

**COMMITTEE :**  
Licensing Sub-Committee  
7 February 2024

**REPORT OF :**  
Principal Licensing Officer

**LEGISLATION :**  
Licensing Act 2003

Agenda - Part	Item
<b>SUBJECT :</b> Application to review a premises licence	
<b>PREMISES :</b> The Hyde Arms, Public House, 137 Victoria Road, LONDON, N9 9BB	
<b>WARD :</b> Edmonton Green	

### 1.0 LICENSING HISTORY & CURRENT POSITION:

- 1.1 On 24 November 2005, a premises licence conversion with variation application, which was not subject to any representations, was granted by officers in accordance with delegated powers (LN/200501812). The Premises Licence Holder (PLH) was Mr James Joseph Waters and the Designated Premises Supervisor (DPS) was Mrs Sharon Coss.
- 1.2 Premises licence LN/200501812 was transferred twice between 2005 and 2017, and there were also three vary DPS applications in this time.
- 1.3 An application to transfer the licence to the current PLH, Mr Mansur Duzgun, was submitted on 22 January 2018 along with an application to vary the DPS to Ms Re-Anne Cunsamy. The Police objected to the transfer application. See **Annex B/Appendix 1**.
- 1.4 A licensing hearing took place on 7 March 2018. The Police withdrew their objection to the transfer on the agreement that Mr Duzgun submit a minor variation to strengthen the licence conditions by 21 March 2018. At the hearing Mr Duzgun gave a verbal undertaking to do so. The transfer and vary DPS applications were both granted. See **Annex B/Appendix 2** for the Licensing Sub-Committee Decision Notice.
- 1.5 The full licensing report, decision and minutes can be found online here: <https://governance.enfield.gov.uk/ieListDocuments.aspx?CId=217&MId=12483&Ver=4>
- 1.6 The minor variation application to amend the conditions was submitted on 14 March 2018 and issued on 29 March 2018.
- 1.7 Since that hearing in 2018, three more Vary DPS applications have been granted. It is noted that Mr Mansur Duzgun (the PLH) was the named DPS between 11 March 2019 and 16 June 2023. His vary DPS application was not subject to any representations, therefore was granted by officers in accordance with delegated powers.

- 1.8 The current DPS is Ms Asen Sashev Asenov and has held this position since 16 June 2023. This vary DPS application was not subject to any representations, therefore was granted by officers in accordance with delegated powers.
- 1.9 On 21 December 2023, the Licensing Team received a transfer application for The Hyde Arms, by H&K Elite Limited, Company Director is Milanova Boginka Petrova. The transfer application was to take immediate effect. The Police objected to this application and a copy of their representation can be seen in **Annex A**. H&K Elite Limited subsequently withdrew this transfer application. As a result of this, the PLH reverts back to the previous PLH, namely Mr Mansur Duzgun.
- 1.10 Premises licence LN/200501812 has not been subject to any previous licence review or licence prosecution.
- 1.11 A copy of the current Premises Licence (LN/200501812) is attached as **Annex B**.

## **2.0 THIS REVIEW APPLICATION:**

- 2.1 On 14 December 2023, application was made by the Licensing Authority for a review of the Premises Licence LN/200501812.
- 2.2 The review has been brought as the premises has been the cause of statutory noise nuisance, and providing music after permitted hours. Other unlawful activities have been witnessed at the premises and the prevention of crime and disorder and public nuisance licensing objectives have been undermined. The Licensing Authority lacks confidence in those persons named on the licence and those managing the premises. Full revocation of the premises licence is sought.
- 2.3 The review application, supporting documents and additional information are attached as **Annex C**.

## **3.0 REPRESENTATIONS**

- 3.1 **Metropolitan Police:** The Police submitted a representation in support of the review. They support revocation of the premises licence based on the licensing objectives, namely crime and disorder and public nuisance licensing are not being met by the PLH. A copy of the Police representation is produced as **Annex D**.
- 3.2 **Premises Licence Holder:** The premises licence holder was provided with the review application. No response has been received at the time this report was being prepared (26 January 2024).

## **4.0 CONDITIONS**

- 4.1 Conditions arising from this application, should the Licensing Sub-Committee decide not to revoke the premises licence can be found in Annex E.

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

5.1 The paragraphs below are extracted from either:

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

5.1.2 the Guidance issued by the Secretary of State to the Home Office of June 2014 ('Guid'); or

5.1.3 the London Borough of Enfield's Licensing Policy Statement of April 2012 ('Pol').

5.1.4 the Summary Review Guidance, Section 53A Licensing Act 2003 issued by the Home Office ('Summary').

### **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:

5.3.3 the prevention of crime and disorder;

5.3.4 public safety;

5.3.5 the prevention of public nuisance; &

5.3.6 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:

5.4.3 the Council's licensing policy statement; &

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

### **Review:**

5.5 In reviewing a licence the Sub-Committee will consider, and take into account, the complaints history of the premises and all other relevant information [Pol s.10.3].

5.6 A number of reviews may arise in connection with crime that is not directly connected with licensable activities. For example, reviews may arise because of drugs problems at the premises, money laundering by criminal gangs, the sale of contraband or stolen goods, the sale of firearms, or the sexual exploitation of children. Licensing authorities do not have the power to judge the criminality or otherwise of any issue. This is a matter for the courts. The licensing authority's role when determining such a review is not therefore to establish the guilt or innocence of any individual but to ensure the promotion of the crime prevention objective. [Guid 11.24]

5.7 Reviews are part of the regulatory process introduced by the 2003 Act and they are not part of criminal law and procedure. There is, therefore, no reason why representations giving rise to a review of a premises licence need be delayed pending the outcome of

any criminal proceedings. Some reviews will arise after the conviction in the criminal courts of certain individuals, but not all. In any case, it is for the licensing authority to determine whether the problems associated with the alleged crimes are taking place on the premises and affecting the promotion of the licensing objectives. Where a review follows a conviction, it would also not be for the licensing authority to attempt to go beyond any finding by the courts, which should be treated as a matter of undisputed evidence before them. [Guid 11.25]

5.8 Where the licensing authority is conducting a review on the grounds that the premises have been used for criminal purposes, its role is solely to determine what steps should be taken in connection with the premises licence, for the promotion of the crime prevention objective. It is important to recognise that certain criminal activity or associated problems may be taking place or have taken place despite the best efforts of the licence holder and the staff working at the premises and despite full compliance with the conditions attached to the licence. In such circumstances, the licensing authority is still empowered to take any appropriate steps to remedy the problems. The licensing authority's duty is to take steps with a view to the promotion of the licensing objectives and the prevention of illegal working in the interests of the wider community and not those of the individual licence holder. [Guid 11.26]

5.9 There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously. These are the use of the licensed premises:

- for the sale and distribution of drugs controlled under the Misuse of Drugs Act 1971 and the laundering of the proceeds of drugs crime;
- for the sale and distribution of illegal firearms;
- for the evasion of copyright in respect of pirated or unlicensed films and music, which does considerable damage to the industries affected;
- for the illegal purchase and consumption of alcohol by minors which impacts on the health, educational attainment, employment prospects and propensity for crime of young people;
- for prostitution or the sale of unlawful pornography;
- by organised groups of paedophiles to groom children;
- as the base for the organisation of criminal activity, particularly by gangs;
- for the organisation of racist activity or the promotion of racist attacks;
- for employing a person who is disqualified from that work by reason of their immigration status in the UK;
- for unlawful gambling; and
- for the sale or storage of smuggled tobacco and alcohol. [Guid 11.27]

5.10 It is envisaged that licensing authorities, the police, the Home Office (Immigration Enforcement) and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence – even in the first instance – should be seriously considered. [Guid 11.28]

### **Decision - Review:**

5.11 Having heard all of the representations (from all parties) the Sub-Committee must consider:

5.12 The steps the licensing authority can take are:

5.12.1 To modify the conditions of the licence;

5.12.2 To exclude a licensable activity from the scope of the licence;

5.12.3 To remove the designated premises supervisor;

5.12.4 To suspend the licence for a period not exceeding three months;

5.12.5 To revoke the licence [Act s.52].

5.13 In deciding which of these powers to invoke, the Sub-Committee should so far as possible seek to establish the cause or causes of the concerns which the representations identify. The remedial action taken should generally be directed at these causes and should generally be directed at those causes and should always be no more than an appropriate and proportionate response [Guid s.11.20].

Background Papers :

None other than any identified within the report.

Contact Officer :

Ellie Green [licensing@enfield.gov.uk](mailto:licensing@enfield.gov.uk)



# Annex A

Enfield Local Authority

Licensing Team  
B Block South,  
Civic Centre,  
Silver Street,  
Enfield,  
EN1 3XA

Police Licensing Unit  
Edmonton Police Station  
462 Fore Street,  
London  
N9 0PW

PS Jones 618NA

tel 0 [REDACTED].

4th January 2024.

## **APPLICATION FOR A TRANSFER OF A PREMISES LICENCE.**

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

**Premises Licence Number: LN/200501812**

Dear Licensing Team,

This application is submitted by H & K Elite LTD, a limited company shown on companies' house under company registration number 14538343. The managing director of the company is shown as Boginka Petrova MILANOVA.

The premises is situated at 137 Victoria Road, N9 9BB and are currently being reviewed under Section 51 of the Licensing Act 2003 by the licensing authority due to a number of known issues and a history of non-compliance by Mansur DUZGUN, under the licensing objectives of:

- Prevention of crime and disorder
- Prevention of public nuisance

The premises have a catalogue of known licensing issues and a history of non-compliance, Crime related events and Noise Complaints all of which have been mentioned in the upcoming review. DUZGUN has had numerous interactions with both The Police Licensing Team and the Local Authority Licensing and Noise Nuisance Teams all of which despite advice having been given have resulted in no change in the miss management of the premises and continued breaches and lack of upholding of the licensing objectives.

Duzgun has for an extended period of time stated that he has left the management of the premises to third parties and has effectively endeavoured to distance himself from any breaches or mismanagement that has occurred. Evidence has shown on visits to the premises that staff there when asked who was running the premises have stated DUZGUN was responsible for the running of the premises yet was never actively running the premises

on a day to day basis having effectively sub-let to third parties effectively acting as a “front “in name only.

The current DPS of the premises has left the business and is no longer active in the business since 25/08/2023 when a cannabis factory was discovered at the venue.

Police have tried to make contact with the applicant on the application to transfer the licence named as H & K Elite LTD the director a female named as Boginka Petrova MILANOVA. Police have not been able to speak with the director of H & K Elite directly and each time have only been able to speak to Mr Enias Thanasi who stated that he lives at the Hyde Arms with his family. He answers the telephone number on the application. He intends to be the Manager/DPS going forward as this was told to Police on a phone call trying to reach the new applicant of this Transfer. Questions around intentions for use of the pub were asked of him and he stated he is planning for the premises to be a more traditional British pub serving beers and food. He was asked about H & K Elite Ltd and the fact it was listed as a cleaning company and possibly H standing for “hot” and K standing for “Kinky” he confirmed he understood the meaning of the word Kinky. He was adamant that there was no intention for any part of the building to be used for adult/sexual entertainment which could lead to Police being suspicious of this fact and a reasonable assumption from information held on companies’ house. There is no evidence of this being fact at this stage but is a concern to Police. He said he wants to be able to offer traditionally cooked Italian pizza, and be able to offer charcoal cooked food.

Police are concerned that they have not been able to speak with the applicant /director directly and have been only able to deal with Mr Thanasi and also if the director Boginka Petrova Milanova is having nothing to do with the daily running of the business that she is putting her name forward in name only. However as the premises licence holder this comes with responsibility and being so in name only is not acceptable. She is legally responsible for how the premises is run as it’s her company and name as director responsible for the actions of the premises not Mr Thanasi. If Mr Thanasi wants to run the premises he can apply to be the premises licence holder in his own name and right not do it through a family member that he states “wants to be involved”.

Police and the local authority have attempted to work and engage with the current premises licence holder Mr Duzgan but this has not been received by him as intended and demonstrated by not replying to Police emails regarding plans for the premises going forward and Police found the premises to be operating with new persons when a noise abatement notice was in fact served in person by the local authority, not a good start to him engaging and working with us.

This premises licence transfer application Police feel is a way of trying to reflect from the premises being reviewed and an attempt to put a new premises licence holder forward in name only to negate this process. If this is not the case Police would welcome and require to see evidence to satisfy us of this suspicion and to allay our fears but there has been none offered by the applicant as contact has been attempted several times which has resulted in not being able to speak with the applicant directly only Mr Thanasi.

There is copious amounts of evidence that is available regarding the premises being run incorrectly and why the licence should be reviewed and revoked in its entirety hence the need for a review which Police are in support of completely by the local authority. We have given the current premises licence holder adequate chances to rectify this however he has not time and time again and now this current transfer application again demonstrates a diversion to the Licensing legislation.

Listed below are incidents that have occurred at the premises since they have been run by Mr Enias Thanasi who has told the local authority in person on the 18/11/2023 that he was now running the premises. This is evidence that nothing has changed and H & K Elite are in name only not actively going to be involved in the premises which is not what a premises licence holder should be demonstrating.

**05/08/23** – Police discovered a cannabis factory above the licensed premises.

**31/08/23** – Police Licensing Team held a meeting with Mr Duzgun at Edmonton Police Station about the premises. He advised that the DPS had disappeared. He said he had closed the business temporarily and was looking for a new DPS. It was agreed that Mr Duzgun would get back to the Police within 7 calendar days (7th Sept 23) with his proposals as to how he would turn the premises around. The Licensing Enforcement Team were sent a copy of an email sent to him following the meeting.

**08/09/23** – The Police Licensing Team sent Mr Duzgun a chase up email as they had not heard from him since the meeting in person at Edmonton Police station on the 31/08/23.

**19/09/23** – Mr Duzgun replied to the Police stating the premises was still closed and that he was in search of new tenants and intended to re-open the venue as a pub serving food. He stated that once he knew who his new tenant would be he would update the police regarding the DPS.

