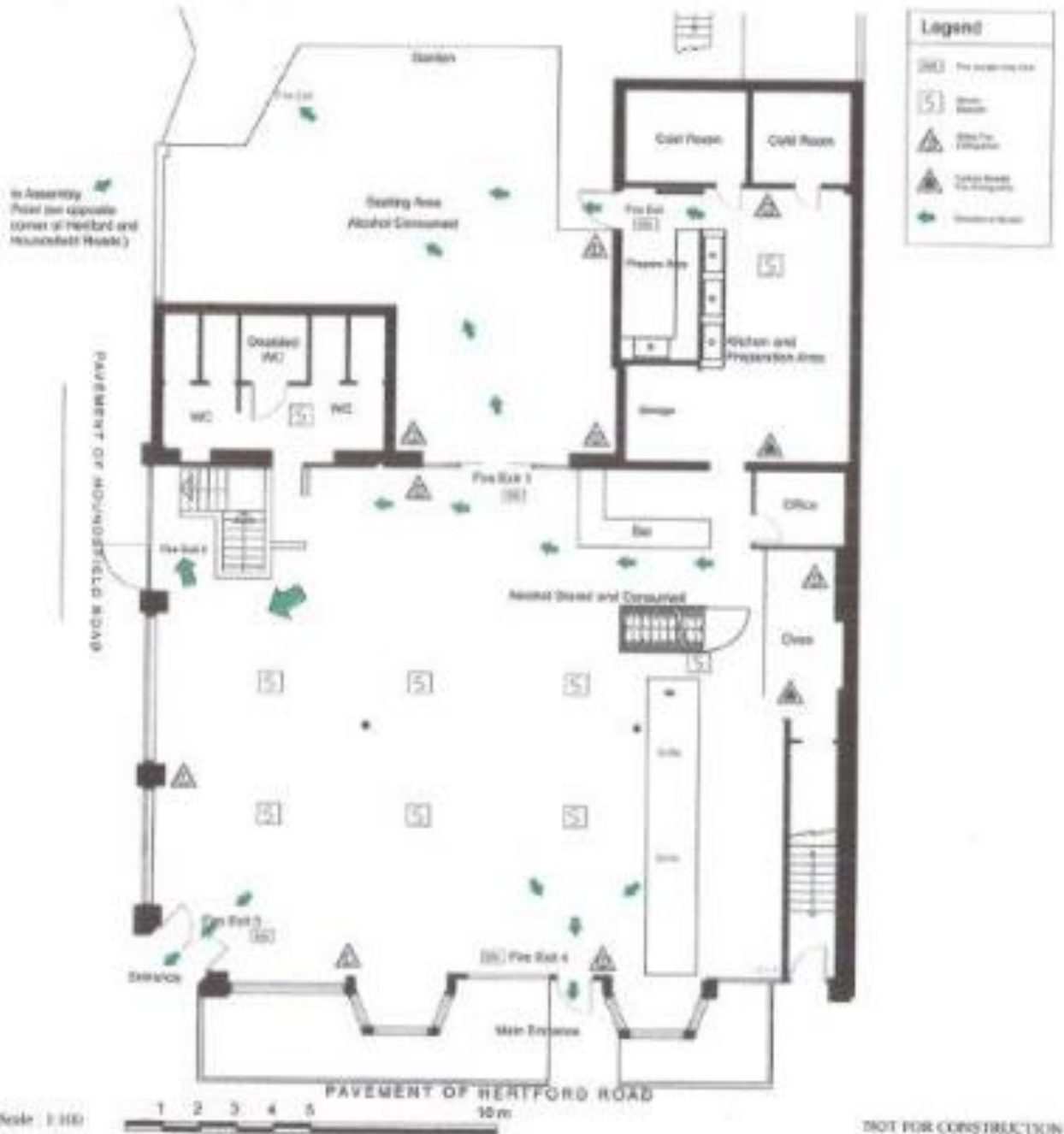
**ESI LICENCE LTD.**

84 MYED LANE  
BROADLEY  
BRT 95E  
S 2354 000 000

PRELIMINARY



Project	300 Hertford Road, LONDON, N9 7LS	Scale	P2
Drawing	Ground Floor Plan	Date	11/09/14
No.	11-09-05-FB-F-LAD	Rev	01/01/2014
Author	M. Khan	PI	Issued for comment and approval
		RI	Revised layout provided



**Legend**

- [Symbol] Fire Extinguisher
- [Symbol] Fire Alarm
- [Symbol] Fire Exit
- [Symbol] Fire Exit
- [Symbol] Fire Exit

Note: 1:100

NOT FOR CONSTRUCTION

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## Annex 5



### POLICE REPRESENTATION

**Name and address of premises:** **Kosk Restaurant**  
**269 Hertford Road**  
**Edmonton**  
**N9 7ES**

**Type of Application:** **Vary Premises Licence**

#### The Application

This is an application to vary the premises licence to amend the licensing hours and also to submit the correct plan for the current restaurant

Opening Hours	Monday to Sunday 07:00 - 05:00
LNR	Monday to Sunday 23:00 - 05:00

#### Location

This venue is situated within a busy road. There are residential properties above the venue and in nearby streets.