**08/11/23** - Licence suspended due to unpaid annual fees since 16/8/23.

**08/11/23** - Annual fee paid (the Premises Licence Holder had not notified the Licensing Team that the payment had been made as requested in reminder letter, however a search of all payments received did finally track the payment made on this date which was linked to the premises).

**12/11/23** – Complaint made during the day regarding loud music coming from the premises. Complainant stated noise occurs evenings lasting till late night.

**14/11/23** – Complaint regarding loud music coming from the premises during the day.

**18/11/23** at 23:19 hours - Complaint received regarding loud music coming from the premises. Out of Hours Noise Officers visited at 23:34 hours which resulted in some thumping music audible from street. No statutory nuisance observed from complainant's living room. Slight thumping audible not very loud and not a statutory nuisance. 23:37 – observations from bedroom, thumping could be heard – a repetitive thump – part of the music. Very annoying but not a statutory nuisance. 23:42 – as officer went to leave PA system audible and music became very loud causing windows to vibrate. The officers visited the premises and met Mr Enias Thankasi who said he was the new tenant and it was his first day. The Premises Licence Holder was not on site which is Mr Duzgun. Level of music reduced whilst officers were on site. Officers left the premises and returned at 00:45 – music was very loud and could be heard as far as Tristram Drive N9. Noise Abatement Notice to be served.

**20/11/23** – 20:50 Hours Complaint received in relation to loud music coming from the premises from 5pm until midnight on a weekday and from 5pm until the early hours of the morning (around 3am sometimes later) on the weekends.

**20/11/23** 22:07 Hours Complaint in relation to loud music, started at 6:30pm and ongoing. Likely to carry on until 2:00am possibly even 3 or 4am. Loud music, singing, shouting.



**21/11/23** – As a result of the officer visit on 18<sup>th</sup> November 2023 Mr Mansur Duzgun, Ms Asen Sashev Asenov and Mr Enias Thanasi were all served Abatement Notices in respect of Statutory Nuisance under the Environmental Protection Act 1990. The notices related to amplified music and required them to abate the nuisance forthwith. They were each also served a Community Protection Warning under the Anti-Social Behaviour Crime and Policing Act 2014 as their conduct was seen to be having a detrimental effect on the quality of life of others in the locality.

**24/11/23** – The Officer who issued the notices received a voicemail from Mr Thanasi advising that he had received the notice, was very sorry for the problem that had occurred and asking to speak to the officer about it. The officer spoke to Mr Thanasi and he repeated what he had said on the night, that he had just taken over the premises and that he was sorry it happened and it wouldn't happen again. He asked if there was anything he should do and was advised to keep the noise level down and not disturb the neighbours. He asked the officer to visit him at the premises to discuss the matter further. The officer advised they did not need to visit him. He asked if there was anything more he should be doing and the officer said no but advised that the Licencing Authority might want to review the premises licence.

**25/11/23** – 23:01 – Noise complaint received at 23:47 hours – Local Authority Officers carried out observations outside premises, all quiet.

**02/12/23** – Annual fee visit made to premises.

**08/12/23** – Local Authority Noise Officer notified Senior Licensing Enforcement Officer that the notices sent to Mansur Duzgun were returned to sender as undeliverable. The officer confirmed that they were still deemed as served.

**12/12/23** – Local Authority Senior Licensing Enforcement Officer phoned Mr Duzgun and left him a voicemail advising him that notices had been served and asking him to notify the Licensing Team of his change of address if he has moved. The officer advised that this is a legal requirement and that it is an offence under the Licensing Act 2003 if he does not notify the Licensing Authority of any such change. The officer also provided the noise officer with an email address for Mr Duzgun so they could email the notices to him. This email was sent on 12/12/23.

The home office revised guidance issued under Section 182 of the Licensing Act 2003 (December 2022)

Section 11.Reviews sub section 21 states:

“Licencing authorities should be alive to the possibility that the removal and replacement of the designated premises supervisor may be sufficient to remedy a problem where the cause of the identified problem directly relates to poor management decisions made by that individual”.

Sub Section 22 Further states:

“Equally, it may emerge that poor management is a direct reflection of poor company practise or policy and the mere removal of the designated premises supervisor may be an inadequate response to the problems presented. Indeed, where subsequent review hearings are generated by representations, it should be rare merely to remove a succession of designated premises supervisors as this would be a clear indication of deeper problems that impact upon the licensing objectives”.

It is our belief that this application is designed to give the impression that the removal of the Premises licence holder and putting the licence in another licence holders name is to try to side line the issues that are going on at the premises and nothing will change and this is an attempt to distract from the pending review i.e. Give the impression it is "Under New Management", this would like wise give the impression that there is no further involvement with the old management /mismanagement practices. I would also like to point out that since Mr Thanasi has unofficially taken over the premises and been running it there has been no DPS at the premises as MR Duzgun had informed Police that the DPS had left since the cannabis factory was discovered therefore MR Duzgun and Mr Thanasi have been carrying out licensable activity without a DPS in place or a personal licence.

**Police would therefore like to offer this representation to refuse the Premises licence transfer in its entirety under the licensing objective of Prevention of Crime and Disorder and Prevention of Public nuisance.**

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

Regards,

PS Danni Jones  
Police licensing team sergeant.

Licensing Act 2003



## PART A – PREMISES LICENCE

Granted by the London Borough of Enfield as Licensing Authority

Premises Licence Number: LN/200501812

### Part 1 – Premises Details

Premises Name and Address: The Hyde Arms, Public House, 137 Victoria Road, LONDON, N9 9BB

Where the licence is time-limited, the dates:

Not time limited

Maximum number of persons permitted on the premises where the capacity is 5,000 or more.

Not applicable

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

### Operating Schedule Details

Location	Whole premises
Activity	Open to the Public
Sunday	12:00-23:00
Monday	11:00-23:30
Tuesday	11:00-23:30
Wednesday	11:00-23:30
Thursday	11:00-23:30
Friday	11:00-00:30
Saturday	11:00-00:30
Non-Standard Timings & Seasonal Variations	St Patricks Day (if on Monday to Saturday) : 11:00 - 01:30 (if on a Sunday) : 12:00 - 01:30 St George's Day : (if on Monday to Saturday) : 11:00 - 01:30 (if on a Sunday) : 12:00 - 01:30 Christmas Eve : (if on Monday to Saturday) : 11:00 - 01:30 (if on a Sunday) : 12:00 - 01:30

	<b>New Years Eve : from the end of permitted hours on New News Eve to the start of permitted hours on New Years Day.</b>
--	--

<b>Location</b>	<b>On and Off supplies</b>
<b>Activity</b>	<b>Supply of Alcohol</b>
<b>Sunday</b>	<b>12:00-22:30</b>
<b>Monday</b>	<b>11:00-23:00</b>
<b>Tuesday</b>	<b>11:00-23:00</b>
<b>Wednesday</b>	<b>11:00-23:00</b>
<b>Thursday</b>	<b>11:00-23:00</b>
<b>Friday</b>	<b>11:00-00:00</b>
<b>Saturday</b>	<b>11:00-00:00</b>
<b>Non-Standard Timings &amp; Seasonal Variations</b>	<b>St Patricks Day (if on Monday to Saturday) : 11:00 - 01:00</b>  <b>(if on a Sunday) : 12:00 - 01:00</b>  <b>St George's Day : (if on Monday to Saturday) : 11:00 - 01:00</b>  <b>(if on a Sunday) : 12:00 - 01:00</b>  <b>Christmas Eve : (if on Monday to Saturday) : 11:00 - 01:00</b>  <b>(if on a Sunday) : 12:00 - 01:00</b>  <b>New Years Eve : from the end of permitted hours on New News Eve to the start of permitted hours on New Years Day.</b>

<b>Location</b>	<b>Indoors</b>
<b>Activity</b>	<b>Indoor Sporting Events</b>
<b>Sunday</b>	<b>12:00-22:30</b>
<b>Monday</b>	<b>11:00-23:00</b>
<b>Tuesday</b>	<b>11:00-23:00</b>
<b>Wednesday</b>	<b>11:00-23:00</b>
<b>Thursday</b>	<b>11:00-23:00</b>
<b>Friday</b>	<b>11:00-23:00</b>
<b>Saturday</b>	<b>11:00-23:00</b>
<b>Non-Standard Timings &amp; Seasonal Variations</b>	<b>St Patricks Day (if on Monday to Saturday) : 11:00 - 01:00</b>  <b>(if on a Sunday) : 12:00 - 01:00</b>  <b>St George's Day : (if on Monday to Saturday) : 11:00 - 01:00</b>  <b>(if on a Sunday) :</b>

	<p><b>12:00 - 01:00</b></p> <p><b>Christmas Eve : (if on Monday to Saturday) : 11:00 - 01:00</b></p> <p style="text-align: right;"><b>(if on a Sunday) : 12:00 - 01:00</b></p> <p><b>New Years Eve : from the end of permitted hours on New News Eve to the start of permitted hours on New Years Day.</b></p>
--	--

<b>Location</b>	<b>Indoors</b>
<b>Activity</b>	<b>Live Music</b>
<b>Sunday</b>	<b>12:00-22:30</b>
<b>Monday</b>	<b>11:00-23:00</b>
<b>Tuesday</b>	<b>11:00-23:00</b>
<b>Wednesday</b>	<b>11:00-23:00</b>
<b>Thursday</b>	<b>11:00-23:00</b>
<b>Friday</b>	<b>11:00-23:00</b>
<b>Saturday</b>	<b>11:00-23:00</b>
<b>Non-Standard Timings &amp; Seasonal Variations</b>	<p><b>St Patricks Day (if on Monday to Saturday) : 11:00 - 01:00</b></p> <p style="text-align: right;"><b>(if on a Sunday) : 12:00 - 01:00</b></p> <p><b>St George's Day : (if on Monday to Saturday) : 11:00 - 01:00</b></p> <p style="text-align: right;"><b>(if on a Sunday) : 12:00 - 01:00</b></p> <p><b>Christmas Eve : (if on Monday to Saturday) : 11:00 - 01:00</b></p> <p style="text-align: right;"><b>(if on a Sunday) : 12:00 - 01:00</b></p> <p><b>New Years Eve : from the end of permitted hours on New News Eve to the start of permitted hours on New Years Day.</b></p>

<b>Location</b>	<b>Indoors</b>
<b>Activity</b>	<b>Recorded Music</b>
<b>Sunday</b>	<b>12:00-22:30</b>
<b>Monday</b>	<b>11:00-23:00</b>
<b>Tuesday</b>	<b>11:00-23:00</b>
<b>Wednesday</b>	<b>11:00-23:00</b>
<b>Thursday</b>	<b>11:00-23:00</b>
<b>Friday</b>	<b>11:00-23:00</b>
<b>Saturday</b>	<b>11:00-23:00</b>
<b>Non-Standard Timings &amp; Seasonal Variations</b>	<b>St Patricks Day (if on Monday to Saturday) : 11:00 - 01:00</b>

	<p>(if on a Sunday) : 12:00 - 01:00</p> <p><b>St George's Day : (if on Monday to Saturday) : 11:00 - 01:00</b></p> <p>(if on a Sunday) :</p> <p><b>12:00 - 01:00</b></p> <p><b>Christmas Eve : (if on Monday to Saturday) : 11:00 - 01:00</b></p> <p>(if on a Sunday) : 12:00 - 01:00</p> <p><b>New Years Eve : from the end of permitted hours on New News Eve to the start of permitted hours on New Years Day.</b></p>
--	---

<b>Location</b>	<b>Indoors</b>
<b>Activity</b>	<b>Facilities for Making Music</b>
<b>Sunday</b>	<b>12:00-22:30</b>
<b>Monday</b>	<b>11:00-23:00</b>
<b>Tuesday</b>	<b>11:00-23:00</b>
<b>Wednesday</b>	<b>11:00-23:00</b>
<b>Thursday</b>	<b>11:00-23:00</b>
<b>Friday</b>	<b>11:00-23:00</b>
<b>Saturday</b>	<b>11:00-23:00</b>
<b>Non-Standard Timings &amp; Seasonal Variations</b>	<p><b>St Patricks Day (if on Monday to Saturday) : 11:00 - 01:00</b></p> <p>(if on a Sunday) : 12:00 - 01:00</p> <p><b>St George's Day : (if on Monday to Saturday) : 11:00 - 01:00</b></p> <p>(if on a Sunday) :</p> <p><b>12:00 - 01:00</b></p> <p><b>Christmas Eve : (if on Monday to Saturday) : 11:00 - 01:00</b></p> <p>(if on a Sunday) : 12:00 - 01:00</p> <p><b>New Years Eve : from the end of permitted hours on New News Eve to the start of permitted hours on New Years Day.</b></p>

**Part 2**

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

<b>Name:</b>	Mr Mansur Duzgun
<b>Address:</b>	[REDACTED]

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

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

<b>Name:</b>	Ms Asen Sashev Asenov
<b>Address:</b>	[REDACTED]

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

<b>Personal Licence Number:</b>	[REDACTED]
<b>Issuing Authority:</b>	London Borough of Enfield

**Signed:** [REDACTED]

**Date:** 5 July 2023

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



## **Annex 1 - Mandatory Conditions**

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

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

- 1. There shall be no adult entertainment or services, activities or matters ancillary to the use of the premises that may give rise to concern in respect of children.**
  
- 2. A digital CCTV system 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 28 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. Immediate copies must be made available to Police or authorised local authority employees on request.**
  
- 3. Prior to opening each day, staff shall check that the CCTV is working correctly. A record of when and who checked the system shall be documented and these records shall be kept for at least six months. These records shall be kept on the premises and made available to police or authorised local authority employees upon request. If the system is not working correctly then the licensing authority or the Police shall be informed immediately and steps made to have the problem fixed. No licensable activities shall be permitted to**



take place should the CCTV not be fixed 48 hours after the CCTV is found to not be working

4. All staff engaged in the sale/supply of alcohol shall be trained to operate the CCTV system and to download images/footage upon request by Police or authorised local authority employees.

5. The use of the beer garden shall be restricted to Monday to Saturday to 23:00 hours and to 22:30 on Sunday.

6. A prominent, clear and legible notice shall be displayed at the public entrance to the garden of the premises advising customers of its terms of use. Two additional such signs shall be prominently displayed within the garden.

7. All doors and windows shall be kept closed but not locked during regulated entertainment, with the exception on entry and egress.

8. Windows shall be closed by 22:00.

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

10. Toilets at the premises shall be checked for any sign of drug use an average of every two hours while the premises are open to the public and a record shall be kept of the times, dates and any issues discovered. These records shall be kept for 28 days.

11. At least 4 prominent, clear and legible notices shall be displayed throughout the premises warning customers that drug use will not be tolerated.

12. The management at approximately hourly intervals shall make subjective assessments of noise levels at the perimeter of the premises 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 28 days. Records must be made available to an authorised officer of the Council, 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.

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

14. Signs shall be prominently displayed on the exit doors and immediately outside the premises in the outside seating area advising customers that the premises is in a 'Drinking Control Area' and that alcohol should not be

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

15. Live music shall be limited to two performers.

16. The exit gates in the rear yard shall be kept in the open position whilst the premises are open to the public. Alternatively, a gate is to be provided of at least 900mm clear width, opening in the direction of escape, secured only with a push bar or push pad and provided with appropriate signage.

17. Children shall only be permitted on the premises if accompanied by an adult.

18. Children under the age of 14 shall not be permitted on the premises after 21:00.

19. Children under the age of 18 shall not be permitted on the premises after 23:00.

20. Noise from the premises shall not create a nuisance to local residents.

21. 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.

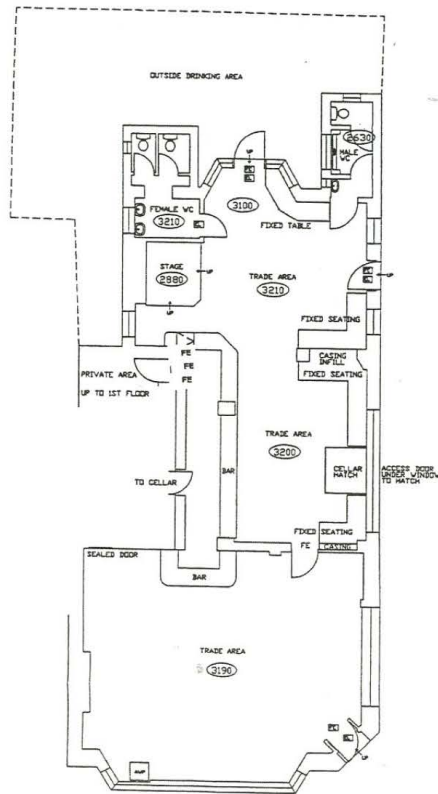
22. All training relating to the sale of alcohol and the times and conditions of the premises licence shall be documented and records kept at the premises. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.

23. 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.

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

**Not applicable**

Annex 4 – Plans



	REV.	COMMENT	DATE
		LICENSING SURVEY PLAN	
Property ID 1216301/245	Property Name Hyde Arms	Address 137 Victoria Road Edmonton London N9 9BB	Date of Survey 04/08/04 Dwg. Scale AS SHOWN

218

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

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

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

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

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

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

Where -

(i) P is the permitted price,

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

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

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

(i) the holder of the premises licence,

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

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

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

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

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

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

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

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

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

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

### **Supply of alcohol from community premises**

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

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

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

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

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

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

## London Borough of Enfield

### Application for the Review of a Premises Licence or Club Premises Certificate 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 Charlotte Palmer, Senior Licensing Enforcement Officer

*(Insert name of applicant)*

apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below

#### Part 1 – Premises or club premises details

<b>Postal address of premises or, if none, ordnance survey map reference or description</b>	
The Hyde Arms Public House, 137 Victoria Road	
<b>Post town</b>	<b>Post code (if known)</b>
Edmonton	N9 9BB

<b>Name of premises licence holder or club holding club premises certificate (if known)</b>
Mr Mansur Duzgun

<b>Number of premises licence or club premises certificate (if known)</b>
LN/200501812

#### Part 2 - Applicant details

I am

Please tick ✓  
yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)

2) a responsible authority (please complete (C) below)

3) a member of the club to which this application relates (please complete (A) below)

**(A) DETAILS OF INDIVIDUAL APPLICANT** (fill in as applicable)

Please tick ✓ yes

Mr  Mrs  Miss  Ms  Other title (for example, Rev)

**Surname**

**First names**

I am 18 years old or over

Please tick ✓ yes

**Current postal address if different from premises address**

**Post town**

**Post Code**

**Daytime contact telephone number**

**E-mail address**

**(B) DETAILS OF OTHER APPLICANT**

Name and address

Telephone number (if any)

E-mail address



**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address	
Charlotte Palmer, Licensing Team B Block South, Civic Centre, Silver Street, Enfield, EN1 3XA	
Telephone number (if any):	██████████
E-mail address:	████████████████████

**This application to review relates to the following licensing objective(s)**

Please tick one or more boxes

✓

1) the prevention of crime and disorder

**X**

2) public safety

3) the prevention of public nuisance

**X**

4) the protection of children from harm

**Please state the ground(s) for review** (please read guidance note 2)

The prevention of public nuisance licensing objective has been undermined. An Abatement Notice has been served in relation to loud music coming from the premises. A large number of noise complaints have been received from local residents in relation to loud music.

Music has also been provided after the permitted licensed hours which is an alleged criminal offence. The prevention of crime and disorder licensing objective has therefore also been undermined.

The review application is to revoke the premises licence in its entirety as the Licensing Authority has no confidence in those running the premises.

**Please provide as much information as possible to support the application** (please read guidance note 3)

**Premises Licence LN/200501812 – Background History:**

The licence currently permits the following activities:

<b>Licensable Activity</b>	<b>Times</b>
Opening Hours	11:00 – 23:30 Mon – Thurs 11:00 – 00:30 Fri – Sat 12:00 – 23:00 Sun
Sale of Alcohol (on & off sales)	11:00 – 23:00 Mon – Thurs 11:00 – 00:00 Fri – Sat 12:00 – 22:30 Sun
Indoor Sporting Events Live Music Recorded Music	11:00 – 23:00 Mon – Sat 12:00 – 22:30 Sun

There are also non-standard timings and seasonal variations for St Patricks Day, St Georges Day and Christmas Eve that allows the above activities to continue until 01:00 each day. In addition to this all the activities stated above can continue for 24 hours on New Years' Eve.

An application to transfer the licence to the current premises licence holder (PLH)- Mr Mansur Duzgun was submitted on 22/01/18 along with an application to vary the DPS to Ms Re-Anne Cunsamy. The Police objected to the transfer application. **See Appendix 1.**

A licensing hearing took place on 7<sup>th</sup> March 2018. The police withdrew their objection to the transfer on the condition that Mr Duzgun submit a minor variation to strengthen the licence conditions by 21 March 2018. At the hearing Mr Duzgun gave an oral undertaking to do so. The transfer and vary DPS applications were both granted. **See Appendix 2** for the Licensing Sub Committee Decision Notice.

The minor variation application to amend the conditions was submitted on 14<sup>th</sup> March 2018 and issued on 29<sup>th</sup> March 2018.

An application to vary the DPS to Miss Nanea Loredana Cristina was submitted on 23<sup>rd</sup> October 2018 and was issued on 9<sup>th</sup> November 2018.

An application to vary the DPS to Mr Mansur Duzgun was submitted on 11<sup>th</sup> March 2019 and was issued on 25<sup>th</sup> March 2019.

An application to via the DPS to Ms Asen Sashev Asenov was submitted on 16<sup>th</sup> June 2023 and was issued on 5<sup>th</sup> July 2023.

### **History since licence tranferred to current Premises Licence Holder**

**26/11/18** - 13:50 -14:20 – Full licence inspection carried out at request of Police Licensing Officer (CPX, KS). The following issues were discovered: Condition 2 - CCTV - time needed amending and was only recording for 19 days instead of the required 28 days. Condition 13 - Leave quietly poster not on display, Conditions 16 - Gate opens inwards instead of outwards.

**03/03/19** – Complaint received from local residents alleging that the premises has been, for many years, playing loud music with customers shouting, arguing and sometimes even fighting until 2/3am sometimes even 5am. Also alleged doors are left open which makes the problem worse.

**12/03/19** – Email sent to PLH – Mr Duzgun notifying him of the complaint and reminding him of the relevant conditions attached to the premises licence. **See Appendix 3.** Mr Duzgun replied saying he would investigate and asking for any specific dates. None were provided by the complainant.

**28/06/19** – Business Rates advised the Licensing Team that there has been a new occupier at premises since 1/8/18 - Mr Hamed Kashef.

**26/07/19** – Senior Licensing Enforcement Officer (CPX) visited the premises to see who was running the business. Staff advised Mansur Duzgun, who they know as Steve is still there as PLH and DPS and that Hamed Kashef is his business partner. No changes needed to licence.

**04/05/21** – Complaint received alleging people are gambling in the basement of the premises. NB. Pubs are allowed to provide some gambling activities however there are strict limits. However, the basement is not part of the licensed area so no gambling is permitted in there.

**07/05/21** – The Licensing Enforcement Team were copied in to an email discussion between Police teams discussing the need for a visit to the premises as it was alleged that old cannabis cultivation equipment had been found behind the premises and the rubbish had been linked to staff at the premises. The police had also received a call from a member of the public alleging gambling takes place in the premises. They had been told that there is a side door to the pub that leads downstairs and that this is where it takes place. Up to 50 people are believed to be there. Informant claimed that they had walked past the premises and could see into the lower level. They claimed to have seen the tables, alcohol and people down there (Police reference YERT00454380).

**13/05/21** – 20:25 – Out of Hours Licensing Enforcement Officers (CLB) visited the premises to see if any gambling taking place. Premises was not open to the public. There were 4 males inside eating at a table and smoking. No owner or manager present. No evidence of the sale of alcohol. Unable to discuss gambling allegations.

**21/05/21** – 23:45 - Out of Hours Licensing Enforcement Officers (EVG/JI) visited the premises to see if any gambling taking place. Officers entered premises through the side entrance as the front door looked closed. A band were seen to be clearing away their

things and putting equipment into nearby cars. There were no customers on the premises. The front of the premises was used as a restaurant, with small groups of tables. Staff were tidying up the remnants, lots of leftover food. The officers spoke to the person in charge. His English was not fluent. He confirmed that Mansur Duzgan was still the owner but was not present at that time. The officers advised that they had received an allegation of gambling on the premises. The manager stated it was his first night but that gambling did not take place. The manager showed the officers into the basement when requested. The entrance was through a door behind the bar. It was used as a storage room and the beer pumps, and restaurant dining furniture in there. There was no sign of it being used for gambling activity or for other licensable activities. It was confirmed by the manager that this was the only basement. No sign of any drug use, but no customers on site.

**07/06/21** – Complaint received alleging

1. There are 22-30 people living at the premises in 7 rooms and 1 bathroom. There is only one way up to the accommodation and that it accessed via the inside of the pub. The men leave early in the morning leaving the woman and children there during the day.
2. The garage has been converted into a kitchen and takeaway food is collected from there. This is best approached from the back metal gate as otherwise they will just lock the garage and deny there is anything going on in there.
3. The premises is now trading more as a restaurant than a pub, usual customers have left as English customers are no longer welcome.
4. Gambling takes place upstairs and downstairs with gambling tables present in both areas.
5. Parties for 100s of people take place, music is loud enough to result in complaints from local residents.
6. The Premises Licence Holder / Designated Premises Licence Holder – Mr Mansur Duzgun (also known as Steve) is subletting the premises out to a [REDACTED] male called Denis. Denis claims not to speak English but he does.

At this time the person named as paying the business rates system was still Mr Hamed Kashef.

**18.06.2021** – Out of Hours Licensing Officers (CT/VPK) visited the premises. There was a shelter in the rear yard that was more than 50% enclosed. The officers advised that the area could therefore not be used for smoking. The council was unaware that food was being prepared on the premises and it was clear that it was being so the officers advised that a food hygiene inspection would be arranged. DPS not on site.

**23.08.21** – 20:24 - Complaint received alleging a party was taking place with loud music and lots of under 14's inside the premises, regular occurrence.

**15.10.21** 21:13 – Out of Hours Licensing Enforcement Officers (CT/VPK) carried out observations of the premises. The officers parked opposite William Hill, 141 Victoria Road which is 15-20 metres away from the premise. Music could be heard when no traffic was passing. Bass was prominent and could be heard even when cars passing. No Anti Social Behaviour witnessed.

**03/03/23** – Noise complaint received during the day about premises which at this time was trading as BG Restaurant. Loud music, shouting and people dancing until 3am.

**06/06/23** - 23:56 – Complaint received alleging that at least 6 days a week, from around 4pm until 4am or 5am the next day residents are disturbed by loud music - trumpets, singing and loud voices coming from the premises.

**09/06/23** – Complaint received during the day regarding loud music and customer noise until 4am in the morning.

**10/06/23** – 01:34 – Noise complaint received regarding loud music coming from the premises. Out of Hours Noise Officers visited the premises at 02:00 and loud music was audible in the street. **ALLEGED BREACH OF LICENSED TIMES 1.** They entered the premises and saw a DJ playing music through large speakers. When asked to turn off the music he did so, however, no one at the premises appeared to know who was in charge or who had control over the premises. One of the officers also witnessed a female sniffing something off a plate which she quickly covered when she noticed the officer looking at her.

**13/06/23** – Complaint received from local residents stating that they are disturbed by loud music coming from the premises 5 or 6 days a week from 4pm to 3 am, 4am even 5am the next day. Loud music, yelling, gongs and drums etc. They advised the noise affects their sleep and mental health.