#### History

I have researched Police crime and intelligence systems relating to this venue with a negative result. However, the Licensing Authority have received several noise complaints from members of public.

#### Cumulative Impact Policy

London Borough of Enfield

#### **Licensing Act 2003**

Licensing Policy Statement (Fifth Edition 28<sup>th</sup> January 2015)

9.21 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 within the limits set out (referred to as Core Hours) for premises and/or clubs inside the cumulative impact policy areas will generally be

granted, subject to consideration of any representations about the way in which the application will promote the licensing objectives.

- 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 premises is within Enfield Boroughs Cumulative Impact Policy area. Hours sort are not within the limits set out and as such, section 9.22 refers.

I have considered the application without a new operating schedule being proposed and if this application were granted, as requested, the effect could be detrimental to the Licensing objectives.

**In summary I wish to make representation on the following:**

- Prevention of crime & disorder

In view of the CIP, Police are objecting to the proposed hours for the opening time and Late Night Refreshment (LNR)

In view of the complaints of excessive noise received by the council and the locality of the restaurant I believe it would be detrimental to the wellbeing of the local residents should this restaurant be granted the later hours. It would appear the PLH/DPS do not appreciate the concerns of the community, as a whole, nor do they appear to understand the importance of complying with the regulations regarding licensing as they have breached their licensing conditions more than once.

Therefore Police do not have confidence in the PLH/DPS to promote the licensing objectives.

Officer: Karen Staff PC237YE

Tel: 0208 379 3915

[Ye-licensing@met.pnn.police.uk](mailto:Ye-licensing@met.pnn.police.uk)

Date: 27th June 2017





### 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:** Kosk Restaurant  
269 Hertford Road  
London  
N9 7ES

**Type of Application:** Variation of a 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 for a restaurant to amend the licensed hours as follows:

Activity	Current Hours	Hours Applied
Open	08:00 – 00:00 everyday	07:00 – 05:00 everyday
Alcohol (on and off sales)	12:00 – 23:45 Mon - Sat	No change
Live Music	18:00 – 23:00 Fri - Sun	No change
Recorded Music	08:00 – 23:45 - Everyday	No change
LNR	23:00 – 00:00 - Everyday	23:00 – 05:00 everyday

The application is also to amend the plan attached to the licence. No additional conditions have been added in the operating schedule.

Detailed below is the history of the premises since the last variation was submitted:

**01/09/16** – Minor variation granted adding late night refreshment from 23:00 – 00:00. Email sent from Ellie Green (EVG), Principal Licensing Officer to agent advising that the Licensing team had been advised that the plan attached to the licence was not accurate. Also reminded to surrender old premises licence.

**15/09/16** – New plan received via email but no application attached.

**16/09/16** - 20:35 – Out of Hours Licensing Enforcement Officer (VPK) visited premises to check plan and advised new plan must be submitted and they must find out what type of application was needed to do this. (Overlap with 15/09/16) **See Appendix 1.**

**19/09/16** – Email to agent (from EVG) advising variation application required to update plans.

**30/09/16** – 21:35 - The Out of Hours Noise Team received a complaint in relation to the use of a microphone and loud music coming from the garden of the premises. Complainant advised officers that on previous occasion's music continued on until midnight. 21:55 – Officers visited complainant, no music heard initially and then whilst they were at the complainant's doorstep they heard a loud PA system being used and amplified speech. Officers visited restaurant. At rear of building there is a wooden extension, the door was open and speaker could be seen inside. Party/event ongoing. Visited main restaurant area and met duty manager. Walked to rear and advised on complaint and to not use PA system. Manager said it was not normally used and the area was a smoking shelter. Checked Licence Condition 16 states: All doors and windows shall be kept closed but not locked during live and or recorded music.