**14/06/23** – Senior Licensing Enforcement Officer (CPX) emailed the PLH and the person they believed to be the DPS and advised them of the complaints and what officers had witnessed. The officer also reminded them of the relevant licence conditions and advised them to consider the email as a warning as to future conduct. They advised that where complaints concern licensed premises and those complaints relate to the licensing objectives any responsible authority and any interested party may ask the Council, as Licensing Authority, to review the premises licence. They were also advised that playing loud music can also result in a noise abatement notice being served, should the level of the music be deemed to be a statutory nuisance. They were asked to respond to the email and confirm the current trading name of the business, whether they were both still connected to the business and what the event on 10/06/23 was and who was in charge. **See Appendix 4.** This information was also shared with the Police Licensing Team. The person the officer believed to be the DPS contacted them and advised that they had left the business 3 years before. The officer therefore contacted the Premises Licence Holder and advised that a Vary DPS application should be submitted.

**14/06/23** – Complaint received regarding loud yelling, loud music, high-pitched whistles after 11:15pm. Complainant alleges that the noise can be heard over 200 meters away from the premises.

**14/06/23** – 21:19 – Complaint received regarding loud music coming from the premises on a daily basis from 8pm until midnight. The complaint advised a lot of parties take place and the doors are left open with at least 20 people outside smoking talking loudly, sometimes shouting and fighting. The also alleged the police had been called to the premises previously. The complaint advised [REDACTED] and the noise was affecting their mental health.

**15/06/23** – On further investigation the Senior Licensing Enforcement Officer noticed that the Vary DPS application was submitted in 2019 making Mr Duzgun the DPS. The officer contacted the Premises Licence Holder again apologising for any confusion caused and confirming that he was the current DPS, reminding him that as DPS he was expected to have day to day control over the sale of alcohol at the premises. However an email was received from Mr Duzgun on 20/06/23 stating that Miss Nanea Loredana Cristina was the DPS during the recent event and that he would be submitting a vary DPS application as he had dismissed her following these issues. **See Appendix 5.** This contradicts previous information stated above.

**16/06/23** – Vary DPS application submitted to via the DPS to Ms Asen Sashev Asenov.

**16/06/23** – Complaint received during the day regarding loud music and shouting until 00:15am.

**20/06/23** - Senior Licensing Enforcement Officer (CPX) notified Mr Duzgun of the complaints received on 14<sup>th</sup> and 16<sup>th</sup> June 2023.

**23/06/23** – Complaint received regarding loud music coming from the premises. Video received from complainant showing the premises. Loud music was audible. The complainant also sent a screen shot of their phone showing the footage had been taken at 22:05.

**24/06/23** – 01:30 – Complaint received alleging that the premises was still causing a noise nuisance – loud music, shouting and singing. They alleged the premises hold private events and the music has been going on since the early evening until the time of the complaint. **ALLEDGED BREACH OF LICENSED TIMES 2.**

**24/06/23** - 01:55 – Complaint received regarding loud music. Resident claimed they are unable to open their windows on a hot night as the music will wake [REDACTED]. **ALLEDGED BREACH OF LICENSED TIMES 3.**

**28/06/23** – 23: 55 – Complaint received regarding loud music, shouting and singing, The complainant stated that the issue happens at least 6 times a week and has been an issue for a year. **ALLEDGED BREACH OF LICENSED TIMES 4.**

**30/06/23** – Safer Neighbourhood Police Officers visited the premises at around 19:30 hours. Following the visit they reported back to the Police Licensing Team and Council officers. They discovered that the premises is being used as a private hire space. On the outside it is advertised as ISIK BG RESTAURANT with a menu on the wall outside. The main entrance is closed and a side door is used to access the premises. On entering police stated there was one family sitting eating, a male identified himself as a staff member and said it was his family that were there eating. He explained that the premises is not open to the public and that they rent it out for private parties. When they do have a private party they do not host the party they just walk away and whatever happens, happens. The officers said that there was a stocked bar in the premises and massive speakers. The male advised that they have heard from the council and will be getting smaller speakers to reduce the noise.

**30/06/23** Out of Hours Licensing Enforcement Officer (DWD/JF) visited the premises and from the outside no music was audible. They phoned one of the complainants as they had been tasked to do. The complainant alleged that the premises were closed as they were working very late the night before and that this is usual behaviour. They said the night before the music had been very loud and there had also been people noise.

**05/08/23** – Police discovered a cannabis factory above the licensed premises.

**31/08/23** – Police Licensing Team held a meeting with Mr Duzgun at Edmonton Police Station about the premises. He advised that the DPS had disappeared. He said he had closed the business temporarily and was looking for a new DPS. It was agreed that Mr Duzgun would get back to the police within 7 calendar days (7<sup>th</sup> Sept 23) with his proposals as to how he would turn the premises around. The Licensing Enforcement Team were sent a copy of an email sent to him following the meeting. **See Appendix 6.**

**08/09/23** – The Police Licensing Team sent Mr Duzgun a chase up email as they had not heard from him. **See Appendix 7.**

**19/09/23** – Mr Duzgun replied to the police stating the premises was still closed and that he was in search of tenants and intended to re-open the venue as a pub serving food. He stated that once he knew who his new tenant would be he would update the police regarding the DPS.

**08/11/23** - Licence suspended due to unpaid annual fees since 16/8/23.

**08/11/23** - Annual fee paid (the Premises Licence Holder had not notified the Licensing Team that the payment had been made as requested in reminder letter, however a search of all payments received did finally track the payment made on this date which was linked to the premises).

**12/11/23** – Complaint made during the day regarding loud music coming from the premises. Complainant stated noise occurs evenings lasting till late night.

**14/11/23** – Complaint regarding loud music coming from the premises during the day.

**18/11/23** – 23:19 - Complaint received regarding loud music coming from the premises. Out of Hours Noise Officers visited at 23:34 - some thumping music audible from street. **ALLEGED BREACH OF LICENSED TIMES 5.** No statutory nuisance observed from complainant's living room. Slight thumping audible not very loud and not a statutory nuisance. 23:37 – observations from bedroom, thumping could be heard – a repetitive thump – part of the music. Very annoying but not a statutory nuisance. 23:42 – as officer went to leave PA system audible and music became very loud causing windows to vibrate. The officers visit the premises and met Enias Thankasi who said he was the new tenant and it was his first day. The Premises Licence Holder was not on site. Level of music reduced whilst officers were on site. Officers left the premises and returned at 00:45 – music was very loud and could be heard as far as Tristram Drive. Abatement Notice to be served. **ALLEGED BREACH OF LICENSED TIMES 6.**

**20/11/23** – 20:50 – Complaint received in relation to loud music coming from the premises from 5pm until midnight on a weekday and from 5pm until the early hours of the morning (around 3am sometimes later) on the weekends.

**20/11/23** 22:07 – Complaint in relation to loud music, started at 6:30pm and ongoing. Likely to carry on until 2:00am possibly even 3 or 4am. Loud music, singing, shouting.

**21/11/23** – As a result of the officer visit on 18<sup>th</sup> November 2023 Mr Mansur Duzgun, Ms Asen Sashev Asenov and Enias Thanasi were all served Abatement Notices in respect of Statutory Nuisance under the Environmental Protection Act 1990. The notices related to amplified music and required them to abate the nuisance forthwith. **See Appendix 8a-c.** They were each also served a Community Protection Warning under the Anti-Social Behaviour Crime and Policing Act 2014 as their conduct was seen to be having a detrimental effect on the quality of life of others in the locality. **See Appendix 9a-c.**

**24/11/23** – The Officer who issued the notices received a voicemail from Mr Thanasi advising that he had received the notice, was very sorry for the problem that had occurred and asking to speak to the officer about it. The officer spoke to Mr Thanasi and he repeated what he had said on the night, that he had just taken over the premises and that he was sorry it happened and it wouldn't happen again. He asked if there was anything he should do and was advised to keep the noise level down and not disturb the

neighbours. He asked the officer to visit him at the premises to discuss the matter further. The officer advised they did not need to visit him. He asked if there was anything more he should be doing and the officer said no but advised that the Licencing Authority might want to review the premises licence.

**25/11/23** – 23:01 – Noise complaint received. 23:47 – Officers carried out observations outside premise, all quiet.

**02/12/23** – Annual fee visit made to premises (JF).

**08/12/23** – Noise Officer (DWD) notified Senior Licensing Enforcement Officer (CPX) that the notices sent to Mansur Duzgun were returned to sender as undeliverable. The officer confirmed that they were still deemed as served.

**12/12/23** – Senior Licensing Enforcement Officer (CPX) phoned Mr Duzgun and left him a voicemail advising him that notices had been served and asking him to notify the Licensing Team of his change of address if he has moved. The officer advised that this is a legal required and that it is an offence under the Licensing Act 2003 if he does not notify the Licensing Authority of any such change. The officer also provided the noise officer with an email address for Mr Duzgun so they could email the notices to him. This email was sent on 12/12/23. **See Appendix 10.**

#### **The legislation:**

Under Section 33 of the Licensing Act 2003 the holder of a premises licence, must as soon as is reasonably practicable, notify the Licensing Authority, of any change in their name or address. A person commits an offence if they fail, without reasonable excuse, to comply with these requirements.

Mr Duzgun is also a Personal Licence Holder. Under Section 127 of the Licensing Act 2003 personal licence holders must, as soon as reasonably practicable, notify the relevant licensing authority of any change in his name or address as stated in the personal licence. A person commits an offence if he fails, without reasonable excuse, to comply with this section.

There is a charge payable to update records and the current licences should be retuned. New versions of the licensed are then issued.

#### **Additional information regarding Mr Mansur Duzgun**

Mr Duzgun has been involved in other licensed premises in the borough. Council records show that following an interview under caution relating to activities at another licensed premises in 2017, Mr Mansur Duzgun was issued a formal warning letter. The interview related to the following offence: Carrying on, or knowingly allowing to be carried on, licensable activities otherwise than under and in accordance with an authorisation. This was in the form of breaching licence conditions. The interview also related to allegations that he committed an offence under Section 8 (1) of the Health Act 2006 by allowing people to smoke in a substantially enclosed area. Other issues investigated included breach of planning legislation and noise complaints in relation to loud music. The premises was partly used as a restaurant and partly as a shisha lounge. Mr Duzgun was the PLH at the time and the licence for that premises was reviewed in November 2017. The review information is on our website:

<https://governance.enfield.gov.uk/ieListDocuments.aspx?CId=217&MId=12370&Ver=4>



The conditions were amended and the licence was suspended for 14 days. Mr Duzgun no longer appears to be connected to this other premises.

When Mr Duzgun has been named on a licence he appears to have had very little to do with the actual running of the business. Although he has attended meetings when requested to do so he has never been seen working at any of the premises he is connected with, instead it appeared he is the landlord and his tenants run the businesses.

### **Location:**

This venue is situated on the corner of a residential road with residential properties behind, opposite and next to it. Nearby is a small parade of shops with residential flats above.

### **Regulated Entertainment - Legal Provisions**

As a result of the deregulation of entertainment premises that have alcohol (on sales) on their licence are now automatically entitled to provide entertainment, including recorded music, between the hours of 8am and 11pm, without the regulated entertainment being specified as a licensable activity on their licence. This only applies if the capacity is 500 and under.

Any existing licence conditions which relate to live music or recorded music remain in place, but are suspended between the hours of 08.00 and 23.00

Home Office Revised Guidance issued under section 182 of the Licensing Act 2003 – August 2023 states that on a review of a premises licence or club premises certificate, section 177A(3) of the 2003 Act permits a licensing authority to lift the suspension and give renewed effect to an existing condition relating to music. Similarly, under section 177A(4), a licensing authority may add a condition relating to music as if music were regulated entertainment. In both instances the condition should include a statement that Section 177A does not apply to the condition.

### **Conclusion:**

22 complaints have been received about this premises since the licence was transferred to Mr Duzgun, 18 of which have been received in the last 9 months.

In June 2023 staff at the premises told the Police Safer Neighbourhood Team that the premises is not open to the public and that they rent it out for private parties and that when they do have a private party, they do not host the party they just walk away and whatever happens, happens. This totally undermines the licensing objectives.

In August 2023 police discovered a cannabis factory above the licensed premises.

An application to via the DPS to Ms Asen Sashev Asenov was issued on 5<sup>th</sup> July 2023. On 31/08/23 Mr Duzgun advised the Police Licensing Team that the DPS had disappeared, and the premises was closed. On 19/09/23 Mr Duzgun advised the police that once he knew who his new tenant would be he would update them regarding the DPS. The premises has since reopened yet no vary DPS application has been received. The same type of events appear to be taking place with music loud enough to disturb local residents.

In November 2023, officers witnessed music being played at such a loud level it was deemed to be a statutory noise nuisance and Noise Abatement Notices have been

served. The notice sent to the registered address for the premises licence holder was 'returned to sender'. The Licensing Authority has not been notified of a change of address for the premises licence holder.

Even being called in for a meeting at Edmonton Police Station to meet with the Police Licensing Team to discuss concerns about the way the premises is managed has not improved matters.

The Licensing Authority has no confidence in the ability or willingness of the licence holder or his staff to uphold the licensing objectives and therefore recommends that this premises licence be revoked.

If the Licensing Sub-Committee is not minded to revoke the licence in its entirety then the Licensing Authority would recommend that the Committee consider suspending the premises licence until such time as full compliance with the licence conditions has been demonstrated by the PLH, his address details have been updated, a new DPS has been named on the licence and that the licence conditions be amended as follows:

### **Current Licence Conditions**

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 28 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. (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. Prior to opening each day, staff shall check that the CCTV is working correctly. A record of when and who checked the system shall be documented and these records shall be kept for at least six months. These records shall be kept on the premises and made available to police or authorised local authority employees upon request. If the system is not working correctly then the licensing authority or

the Police shall be informed immediately and steps made to have the problem fixed. No licensable activities shall be permitted to take place should the CCTV not be fixed 48 hours after the CCTV is found to not be working

4. All staff engaged in the sale/supply of alcohol shall be trained to operate the CCTV system and to download images/footage upon request by Police or authorised local authority employees.
5. The use of the beer garden shall be restricted to Monday to Saturday to 23:00 hours and to 22:30 on Sunday.
6. A prominent, clear and legible notice shall be displayed at the public entrance to the garden of the premises advising customers of its terms of use. Two additional such signs shall be prominently displayed within the garden.
7. All doors and windows shall be kept closed but not locked during regulated entertainment, with the exception on entry and egress.

**Remove if music is removed from the licence.**

8. Windows shall be closed by 22:00.
9. A 'Think 25' proof of age scheme shall be operated and relevant material shall be displayed at the premises.
10. Toilets at the premises shall be checked for any sign of drug use an average of every two hours while the premises are open to the public and a record shall be kept of the times, dates and any issues discovered. These records shall be kept for 28 days.
11. At least 4 prominent, clear and legible notices shall be displayed throughout the premises warning customers that drug use will not be tolerated.
12. The management at approximately hourly intervals shall make subjective assessments of noise levels at the perimeter of the premises 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 28 days. Records must be made available to an authorised officer of the Council, 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.

**Remove if music is removed from the licence.**

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 area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.
14. Signs shall be prominently displayed on the exit doors and immediately outside the premises in the outside seating area advising customers that the premises is in a 'Drinking Control Area' and that alcohol should not be consumed in the street. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.

**Amend to:** Signs shall be prominently displayed on the exit doors advising customers that the premises is in a Public Space Protection Order Area (or similar) and that 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 they can be read by those leaving the premises.

15. Live music shall be limited to two performers.

**Remove if music is removed from the licence.**

16. The exit gates in the rear yard shall be kept in the open position whilst the premises are open to the public. Alternatively, a gate is to be provided of at least 900mm clear width, opening in the direction of escape, secured only with a push bar or push pad and provided with appropriate signage.

17. Children shall only be permitted on the premises if accompanied by an adult.

18. Children under the age of 14 shall not be permitted on the premises after 21:00.

19. Children under the age of 18 shall not be permitted on the premises after 23:00.

20. Noise from the premises shall not create a nuisance to local residents.

21. 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.

22. 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.

23. 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.

**Add:**

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

ii. No more than 5 persons shall be permitted to smoke outside the front of the premises at any one time. The area shall be adequately supervised to control the number and behaviour of patrons and to ensure that they do not block the highway or cause a noise nuisance. Notices shall be displayed in the area specifying the terms of its use and asking patrons to use the area quietly.

iii. Music shall not be provided at the premises at any time. Section 177A of the Licensing Act 2003 does not apply to this premises licence.

The Licensing Authority reserves the right to add any additional information to support this review application.

Please tick ✓ yes

Have you made an application for review relating to the premises before

If yes please state the date of that application

Day	Month	Year

**If you have made representations before relating to the premises please state what they were and when you made them**

**Please tick ✓ yes**

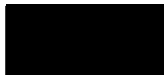
- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

**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 3 – Signatures** (please read guidance note 4)

**Signature of applicant or applicant’s solicitor or other duly authorised agent** (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature



Date 14/12/23

Capacity Senior Licensing Enforcement Officer

<b>Contact name (where not previously given) and postal address for correspondence associated with this application</b> (please read guidance note 6)	
<b>Post town</b>	<b>Post Code</b>
<b>Telephone number (if any)</b>	
<b>E-mail address</b>	

**Notes for Guidance**

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.



## POLICE REPRESENTATION

**Name and address of premises:**   **The Hyde Arms**  
**137 Victoria Road**  
**London**  
**N9 9BB**

**Type of Application:**                   **Transfer of a Premises Licence and Variation**  
**of a Designated Premises Supervisor (DPS)**

### The Application

This is an application to transfer a premises licence and vary a DPS for the above venue from a Mr John CROSS to a Mr Mansur DUZGUN. This premises licence allows the following:-

Supply of Alcohol	Monday to Thursday 11:00 - 23:00 Friday to Saturday 11:00 - 00:00 Sunday 12:00 - 22:30
Opening Hours	Monday to Thursday 11:00 - 23:30 Friday to Saturday 11:00 - 00:30 Sunday 12:00 - 23:00
Indoor Sporting Events	Monday to Saturday 11:00 – 23:00 Sunday 12:00 – 22:30
Live Music	Monday to Saturday 11:00 – 23:00 Sunday 12:00 – 22:30
Recorded Music	Monday to Saturday 11:00 – 23:00 Sunday 12:00 – 22:30
Facilities for making music	Monday to Saturday 11:00 – 23:00 Sunday 12:00 – 22:30

There are also non - standard timings and Seasonal variations for St Patricks Day, St Georges Day and Christmas eve that allows the above activities to continue until 01:00 each day. In addition to this all the activities stated above can continue for 24 hours on New Years' Eve.

### Location

This venue is situated on the corner of a residential road with residential properties behind, opposite and next to it. Nearby is a small parade of shops with residential flats above.

## History

The history of the venue is not of concern to the Police, however, the Police and Mr Duzgun do have a history which raises considerable concern regarding his suitability in holding this premises licence.

I have considered these applications and wish to object on the grounds that they could undermine the Prevention of crime and disorder objective.

Mr Duzgun is the holder of a premises licence at another venue. The Police and the licensing authority have been working with Mr Duzgun since October 2016 when we had reason to visit due to a noise complaint and allegations that the premises was staying open longer than allowed hours. During that visit a number of conditions were being breached and smoking was being allowed in a space that was more than 50% enclosed.

This started a very long process of assisting and advising Mr Duzgun but he continually failed to demonstrate full compliance with the conditions on the licence despite numerous visits, meetings and warnings. This culminated in the licensing authority applying for a review, to revoke the licence, approx. a year after the first meeting. Breaches were still witnessed even after the application to review was submitted.

It was not until this happened and after recommendations to do so by the Licensing Authority, that Mr Duzgun employed an Agent. Within a very short period of time most of the breaches had been rectified by the Agent. It is obvious that Mr Duzgun would not or did not appreciate the seriousness of his non-compliance of the licence conditions. He does not appear to have an understanding of the licensing objectives or what is expected of him and does not appreciate the need for him, as the Premises Licence Holder, to be capable of demonstrating compliance with each and every licence condition and it is not the responsibility of the licensing authority or the Police. His behaviour shows a clear disregard for the law and undermines the licensing objectives.

One of my main concerns is his lack of willingness to work with us. I visited Mr Duzgun's current venue in November 2017 with the Licensing Authority and was subsequently informed of Mr Duzgun's complaint about my attendance stating he did not understand why a Police officer has to attend and that my attendance would make his customers believe his venue was a criminal hotspot.

I am a Police Licensing Officer and my sole role is to act as a responsible authority during the application and enforcement process of all Premises Licenses. I carry out visits alongside the Licensing Authority on many occasions and to many venues as we have a common goal, to assist, advise and support the PLH's and DPS's in their businesses. Should our stepped approach not be successful then enforcement action may and is taken. Police do not only attend after criminal incidents and I am unsure why one solitary Police Officer in plain clothes should make the customers assume the place is a criminal hotspot, if it is not.

The last visit and the PLH's reaction highlights his inability to work with us and reiterates the lack of confidence the Police have in Mr Duzgun and the concerns we have in Mr Duzgun not being willing or able to promote the licence objectives.

Although the licence was not revoked at the hearing, more conditions were added and Mr Duzgun had to sign a declaration stating he would not apply for any variations to the licence until a year of compliance had passed. In view of the fact that the only reason



the licence is being complied with now is down to the Agent I do not feel Mr Duzgun to be a fit and proper person to hold a premises licence. I have no faith that Mr Duzgun will consciously promote any of the licensing objectives.

Should the committee be minded to grant the applications I would recommend that they only do so if the an Agent is employed to assist Mr Duzgun in demonstrating compliance.

I would also request that Mr Duzgun give an undertaking to submit a minor variation, within 2 weeks of being granted the premises licence, to amend or add conditions to the current licence to strengthen the licensing objectives as set out below in red bold text

### **CURRENT CONDITIONS AND REQUESTED AMENDMENTS**

#### 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

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.

Responsible drinking shall be encouraged i.e. no promotions.

The installed CCTV system must conform to the Data Protection Act. Recordings must be clear and be kept for a minimum of 31 days. The system must be regularly maintained

### **CHANGE TO**

**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 28 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. Immediate copies must be made available to Police or authorised local authority employees on request.**

**Add:**

- Prior to opening each day, staff shall check that the CCTV is working correctly. A record of when and who checked the system shall be documented and these records shall be kept for at least six months. These records shall be kept on the premises and made available to police or authorised local authority employees upon request. If the system is not working correctly then the licensing authority shall be informed immediately and no licensable activities shall be permitted to take place until it is fixed.**
- All staff engaged in the sale/supply of alcohol shall be trained to operate the CCTV system and to download images/footage upon request by Police or authorised local authority employees.**

The use of the beer garden shall be restricted to Monday to Saturday to 23:00 hours and to 22:30 on Sunday.

**ADD A CONDITION TO ENHANCE THIS**

**A prominent, clear and legible notice shall be displayed at the public entrance to the garden of the premises advising customers of its terms of use. Two additional such signs shall be prominently displayed within the garden'**

All doors and windows shall be kept closed but not locked during regulated entertainment, with the exception on entry and egress.

Windows shall be closed by 22:00.

The premises shall operate the Local Authority or similar proof of age scheme and display the relevant material. Only passport, photographic driving licences or ID with the P.A.S.S. logo (Proof of Age Standards Scheme) shall be accepted.

**CHANGE TO**

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

Toilets at the premises shall be checked for any sign of drug use an average of every two hours while the premises are open to the public and a record shall be kept of the times, dates and any issues discovered. These records shall be kept for 28 days.

At least 4 prominent, clear and legible notices shall be displayed throughout the premises warning customers that drug use will not be tolerated.

The management at approximately hourly intervals shall make subjective assessments of noise levels at the perimeter of the premises 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 28 days. Records must be made available to an authorised officer of the Council, 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.

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

Signs shall be prominently displayed on the exit doors and immediately outside the premises in the outside seating area advising customers that the premises is in a 'Drinking Control Area' and that alcohol should not be consumed in the street. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.

Live music shall be limited to two performers.

The exit gates in the rear yard shall be kept in the open position whilst the premises are open to the public. Alternatively, a gate is to be provided of at least 900mm clear width, opening in the direction of escape, secured only with a push bar or push pad and provided with appropriate signage.

Children shall only be permitted on the premises if accompanied by an adult.

Children under the age of 14 shall not be permitted on the premises after 21:00.

Children under the age of 18 shall not be permitted on the premises after 23:00.

Noise from the premises shall not create a nuisance to local residents.

All staff must receive induction and refresher training, relating to the sale of alcohol. All training shall be documented and records kept. This record must be made available to the Police and/or Local Authority upon request.

## **CHANGE TO**

- **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.**

## **ADD**

- **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**

I reserve the right to submit further representation.

Officer: Karen Staff PC237YE

Tel: [REDACTED]

[REDACTED]  
Date: 5th February 2018

**LONDON BOROUGH OF ENFIELD LICENSING AUTHORITY  
LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005  
DECISION NOTICE**



**LICENSING SUB-COMMITTEE – 7 MARCH 2018**

1. Application was made by **MR MANSUR DUZGUN** for the premises now known as and situated at **THE HYDE ARMS PUBLIC HOUSE, 137 VICTORIA ROAD, LONDON, N9 9BB** for a transfer of Premises Licence (LN/200501812).

The Licensing Sub-Committee **RESOLVED** that the application be **GRANTED**.

**Reasons:**

The Chairman made the following statement:

“The Licensing Sub-Committee was advised at the hearing by Mr Rankin – representing the Metropolitan Police Service (MPS) – that the position of the MPS had modified from its earlier stance taken to object to the transfer of the premises licence for The Hyde Arms into the name of Mr Mansur Duzgun.

The Licensing Sub-Committee heard that despite certain residual reservations over another premises, the objection to this transfer was to be withdrawn.

We further heard that the MPS and Mr Duzgun had come to an accord in terms of the strengthened conditions being applied to this licence. Mr Rankin made it clear that the modified position of the MPS was itself conditional upon Mr Duzgun agreeing to submit a written application to vary the now agreed conditions; and he also sought an oral undertaking from Mr Duzgun that he will make such an application within two weeks.

Mr Duzgun duly gave that oral undertaking to the satisfaction of the Licensing Sub-Committee, enabling it to formally resolve that the application for a transfer of this premises licence be granted.”

**Date Notice Sent : 08 March 2018**

**Signed:**



**Principal Licensing Officer**

**APPEAL**

Under the Licensing Act 2003 you have a right of appeal against this decision within 21 days of receiving this notice. Any appeal should be made in writing to the North London Magistrates Court at the following address :

North London Magistrates Court

Highbury Corner, 51 Holloway Road, London, N7 8JA

**From:** [Charlotte Palmer](#)  
**To:** [REDACTED]  
**Subject:** The Hyde Arms Public House, 137 Victoria Road, LONDON, N9 9BB [SEC=OFFICIAL]  
**Date:** 12 March 2019 14:53:00  
**Attachments:** [image001.jpg](#)

---

Classification: OFFICIAL

Dear Mr Duzgun,

I write to you as the current premises licence holder of the above named premises to advise you that Enfield Council's Licensing Enforcement Team has received a complaint about the premises.

The complainant states:

'the hyde arms pub has been for many years now playing loud music and customers shouting, arguing and sometimes even fighting until 2/3 sometimes even 5 in the morning. Doors are left open which exacerbates the problem even more.'

I take this opportunity to remind you of the following licence conditions attached to your licence in an attempt to prevent the premises becoming a source of nuisance to local residents:

7. All doors and windows shall be kept closed but not locked during regulated entertainment, with the exception on entry and egress.
8. Windows shall be closed by 22:00.
12. The management at approximately hourly intervals shall make subjective assessments of noise levels at the perimeter of the premises 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 28 days. Records must be made available to an authorised officer of the Council, 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.
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 area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.
15. Live music shall be limited to two performers.
20. Noise from the premises shall not create a nuisance to local residents.

The premises is currently licensed to open from 11:00 – 23:30 Monday to Thursday, 11:00 – 00:30 Friday and Saturday and 12:00 – 23:00 Sunday.