**05/10/16** – Email sent to Premises Licence regarding noise complaint.

**14/10/16** - 22:45 - 23:30 – Licensing Enforcement Officer visited premises and carried out a full licence inspection, met with Selen Bag, wife of PLH, Mr Koca, who was also present. Advised that plan still needs to be formally updated. Discussed recent noise complaints and advised of consequences if witnessed again. Reminded of relevant conditions. 5. Music shall not be provided in the outside seating area. 6. The outside seating areas shall not be used after 21:00. Selen Bag's family sitting drinking tea in rear garden at time of visit. Following conditions in breach:  
C.2 (2), (11) - CCTV needs to be recorded for 31 days and full head and shoulder shots of entrance required. C. 11 - No think 25 poster displayed. C. 12 - No refusals book. C.13 - Leave quietly signs required at all exits. C.17 - Incident book required - recommended to use diary or refusal book. Inspection report completed, signed and copy issued to Selen Bag. **See Appendix 2.**

**17/10/16** – Resources and variation application emailed to Premises Licence Holder (EVG) to assist with compliance.

**02/12/16** – 22:00 – PC Karen Staff, Police Licensing Officer visited the premises to discuss the plans. She was advised that they are using an agent to amend the plans and the plans had been sent to the council. Advised that they had not received Think 25 poster or refusals book so have made their own. Advised to move Think 25 from behind bar where it cannot be seen to front of bar where customers can see it.

**07/12/16** – Email sent to agent (EVG) chasing up variation to update plans.

**16/01/17** - Email sent to agent (CPX) chasing up variation to update plans.

**20/01/17** – 22:05 – 22:15 - Licensing Enforcement Officers (CPX/VPK) entered premises and advised owner that accurate plans still need to be formally submitted. Spoke to agent via phone and they agreed to sort ASAP. **See Appendix 3.**

**03/02/17** – PC Karen Staff visited premises and advised plan still not formally received.

**14/03/17** – Anonymous noise complaint received in relation to loud music coming from the premises everyday.

**14/03/17** – Email sent to PLH (CPX) regarding noise complaint and advising still need to submit variation application to update plans.

**17/03/17** – Plan received from PLH's wife.

**20/03/17** – Email reply sent (CPX) advising plan must be submitted with a variation application. Meeting requested with Officer, later cancelled by PLH's wife who advised she needed more time to submit the application.

**31/03/17** – Email sent (CPX) chasing up application.

**23/04/17** – Anonymous noise complaint received in relation to noisy entertainment coming from the premises.

**23/05/17** - Email sent (CPX) chasing up application.

**27/05/17** – 23:20 – Noise complaint received in relation to loud music and people noise. 23:49 – Spoke to complainant who said they could hear a PA system. Agreed to visit. 00:06 – Visited area premises now closed.

**30/05/17** – Application submitted.

**06/06/17** – Emailed premises to advise of complaint.

**14/06/17** – Call from Manager stating no issues on that night – agreed to visit and check CCTV on 16/06/17.

**16/06/17** – 22:50 - 23:36 - Licensing Enforcement Officers (CPX/EVG) visited premises and carried out a full licence inspection and checked the CCTV from recent complaint dates. Condition 6 - Outside seating area must not be used after 21:00. There were 12 people out the back when the officers arrived. There were still people outside at 22:00 when the condition was checked and six people were in the back garden at 23:30. When officers left the premises they noted that there were also 6 people sitting outside the front of the premises - two of whom had only just been served hot drinks - staff should have told them they had to go inside before serving them. Advised to tell anyone wanting to use the outside area that they have to go inside at 21:00. Condition 11 - Think 25 poster to be displayed. Condition 9, 10 - Staff training records could not be found - requested these be emailed to officer. Advised to close door to garden area at 21:00 to ensure no one goes out there. Discussed recent noise complaint - microphones are used to sing Happy Birthday to customers and music is turned up for a short time when the cakes are brought out – Officers were told that there can be lots of birthdays in one night - recommend microphones are not used and doors / windows are closed when singing takes place to ensure it is not audible outside. Discussed application to extend hours and why this is required. PLH does not speak much English so his wife answered and advised that they felt it would be good for the Turkish Community and it would increase their profits so it would be good for them too. When asked about the impact on local residents her response was 'that's the only thing'. She made reference to getting door staff and was advised that if they were planning to do this they should consider offering it formally as a condition. She was advised about the Cumulative Impact Policy and that objections would be made to the increase in hours. **See Appendix 4.**

#### **Cumulative Impact Policy (CIP)**

This premises is located in one of the Enfield Council's Cumulative Impact Policy Areas.

The CIP came into force in April 2012 and relates to all new and variation applications and states that the core hours granted for this type of premises in this particular location should not exceed the following:

Late night refreshment:  
Monday to Sunday 23:00 – 24:00

The hours applied for exceed those of specified in the CIP.