Under the Live Music Act Live music is permitted from 08:00 – 23:00.

The licence permits recorded music from 11:00 – 23:00.

Trading beyond the times on the premises licence or failing to comply with conditions attached to the Premises Licence are both criminal offences which carry an unlimited maximum fine and or six month imprisonment.

Please be advised that where complaints concern licensed premises and those complaints relate to the licensing objectives any responsible authority and any interested party may ask the Council, as Licensing Authority, to review the Premises Licence.

Playing loud music can also result in a noise abatement notice being served, should the level of the music be deemed to be a statutory nuisance.

Officers may carry out spot checks to ensure the times and conditions are being complied with.

Regards

Charlotte Palmer  
Senior Licensing Enforcement Officer  
Environment & Operational Services  
Place Directorate, Enfield Council  
Silver Street, Enfield, EN1 3XY

E: [REDACTED]

Website: [www.enfield.gov.uk](http://www.enfield.gov.uk)  
**Protect the Environment – Think Before You Print.**

Enfield Council Pest Control Service  
[Pest.control@enfield.gov.uk](mailto:Pest.control@enfield.gov.uk) / 0208 379 3433 / [www.enfield.gov.uk/pests](http://www.enfield.gov.uk/pests)  
Got a pest problem? Then we've got you covered.



"Enfield Council is committed to serving the whole Borough fairly, delivering excellent services and building strong communities".

Classification: OFFICIAL

**From:** [Charlotte Palmer](#)  
**To:** [REDACTED]  
**Bcc:** [Victor Ktorakis](#)  
**Subject:** LN/200501812 - The Hyde Arms, Public House, 137 Victoria Road, LONDON, N9 9BB  
**Date:** 14 June 2023 10:42:00

---

Dear Mansur and Nanea,

I write to you as the current premises licence holder (Mansur) and DPS (Nanea) of the above named premises to advise you that Enfield Council's Licensing Enforcement Team has received complaints about the premises.

The complainants all allege that they are being disturbed by loud music and shouting coming from the premises on a weekly basis. They claim the music starts late afternoon and continues until 3am.

Having checked the licence I can see that the licensed opening hours are until 23:00 on Sundays, 23:30 Monday – Thursday and 00:30 Friday – Saturday with alcohol sales ceasing 30 minutes before hand. The premises is not licensed to provide regulated entertainment (i.e. any music) any later than 23:00.

Out of Hours Noise Officers visited the premises on 10/06/23 at 02:00 and loud music was audible in the street. They entered the premises and saw a DJ playing music through large speakers. When asked to turn off the music he did so, however, no one at the premises appeared to know who was in charge or who had control over the premises.

One of the officers also witnessed a female sniffing something off a plate which she quickly covered when she noticed the officer looking at her. This is very concerning. The police shall be notified of the complaints and results of the officers visit.

I take this opportunity to remind you of the following licence conditions attached to your licence in an attempt to prevent the premises becoming a source of nuisance to local residents or a source of crime and disorder:

7. All doors and windows shall be kept closed but not locked during regulated entertainment, with the exception on entry and egress.
8. Windows shall be closed by 22:00.
11. At least 4 prominent, clear and legible notices shall be displayed throughout the premises warning customers that drug use will not be tolerated.
12. The management at approximately hourly intervals shall make subjective assessments of noise levels at the perimeter of the premises 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 28 days. Records must be made available to an authorised officer of the Council, 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.



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

15. Live music shall be limited to two performers.

20. Noise from the premises shall not create a nuisance to local residents.

Trading beyond the times on the premises licence or failing to comply with conditions attached to the Premises Licence are both criminal offences which carry an unlimited maximum fine and or six month imprisonment.

Please consider this email to be a warning.

Where complaints concern licensed premises and those complaints relate to the licensing objectives any responsible authority and any interested party may ask the Council, as Licensing Authority, to review the Premises Licence.

Playing loud music can also result in a noise abatement notice being served, should the level of the music be deemed to be a statutory nuisance. Again please consider this a warning, officers shall serve a notice if this issue is witnessed again.

Please respond to this email and provide me with the following information:

1. What name is the premises currently trading under – is it still the Hyde Arms?
2. Are you both still connected to the premises? If not please either arrange for the licence to be transferred to the new owner or surrender the licence (Mansur) and/or remove your name as the DPS (Nanea) by contacting [licensing@enfield.gov.uk](mailto:licensing@enfield.gov.uk) and quote the licence number LN/200501812. If there is a new owner please send me their contact details if you have them.
3. What was the event on 10/06/23 and who was in charge?

Kind Regards

**Charlotte Palmer**  
**Senior Licensing Enforcement Officer**  
**Licensing Team**  
**Environment and Communities Directorate**  
**Enfield Council**  
**Civic Centre**  
**Silver Street**  
**Enfield, EN1 3XA**

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

**Protect the Environment – Think Before You Print.**

**"Enfield Council is committed to serving the whole Borough fairly, delivering excellent services and building strong communities".**

**From:** [mansur\\_duzgun](#)  
**To:** [Charlotte Palmer](#)  
**Subject:** Re: LN/200501812 - The Hyde Arms, Public House, 137 Victoria Road, LONDON, N9 9BB  
**Date:** 15 June 2023 16:41:02

---

Dear Charlotte,

Thank you for your email.

I can confirm that Nanea was the DPS for the event on the 10th of June 2023, however she had been dismissed over misuse of the premises and my licence.

I will be submitting a DPS variation application tomorrow. The new DPS will be Asen Asenova.

The premises is now called Isik Restuarant.

I will be going through the licence with Asen to ensure that incidents like this do not happen again.

kind regards

Mansur Duzgun

---

**From:** Charlotte Palmer <Charlotte.Palmer@enfield.gov.uk>

**Sent:** 14 June 2023 09:42

**To:** [REDACTED]  
[REDACTED]

**Subject:** LN/200501812 - The Hyde Arms, Public House, 137 Victoria Road, LONDON, N9 9BB

Dear Mansur and Nanea,

I write to you as the current premises licence holder (Mansur) and DPS (Nanea) of the above named premises to advise you that Enfield Council's Licensing Enforcement Team has received complaints about the premises.

The complainants all allege that they are being disturbed by loud music and shouting coming from the premises on a weekly basis. They claim the music starts late afternoon and continues until 3am.

Having checked the licence I can see that the licensed opening hours are until 23:00 on Sundays, 23:30 Monday – Thursday and 00:30 Friday – Saturday with alcohol sales ceasing 30 minutes before hand. The premises is not licensed to provide regulated entertainment (i.e. any music) any later than 23:00.

Out of Hours Noise Officers visited the premises on 10/06/23 at 02:00 and loud music was audible in the street. They entered the premises and saw a DJ playing music through large speakers. When asked to turn off the music he did so, however, no one at the premises appeared to know who was in charge or who had control over the premises.

One of the officers also witnessed a female sniffing something off a plate which she quickly covered when she noticed the officer looking at her. This is very concerning. The police shall be notified of the complaints and results of the officers visit.

I take this opportunity to remind you of the following licence conditions attached to your licence in an attempt to prevent the premises becoming a source of nuisance to local residents or a source of crime and disorder:

7. All doors and windows shall be kept closed but not locked during regulated entertainment, with the exception on entry and egress.
8. Windows shall be closed by 22:00.
11. At least 4 prominent, clear and legible notices shall be displayed throughout the premises warning customers that drug use will not be tolerated.
12. The management at approximately hourly intervals shall make subjective assessments of noise levels at the perimeter of the premises 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 28 days. Records must be made available to an authorised officer of the Council, 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.
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 area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.
15. Live music shall be limited to two performers.
20. Noise from the premises shall not create a nuisance to local residents.

Trading beyond the times on the premises licence or failing to comply with conditions attached to the Premises Licence are both criminal offences which carry an unlimited maximum fine and or six month imprisonment.

Please consider this email to be a warning.

Where complaints concern licensed premises and those complaints relate to the licensing objectives any responsible authority and any interested party may ask the Council, as Licensing Authority, to review the Premises Licence.

Playing loud music can also result in a noise abatement notice being served,

should the level of the music be deemed to be a statutory nuisance. Again please consider this a warning, officers shall serve a notice if this issue is witnessed again.

Please respond to this email and provide me with the following information:

1. What name is the premises currently trading under – is it still the Hyde Arms?
2. Are you both still connected to the premises? If not please either arrange for the licence to be transferred to the new owner or surrender the licence (Mansur) and/or remove your name as the DPS (Nanea) by contacting [licensing@enfield.gov.uk](mailto:licensing@enfield.gov.uk) and quote the licence number LN/200501812. If there is a new owner please send me their contact details if you have them.
3. What was the event on 10/06/23 and who was in charge?

Kind Regards

**Charlotte Palmer**  
**Senior Licensing Enforcement Officer**  
**Licensing Team**  
**Environment and Communities Directorate**  
**Enfield Council**  
**Civic Centre**  
**Silver Street**  
**Enfield, EN1 3XA**

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

**Protect the Environment – Think Before You Print.**

**"Enfield Council is committed to serving the whole Borough fairly, delivering excellent services and building strong communities".**



[Follow us on Facebook](#)

[Twitter](#)

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

---

Enfield Council is committed to serving the whole borough fairly, delivering excellent services and building strong communities. Opinions expressed in this email are those of the individual and not necessarily those of the London Borough of Enfield. This email and any attachments or files transmitted with it are strictly confidential and intended solely for the named addressee. It may contain privileged and confidential information and if you are not the intended recipient and receive it in error you must not copy, distribute or use the communication in any other way. All traffic handled by the Government Connect Secure Extranet may be subject to recording/and or monitoring in accordance with relevant legislation.

---

This email has been scanned for viruses but we cannot guarantee that it will be free of viruses or malware. The recipient should perform their own virus checks.

**Disclaimer**

The information contained in this communication from the sender is confidential. It is intended solely for use by the recipient and others authorized to receive it. If you are not the recipient, you are hereby notified that any disclosure, copying, distribution or taking action in relation of the contents of this information is strictly prohibited and may be unlawful.

This email has been scanned for viruses and malware, and may have been automatically archived by **Mimecast Ltd**, an innovator in Software as a Service (SaaS) for business. Providing a **safer** and **more useful** place for your human generated data. Specializing in; Security, archiving and compliance. To find out more [Click Here](#).

**From:** [REDACTED]@met.police.uk  
**To:** [REDACTED]  
**Cc:** [REDACTED]  
**Subject:** Issues surrounding The Hyde Arms ,137 Victoria Road N9 9BB  
**Date:** 31 August 2023 11:37:26  
**Attachments:** [image005.jpg](#)  
[image006.png](#)  
[image007.jpg](#)  
[image008.gif](#)  
[image009.gif](#)  
[image002.jpg](#)  
[image004.png](#)

---

Good Morning Mr Duzgun

It was a pleasure meeting with you this morning .Just by way of summary and framing our expectations of you as a premises licence holder in regards to licensing issues highlighted recently at The Hyde Arms .

We discussed the fact that the Designated Premises Supervisor(DPS) Mr Asen Asenov who had previously been a DPS at your premises prior to the recent change from Lorena Cristina Nanea recently appeared to not be running the premises in a manner that you would approve .This came off the back of a complaint from the London Borough Of Enfield licensing officer Charlotte Palmer contacting you on the 14<sup>th</sup> June 2023 informing you that she had received complaints that loud music had been heard coming from the premises at 0300 hours and it was believed that the premises was conducting licensable activities in contravention of the established licensing hours.

Additionally on the 01/07/23 Our Edmonton Police Safer Neighbourhoods Team visited the location at around 19:30 hours and found the following:  
Location is being used as a private rented space. On the outside it is advertised as ISIK BG RESTAURANT with a menu on the wall outside. The main entrance to the place is shut and locked and you have to enter via a side door.

On entering there was one family sat eating, one of them identified themselves as a staff member and it was his family that were eating other than that.

**He explained that it's not open to the public and that they rent it out to private parties. When they do have a private parties they do not host it they just walk away and whatever happens happens.**

There was still a very much stocked bar in there and massive speakers so no doubt there is a noise problem. However he did state that they have heard from the council and are getting smaller speakers to reduce the noise.

Additionally The local authority received complainants that all alleged that residents are being disturbed by loud music and shouting coming from the premises on a weekly basis. They claimed the music started late afternoon and continued until 3am. The premises were not licensed to provide regulated entertainment (i.e. any music) any later than 23:00.

The LA Out of Hours Noise Officers visited the premises on **10/06/23 at 02:00** and loud music was audible in the street. They entered the premises and saw a DJ playing music through large

speakers. When asked to turn off the music he did so, however, **no one at the premises appeared to know who was in charge or who had control over the premises.**

One of the officers(council) also witnessed a female sniffing something off a plate which she quickly covered when she noticed the officer looking at her.

As a result you were reminded(By the local authority) of the licence conditions in an attempt to prevent the premises becoming a source of nuisance to local residents or a source of crime and disorder .Prior to this in Covid (31/01/21) there were complaints that over 25 people were inside the venue every night during lockdown drinking and playing music .The lights were not switched on and it was believed that the people were meeting downstairs in the premises .

Which leads us on to the discovery of a cannabis factory at the premises in the upper residential part of the premises on the 5<sup>th</sup> of August 2023 a member of the public saw males breaking into the premises via rear door upon police arrival a cannabis factory was discovered on the first floor residential area but the licensable area on the ground floor had unrestricted access .

You have informed us that the DPS Asen Asenov has now disappeared and he is uncontactable therefore you have voluntarily closed the premises .You have stated to us that you believe that Asenov appointed a “manager “ who ran the place but you don’t know who the manager was .We discussed what your intentions for the premises were and you stated you wished to install a new DPS in there and run it as a public house rather than a restaurant/Social club which it apparently had become under the management of the DPS .

We discussed whether you were considering surrendering your premises licence and you told us you did not wish to do that as you wanted to turn this business around and get it running correctly with the correct responsible supervisors in there in a manner that upheld the licensing objectives .

We stated that a licence review is a distinct possibility given that the premises have been involved in crime and that the DPS clearly was not running the location in an appropriate suitable manner .

You have stated that you would not wish to have to go to review and that your intention is to change these premises back to a traditional Pub type venue and regain full control .

We have agreed that you will get back with us within 7 calendar days( 7<sup>th</sup> Sept 23) with your proposals as to how you will achieve this .We very much appreciate your time this morning and look forward to working with you to rectify the issues .

Kindest Regards

Derek



**Police Constable Derek Ewart** [REDACTED]  
**Licensing Officer**  
**Enfield & Haringey**  
**North Area BCU Partnership & Prevention**  
Metropolitan Police Service  
North Area BCU (*Enfield & Haringey*)





Edmonton Police Station, 462 Fore Street, N9 0PW

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

[REDACTED]

Enfield  Haringey

**Unless otherwise stated this email is GSC Code – Official**

NOTICE - This email and any attachments are solely for the intended recipient and may be confidential. If you have received this email in error, please notify the sender and delete it from your system. Do not use, copy or disclose the information contained in this email or in any attachment without the permission of the sender. Metropolitan Police Service (MPS) communication systems are monitored to the extent permitted by law and any email and/or attachments may be read by monitoring staff. Only specified personnel are authorised to conclude binding agreements on behalf of the MPS by email and no responsibility is accepted for unauthorised agreements reached with other personnel. While reasonable precautions have been taken to ensure no viruses are present in this email, its security and that of any attachments cannot be guaranteed.

**From:** [redacted]@met.police.uk  
**To:** [redacted]  
**Subject:** Update on the operation of The Hyde Arms ,137 Victoria Rd ,Edmonton,N9 9BB  
**Date:** 08 September 2023 13:58:22  
**Attachments:** [image005.jpg](#)  
[image006.png](#)  
[image007.jpg](#)  
[image008.gif](#)  
[image009.gif](#)  
[image010.jpg](#)  
[image011.png](#)

---

Mr Duzgun

following on from our meeting 7 days ago at Edmonton Police Station and my email to you the same day as agreed you stated you would update us within 7 days of your intentions and measures regarding The Operation of the Hyde Arms .

I have not heard from you and its day 8 .Can you please update me as to your intentions .Issues such as trading and new DPS appointment etc. etc. need to be clarified .I had thought we had an agreement and understanding based around our expectations and the fact we previously had communication issues with you in that we appeared to never get replied from you .

Please respond as a matter of urgency .

Kindest Regards



**Police Constable Derek Ewart** [redacted]  
**Licensing Officer**  
**Enfield & Haringey**  
**North Area BCU Partnership & Prevention**  
Metropolitan Police Service  
North Area BCU (*Enfield & Haringey*)  
Edmonton Police Station, 462 Fore Street, N9 0PW  
[www.met.police.uk](http://www.met.police.uk) [redacted]  
[redacted]  
[redacted] Enfield [redacted] Haringey  
**Unless otherwise stated this email is GSC Code – Official**

NOTICE - This email and any attachments are solely for the intended recipient and may be confidential. If you have received this email in error, please notify the sender and delete it from your system. Do not use, copy or disclose the information contained in this email or in any attachment without the permission of the sender. Metropolitan Police Service (MPS) communication systems are monitored to the extent permitted by law and any email and/or attachments may be read by monitoring staff. Only specified personnel are authorised to conclude binding agreements on behalf of the MPS by email and no responsibility is accepted for unauthorised agreements reached with other personnel. While reasonable precautions have been taken to ensure no viruses are present in this email, its security and that of any attachments cannot be guaranteed.



Ms Asen Sashev Asenov

[REDACTED]  
[REDACTED] N  
[REDACTED]

Please reply to: David Dollemore  
Environmental Protection, Civic Centre,  
Silver Street, Enfield, EN1 3XH

E-mail: [REDACTED]  
My Ref: [REDACTED]  
Your Ref:  
Date: 21 November 2023

Dear Ms Asenov,

**Re: ANTISOCIAL BEHAVIOUR CRIME & POLICING ACT 2014**  
**Address: The Hyde Arms 137 Victoria Road, LONDON, N9 9BB**

Enclosed is a Community Protection Warning for your attention. Please contact me if you have any queries on the above email address or the following telephone number Tel: 02081320914


Yours sincerely

[REDACTED]

David Dollemore  
Environmental Protection Officer  
Environmental Protection Team

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

**Simon Pollock**  
**Interim Executive Director of Environment and Communities**  
Enfield Council  
Civic Centre, Silver Street  
Enfield EN1 3XY  
[www.enfield.gov.uk](http://www.enfield.gov.uk)

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

**LONDON BOROUGH OF ENFIELD**  
**SECTION 43 to 58 ANTISOCIAL BEHAVIOUR CRIME & POLICING ACT 2014**  
**COMMUNITY PROTECTION WARNING**

This Warning is served upon:

Ms Asen Sashev Asenov  


**TAKE NOTICE** that under the provision of the Antisocial Behaviour Crime & Policing Act 2014 the below named authorised officer, being satisfied that your conduct\* is having a detrimental effect on the quality of life of others in the locality caused by;

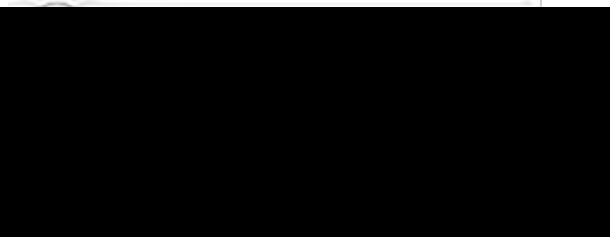
**Loud Music and singing**

**HEREBY REQUIRE YOU** as ~~[(one of) the person(s) responsible for the said conduct]~~ the ~~[(owner) (occupier) of the premises], [forthwith] [within 0 days] [by date]~~ following the service of this official warning to;

**Take all necessary action to restrict and prohibit loud music and singing from  
The Hyde Arms 137 Victoria Road N9 9BB**

**IF** without reasonable excuse you fail to comply with all or any requirement of this Warning a Community Protection Notice may be issued without further warning. If you fail to comply with the requirements of a Community Protection Notice you will be guilty of an offence. This could result in a fixed penalty notice of £100 or prosecution resulting in a fine up to £2,500 [OR a fine in the case of a body corporate] and a criminal record. The Council may take action to have work carried out to ensure that the failure is remedied, but only on land that is open to the air, and the Council may recover its costs of doing so from you. The Court may also order the seizure and/or forfeiture and destruction of any item that was used in the commission of the offence.

Signed



David Dollemore  
Environmental Protection Officer

Date 21/11/2023

Ref: 

\*Conduct includes failure to act to abate the detriment described. Conduct on, or affecting, premises that a person owns, leases, occupies, controls, operates, or maintains, is treated as conduct of that person.



Mr Mansur Duzgun



Please reply to: David Dollemore  
Environmental Protection, Civic Centre,  
Silver Street, Enfield, EN1 3XH

E-mail: [Redacted]

Your Ref:

Date: 21 November 2023

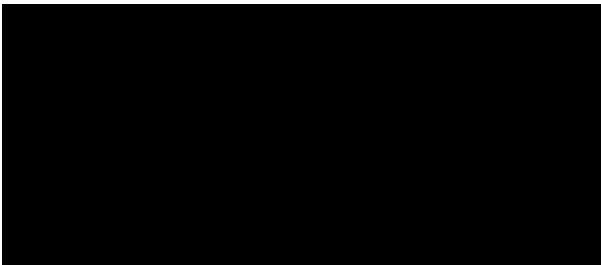
Dear Mr Duzgun,

**Re: ANTISOCIAL BEHAVIOUR CRIME & POLICING ACT 2014**  
**Address: The Hyde Arms 137 Victoria Road, LONDON, N9 9BB**

Enclosed is a Community Protection Warning for your attention. Please contact me if you have any queries on the above email address or the following telephone number Tel:




Yours sincerely



David Dollemore  
Environmental Protection Officer  
Environmental Protection Team

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

**Simon Pollock**  
**Interim Executive Director of Environment and Communities**  
Enfield Council  
Civic Centre, Silver Street  
Enfield EN1 3XY  
[www.enfield.gov.uk](http://www.enfield.gov.uk)

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

**LONDON BOROUGH OF ENFIELD**  
**SECTION 43 to 58 ANTISOCIAL BEHAVIOUR CRIME & POLICING ACT 2014**  
**COMMUNITY PROTECTION WARNING**

This Warning is served upon:

Mr Mansur Duzgun

[REDACTED]

[REDACTED]

**TAKE NOTICE** that under the provision of the Antisocial Behaviour Crime & Policing Act 2014 the below named authorised officer, being satisfied that your conduct\* is having a detrimental effect on the quality of life of others in the locality caused by;

**Loud Music and singing**

**HEREBY REQUIRE YOU** as ~~[(one of) the person(s) responsible for the said conduct]~~ the ~~[(owner) (occupier) of the premises]~~, ~~[forthwith]~~ ~~[within 0 days]~~ ~~[by date]~~ following the service of this official warning to;

**Take all necessary action to restrict and prohibit loud music and singing from The Hyde Arms 137 Victoria Road N9 9BB**

**IF** without reasonable excuse you fail to comply with all or any requirement of this Warning a Community Protection Notice may be issued without further warning. If you fail to comply with the requirements of a Community Protection Notice you will be guilty of an offence. This could result in a fixed penalty notice of £100 or prosecution resulting in a fine up to £2,500 [OR a fine in the case of a body corporate] and a criminal record. The Council may take action to have work carried out to ensure that the failure is remedied, but only on land that is open to the air, and the Council may recover its costs of doing so from you. The Court may also order the seizure and/or forfeiture and destruction of any item that was used in the commission of the offence.

Signed \_\_\_\_\_

David Dollemore  
Environmental Protection Officer

Date 21/11/2023

Ref: [REDACTED]

\*Conduct includes failure to act to abate the detriment described. Conduct on, or affecting, premises that a person owns, leases, occupies, controls, operates, or maintains, is treated as conduct of that person.



Enias Thanasi  
The Hyde Arms,  
Victoria Road  
Edmonton, London  
N9 9BB

Please reply to: David Dollemore  
Environmental Protection, Civic Centre,  
Silver Street, Enfield, EN1 3XH

E-mail: [REDACTED]

Your Ref: [REDACTED]

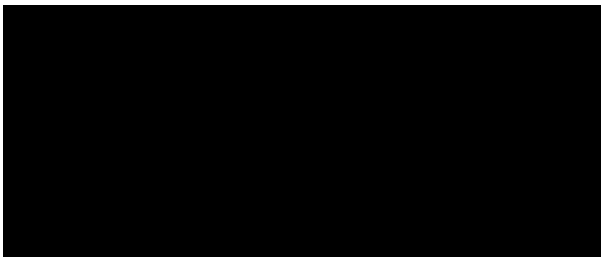
Date: 21 November 2023

Dear Enias Thanasi,

**Re: ANTISOCIAL BEHAVIOUR CRIME & POLICING ACT 2014**  
**Address: The Hyde Arms 137 Victoria Road, LONDON, N9 9BB**

Enclosed is a Community Protection Warning for your attention. Please contact me if you have any queries on the above email address or the following telephone number Tel: 02081320914


Yours sincerely



David Dollemore  
Environmental Protection Officer  
Environmental Protection Team

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

**Simon Pollock**  
**Interim Executive Director of Environment and Communities**  
Enfield Council  
Civic Centre, Silver Street  
Enfield EN1 3XY  
[www.enfield.gov.uk](http://www.enfield.gov.uk)

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

**LONDON BOROUGH OF ENFIELD**  
**SECTION 43 to 58 ANTISOCIAL BEHAVIOUR CRIME & POLICING ACT 2014**  
**COMMUNITY PROTECTION WARNING**

This Warning is served upon:

Enias Thanasi  
The Hyde Arms Public House, 137 Voctoria Road  
Edmonton, London, N9 9BB

**TAKE NOTICE** that under the provision of the Antisocial Behaviour Crime & Policing Act 2014 the below named authorised officer, being satisfied that your conduct\* is having a detrimental effect on the quality of life of others in the locality caused by;

**Loud Music and singing**

**HEREBY REQUIRE YOU** as [~~(one of) the person(s) responsible for the said conduct~~] the [(owner) (occupier) of the premises], [forthwith] [~~within 0 days~~] [by date] following the service of this official warning to;

**Take all necessary action to restrict and prohibit loud music and singing from The Hyde Arms 137 Victoria Road N9 9BB**

**IF** without reasonable excuse you fail to comply with all or any requirement of this Warning a Community Protection Notice may be issued without further warning. If you fail to comply with the requirements of a Community Protection Notice you will be guilty of an offence. This could result in a fixed penalty notice of £100 or prosecution resulting in a fine up to £2,500 [OR a fine in the case of a body corporate] and a criminal record. The Council may take action to have work carried out to ensure that the failure is remedied, but only on land that is open to the air, and the Council may recover its costs of doing so from you. The Court may also order the seizure and/or forfeiture and destruction of any item that was used in the commission of the offence.

Signed \_\_\_\_\_

David Dollemore  
Environmental Protection Officer

Date 21/11/2023

Ref: XXXXXXXXXX

\*Conduct includes failure to act to abate the detriment described. Conduct on, or affecting, premises that a person owns, leases, occupies, controls, operates, or maintains, is treated as conduct of that person.