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

### **Location**

This is a large restaurant seating around 150 people. The premises is situated in a mixed commercial and residential area. There are residential properties above the premises and in nearby side streets. The Licensing Authority is concerned that residents could be disturbed by noise from those arriving at and leaving the premises during the early hours of the morning. Ambient noise levels are reduced during the early hours of the morning and if this application were granted it could lead to increased noise and disturbance to the surrounding area and could be detrimental to residents.

As can be seen in the notes above complaints have already been received in relation to noise coming from the premises.

### **Conclusion**

I wish to make representation on the following: **Prevention of Public Nuisance**  
**Prevention of Crime and Disorder**

The noise complaints and licence breaches discovered during the recent licence inspection have led to a lack of confidence in those running the premises. This lack of confidence has also been caused by the fact it has taken almost 9 months of repeated requests to get the new plan submitted via a variation application. The Premises Licence Holder has been far too slow to act despite knowing that it is a legal requirement that the plans be accurate. The Manager knew there was an application pending and that Officers would be visiting that premises on the evening of 16/06/17 yet breaches were still discovered.

This premises is in a CIP area showing that it is already an area with increased crime and disorder. To date, the applicant has not offered any additional licence conditions in the operating schedule.

Given the close proximity to local residents, and in line with the Cumulative Impact Policy, the Licensing Authority objects to any increase in licensed hours and recommends that the only amendment to this licence be to update the plan attached to the licence.

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

Duly Authorised: Charlotte Palmer, Licensing Enforcement Officer

Contact: [charlotte.palmer@enfield.gov.uk](mailto:charlotte.palmer@enfield.gov.uk)

Signed:



Date: 21/06/17

REF: WK/ 2160 4014 2

LICENSING ENFORCEMENT INSPECTION REPORT

Premises Name	Kosic Restaurant	
Premises Address	269 He-ford Rd N9 7ES	
Time of Visit:	Start: 20:35	Finish: 20:46

During an inspection of your premises on 16<sup>th</sup> September 2016, the following was checked:

- Part B of Premises Licence displayed? Yes  No   
 Address & tel no. of PLH & DPS on licence correct? Yes  No  (If incorrect, insert new details below)  
 Conditions of licence checked? Yes  No

No. of condition not in compliance	Evidence/Advice
	Visit to check plan attached to licence. Plan is not accurate.
	Staircase use toilets missing. Bar shown that does not exist. Changing room, staff w.c and storage room are shown but do not exist.
	Plan forms part of licence so must legally be accurate.
	Old Premises licence has not been surrendered. Please do so in writing, returning old licence to the licensing team.

Any other matter(s) that need addressing: You must submit an amended plan email licensing@enfield.gov.uk with the plan and ask what type of application required.

You are required to have the above matters attended to within .....days of this notice. Failure to rectify the above breaches may constitute a criminal offence and result in legal proceedings being brought against you.

LICENSING ENFORCEMENT	RECIPIENT OF NOTICE
Signature of Officer on visit: <i>Victor</i>	Signature: <i>Selen Bag</i>
Print Name: Victor Viktorovics	Print Name & Position: <i>Selen Bag</i>
Email/Tel: 020 8379 5602. victor.viktorovics@enfield.gov.uk	Email/Tel: [REDACTED]

Application forms can be downloaded at <https://new.enfield.gov.uk/services/business-and-licensing/>.

REF: WK/216040142

LICENSING ENFORCEMENT INSPECTION REPORT

LICN\_1

APPENDIX 2

Premises Name	Kash Restaurant	
Premises Address	269 Hertford Road, London, N9 7ES.	
Time of Visit:	Start: 22.45.	Finish: 22.23.30.

During an inspection of your premises on Friday 14th Oct 2016....., the following was checked:

Part B of Premises Licence displayed? Yes  No   
 Address & tel no. of PLH & DPS on licence correct? Yes  No  (If incorrect, insert new details below)  
 Conditions of licence checked? Yes  No

No. of condition not in compliance	Evidence/Advice
	(2) ensure full frame shots of heads + shoulders - CCTV
	C2 - (11) can't check whether 31 days of footage. - CCTV
13	'Leave quietly' posters to be displayed at all exits.
11	'I think 25' poster needs to be displayed.
9+10	Staff training is needed and training must be documented - time and conditions of the licence, who they can & can't sell to, what ID to accept, how to complete the refusals book.
12	Refusals book needed.
17	Incident book needed. (dry)

Any other matter(s) that need addressing: Reminded that the plan attached to the licence still needs to be updated. Discussed recent noise complaint and consequences of this being witnessed by officers. Reminded of condition 5 & 6 - no music to be provided in the outside seating areas and these areas must not be used after 21.00.

You are required to have the above matters attended to within 14 days of this notice. Failure to rectify the above breaches may constitute a criminal offence and result in legal proceedings being brought against you.

LICENSING ENFORCEMENT	RECIPIENT OF NOTICE
Signature of Officer on visit: <i>Palmer</i>	Signature: <i>Selen Bag</i>
Print Name: <b>CHARLOTTE PALMER</b>	Print Name & Position: <b>Selen Bag</b>
Email/Tel: Charlotte.palmer@enfield.gov.uk	Email/Tel: [Redacted] info@kashrestaurant.co.uk

Application forms can be downloaded at <https://new.enfield.gov.uk/services/business-and-licensing/>.

Material such as leave quietly signs, training guidance and refusals book is available to download and print at [http://www.enfield.gov.uk/downloads/download/2316/compliance\\_documents](http://www.enfield.gov.uk/downloads/download/2316/compliance_documents)



REF: WK/

LICENSING ENFORCEMENT INSPECTION REPORT

LICN\_1

APPENDIX 3

Premises Name	Kiosk	
Premises Address	Hertford rd Edmonton	
Time of Visit:	Start: 22:05	Finish: 22:15

During an inspection of your premises on 20th January.....2017....., the following was checked:

- Part B of Premises Licence displayed? Yes  No
- Address & tel no. of PLH & DPS on licence correct? Yes  No  (If incorrect, insert new details below)
- Conditions of licence checked? Yes  No

No. of condition not in compliance	Evidence/Advice
	You must submit an accurate plan of the premises
	This forms part of your licence. You are therefore
	currently in breach of <del>your</del> the licensing Act.

Any other matter(s) that need addressing: Please send plan to  
licensing@enfield.gov.uk

You are required to have the above matters attended to within 7.....days of this notice. Failure to rectify the above breaches may constitute a criminal offence and result in legal proceedings being brought against you.

LICENSING ENFORCEMENT	RECIPIENT OF NOTICE
Signature of Officer on visit: <i>V. Ktorakis</i>	Signature: <i>Ismael HOCA</i>
Print Name: Victor Ktorakis	Print Name & Position: Ismael HOCA
Email/Tel: 020 8379 3602 Victor.ktorakis@enfield.gov.uk	Email/Tel: [REDACTED]

Application forms can be downloaded at <https://new.enfield.gov.uk/services/business-and-licensing/>.

Material such as leave quietly signs, training guidance and refusals book is available to download and print at [http://www.enfield.gov.uk/downloads/download/2316/compliance\\_documents](http://www.enfield.gov.uk/downloads/download/2316/compliance_documents)

REF: WK/217015476

## LICENSING ENFORCEMENT INSPECTION REPORT

LICN\_1

APPENDIX 4

Premises Name	Kosk Restaurant	
Premises Address	269 Hertford Road N9 7ES	
Time of Visit:	Start: 22.50	Finish: 23.33

During an inspection of your premises on ...fri 16th June..... 20.17....., the following was checked:

Part B of Premises Licence displayed? Yes  No



Address & tel no. of PLH & DPS on licence correct? Yes  No  (If incorrect, insert new details below)

Conditions of licence checked? Yes  No

No. of condition not in compliance	Evidence/Advice
	Application to vary licence pending - full licence inspection
6	Outside seating area can not be used after 21.00.
11	Drink 25 poster to be displayed.
9 + 10	Staff training records not found - please email them to officer.
	Advised to close door to garden area at 21.00 to ensure no-one goes out there. 6 people still outside at 23.30
	Part B of the licence must be displayed - BREACH OF CG was 12 on arrival.

Any other matter(s) that need addressing: Discussed recent noise complaints - microphones are used to sing happy birthday to customers & music is turned up for a short time when cakes are brought out - there can be lots of birthdays in one night - recommend microphones are not used and doors/windows are closed when singing takes place

You are required to have the above matters attended to within ...5... days of this notice. Failure to rectify the above breaches may constitute a criminal offence and result in legal proceedings being brought against you.

LICENSING ENFORCEMENT	RECIPIENT OF NOTICE
Signature of Officer on visit: 	Signature: 
Print Name: CHARLOTTE PALMER	Print Name & Position: Helen Bag
Email/Tel: 0208 379...3695..... Charlotte.palmer.....@enfield.gov.uk	Email/Tel: & info@koskrestaurant.co.uk

Application forms can be downloaded at <https://new.enfield.gov.uk/services/business-and-licensing/>.