Ms Asen Sashev Asenov



Please reply to: David Dollemore

Environmental Protection, Civic Centre,  
Silver Street, Enfield, EN1 3XH

E-mail :




Your Ref :

Date : 21 November 2023

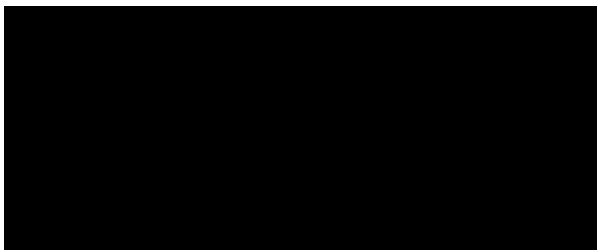
Dear Ms Asenov,

**Re: ENVIRONMENTAL PROTECTION ACT 1990**

**Address: The Hyde Arms 137 Victoria Road, LONDON, N9 9BB**

Enclosed is a Notice for your attention. Please contact me if you have any queries on the above email address or the following telephone number Tel: 

Yours sincerely



David Dollemore  
Environmental Protection Officer  
Environmental Protection Team

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

**Simon Pollock**  
**Interim Executive Director of Environment and Communities**  
Enfield Council  
Civic Centre, Silver Street  
Enfield EN1 3XY  
[www.enfield.gov.uk](http://www.enfield.gov.uk)



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

**LONDON BOROUGH OF ENFIELD**

**ENVIRONMENTAL PROTECTION ACT 1990 – SECTION 80**

**ABATEMENT NOTICE IN RESPECT OF STATUTORY NUISANCE**

To: Ms Asen Sashev Asenov

Of: [REDACTED]

TAKE NOTICE that under the provisions of the Environmental Protection Act 1990 the Council of the London Borough of Enfield, being satisfied of the [existence] [likely occurrence] [recurrence]] of a noise amounting to a nuisance under section 79 (1) (g) of the above Act at **The Hyde Arms 137 Victoria Road, LONDON, N9 9BB**, within the district of the said Council arising from:

**Amplified music**

HEREBY REQUIRE YOU as the [~~person responsible for the said nuisance~~] [owner] [occupier] of the premises, **The Hyde Arms 137 Victoria Road, LONDON, N9 9BB**, from which the noise is or would be emitted [**forthwith**] [~~within 0 days~~] from the service of this notice, to abate the same, and also HEREBY PROHIBIT the recurrence of the same and for that purpose require you to:

**Abate the nuisance**

[IN the event of an appeal this notice shall NOT be suspended until the appeal has been abandoned or decided by the Court, as, in the opinion of the Council,

~~[the noise to which this notice relates is [injurious to health] [likely to be of a limited duration such that suspension would render the notice of no practical effect]].~~

~~[the expenditure which would be incurred by any person in carrying out works in compliance with this notice before any appeal has been decided would not be disproportionate to the public benefit to be expected in that period from such compliance]].~~

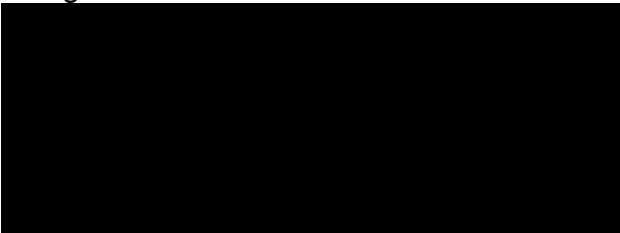
/contd

[REDACTED]

IF YOU CONTRAVENE without reasonable excuse any requirement of this notice you will be guilty of an offence under section 80 (4) of the Environmental Protection Act 1990 and liable on summary conviction to a fine not exceeding level 5 on the standard scale together with a further fine of an amount equal to one-tenth of that level one-tenth of the greater of £5,000 or level 4 on the standard scale for each day on which the offence continues after the conviction. A person who commits an offence on industrial, trade or business premises will be liable, on summary conviction, to a fine.

The Council may also take proceedings in the High Court for securing the abatement, prohibition or restriction of the nuisance. Furthermore, if you fail to execute all or any of the works in accordance with this notice, the Council may execute the works and recover from you the necessary expenditure incurred.

Signed:

A large black rectangular redaction box covering the signature area.

David Dollemore  
Environmental Protection Officer

Dated 21/11/2023

“Note - The person served with this notice may appeal against the notice to a magistrates' court within the period of twenty-one days beginning with the date on which they were served with the notice.”

**NB See attached explanatory notes N6B**

A small black rectangular redaction box at the bottom of the page.

## Statutory Nuisance (Appeals) Regulations 1995

The Statutory Nuisance (Appeals) Regulations 1995 provide as follows; Appeals under section 80(3) of the Environmental Protection Act 1990 ('the 1990 Act')

### 2 Appeals under section 80(3) of the 1990 Act

(1) The provisions of this regulation apply in relation to an appeal brought by any person under section 80(3) of the 1990 Act (appeals to magistrates) against an abatement notice served upon him by a local authority.

(2) The grounds on which a person served with such a notice may appeal under section 80(3) are any one or more of the following grounds that are appropriate in the circumstances of the particular case—

(a) that the abatement notice is not justified by section 80 of the 1990 Act (summary proceedings for statutory nuisances);

(b) that there has been some informality, defect or error in, or in connection with, the abatement notice, or in, or in connection with, any copy of the abatement notice served under section 80A(3) (certain notices in respect of vehicles, machinery or equipment);

(c) that the authority have refused unreasonably to accept compliance with alternative requirements, or that the requirements of the abatement notice are otherwise unreasonable in character or extent, or are unnecessary;

(d) that the time, or where more than one time is specified, any of the times, within which the requirements of the abatement notice are to be complied with is not reasonably sufficient for the purpose;

(e) where the nuisance to which the notice relates—

(i) is a nuisance falling within section 79(1)(a), (d), (e), (f)[, (fa)] or (g) of the 1990 Act and arises on industrial, trade, or business premises, or

(ii) is a nuisance falling within section 79(1)(b) of the 1990 Act and the smoke is emitted from a chimney, or

(iii) is a nuisance falling within section 79(1)(ga) of the 1990 Act and is noise emitted from or caused by a vehicle, machinery or equipment being used for industrial, trade or business purposes, [or

(iv) is a nuisance falling within section 79(1)(fb) of the 1990 Act and—

(aa) the artificial light is emitted from industrial, trade or business premises, or

(bb) the artificial light (not being light to which sub-paragraph (aa) applies) is emitted by lights used for the purpose only of illuminating an outdoor relevant sports facility (within the meaning given by section 80(8A) of the 1990 Act),]

that the best practicable means were used to prevent, or to counteract the effects of, the nuisance;

(f) that, in the case of a nuisance under section 79(1)(g) or (ga) of the 1990 Act (noise emitted from premises), the requirements imposed by the abatement notice by virtue of section 80(1)(a) of the Act are more onerous than the requirements for the time being in force, in relation to the noise to which the notice relates, of—

- (i) any notice served under section 60 or 66 of the 1974 Act (control of noise on construction sites and from certain premises), or
- (ii) any consent given under section 61 or 65 of the 1974 Act (consent for work on construction sites and consent for noise to exceed registered level in a noise abatement zone), or
- (iii) any determination made under section 67 of the 1974 Act (noise control of new buildings);

(g) that, in the case of a nuisance under section 79(1)(ga) of the 1990 Act (noise emitted from or caused by vehicles, machinery or equipment), the requirements imposed by the abatement notice by virtue of section 80(1)(a) of the Act are more onerous than the requirements for the time being in force, in relation to the noise to which the notice relates, of any condition of a consent given under paragraph 1 of Schedule 2 to the 1993 Act (loudspeakers in streets or roads);

(h) that the abatement notice should have been served on some person instead of the appellant, being—

- (i) the person responsible for the nuisance, or
- (ii) the person responsible for the vehicle, machinery or equipment, or
- (iii) in the case of a nuisance arising from any defect of a structural character, the owner of the premises, or
- (iv) in the case where the person responsible for the nuisance cannot be found or the nuisance has not yet occurred, the owner or occupier of the premises;

(i) that the abatement notice might lawfully have been served on some person instead of the appellant being—

- (i) in the case where the appellant is the owner of the premises, the occupier of the premises, or
- (ii) in the case where the appellant is the occupier of the premises, the owner of the premises,

and that it would have been equitable for it to have been so served;

(j) that the abatement notice might lawfully have been served on some person in addition to the appellant, being—

- (i) a person also responsible for the nuisance, or
- (ii) a person who is also owner of the premises, or
- (iii) a person who is also an occupier of the premises, or
- (iv) a person who is also the person responsible for the vehicle, machinery or equipment,

and that it would have been equitable for it to have been so served.

(3) If and so far as an appeal is based on the ground of some informality, defect or error in, or in connection with, the abatement notice, or in, or in connection with, any copy of the notice served under section 80A(3), the court shall dismiss the appeal if it is satisfied that the informality, defect or error was not a material one.

(4) Where the grounds upon which an appeal is brought include a ground specified in paragraph (2)(i) or (j) above, the appellant shall serve a copy of his notice of appeal on any other person referred to, and in the case of any appeal to which these regulations apply he may serve a copy of his notice of appeal on any other person having an estate or interest in the premises, vehicle, machinery or equipment in question.

(5) On the hearing of the appeal the court may—

- (a) quash the abatement notice to which the appeal relates, or
- (b) vary the abatement notice in favour of the appellant in such manner as it thinks fit, or
- (c) dismiss the appeal;

and an abatement notice that is varied under sub-paragraph (b) above shall be final and shall otherwise have effect, as so varied, as if it had been so made by the local authority.

(6) Subject to paragraph (7) below, on the hearing of an appeal the court may make such order as it thinks fit—

- (a) with respect to the person by whom any work is to be executed and the contribution to be made by any person towards the cost of the work, or
- (b) as to the proportions in which any expenses which may become recoverable by the authority under Part III of the 1990 Act are to be borne by the appellant and by any other person.

(7) In exercising its powers under paragraph (6) above the court—

- (a) shall have regard, as between an owner and an occupier, to the terms and conditions, whether contractual or statutory, of any relevant tenancy and to the nature of the works required, and
- (b) shall be satisfied before it imposes any requirement thereunder on any person other than the appellant, that that person has received a copy of the notice of appeal in pursuance of paragraph (4) above.

### **3 Suspension of notice**

(1) Where—

- (a) an appeal is brought against an abatement notice served under section 80 or section 80A of the 1990 Act, and—
- (b) either—
  - (i) compliance with the abatement notice would involve any person in expenditure on the carrying out of works before the hearing of the appeal, or
  - (ii) in the case of a nuisance under section 79(1)(g) or (ga) of the 1990 Act, the noise to which the abatement notice relates is noise necessarily caused in the course of the performance of some duty imposed by law on the appellant, and

(c) either paragraph (2) does not apply, or it does apply but the requirements of paragraph (3) have not been met,

the abatement notice shall be suspended until the appeal has been abandoned or decided by the court.

(2) This paragraph applies where—

(a) the nuisance to which the abatement notice relates—

(i) is injurious to health, or

(ii) is likely to be of a limited duration such that suspension of the notice would render it of no practical effect, or

(b) the expenditure which would be incurred by any person in the carrying out of works in compliance with the abatement notice before any appeal has been decided would not be disproportionate to the public benefit to be expected in that period from such compliance.

(3) Where paragraph (2) applies the abatement notice—

(a) shall include a statement that paragraph (2) applies, and that as a consequence it shall have effect notwithstanding any appeal to a magistrates' court which has not been decided by the court, and

(b) shall include a statement as to which of the grounds set out in paragraph (2) apply.



Mr Mansur Duzgun  
[Redacted]

Please reply to: David Dollemore  
Environmental Protection, Civic Centre,  
Silver Street, Enfield, EN1 3XH

E-mail : [Redacted]  
[Redacted]

Your Ref :

Date : 21 November 2023

Dear Mr Duzgun,

**Re: ENVIRONMENTAL PROTECTION ACT 1990**

**Address: The Hyde Arms 137 Victoria Road, LONDON, N9 9BB**

Enclosed is a Notice for your attention. Please contact me if you have any queries on the above email address or the following telephone number Tel: [Redacted]


Yours sincerely

[Redacted Signature]

David Dollemore  
Environmental Protection Officer  
Environmental Protection Team

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

**Simon Pollock**  
**Interim Executive Director of Environment and Communities**  
Enfield Council  
Civic Centre, Silver Street  
Enfield EN1 3XY  
[www.enfield.gov.uk](http://www.enfield.gov.uk)

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



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

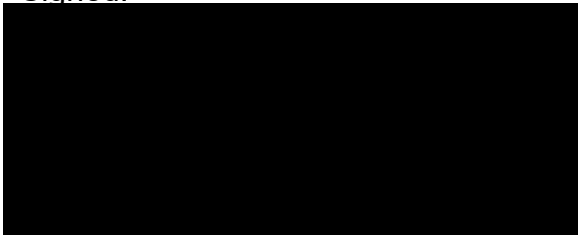
[REDACTED] contd

[REDACTED]

IF YOU CONTRAVENE without reasonable excuse any requirement of this notice you will be guilty of an offence under section 80 (4) of the Environmental Protection Act 1990 and liable on summary conviction to a fine not exceeding level 5 on the standard scale together with a further fine of an amount equal to one-tenth of that level one-tenth of the greater of £5,000 or level 4 on the standard scale for each day on which the offence continues after the conviction. A person who commits an offence on industrial, trade or business premises will be liable, on summary conviction, to a fine.

The Council may also take proceedings in the High Court for securing the abatement, prohibition or restriction of the nuisance. Furthermore, if you fail to execute all or any of the works in accordance with this notice, the Council may execute the works and recover from you the necessary expenditure incurred.

Signed:

A large black rectangular redaction box covering the signature of David Dollemore.

David Dollemore  
Environmental Protection Officer

Dated 21/11/2023

“Note - The person served with this notice may appeal against the notice to a magistrates' court within the period of twenty-one days beginning with the date on which they were served with the notice.”

**NB See attached explanatory notes N6B**

A small black rectangular redaction box at the bottom of the page.

## **Statutory Nuisance (Appeals) Regulations 1995**

The Statutory Nuisance (Appeals) Regulations 1995 provide as follows; Appeals under section 80(3) of the Environmental Protection Act 1990 ('the 1990 Act')

### **2 Appeals under section 80(3) of the 1990 Act**

(1) The provisions of this regulation apply in relation to an appeal brought by any person under section 80(3) of the 1990 Act (appeals to magistrates) against an abatement notice served upon him by a local authority.

(2) The grounds on which a person served with such a notice may appeal under section 80(3) are any one or more of the following grounds that are appropriate in the circumstances of the particular case—

(a) that the abatement notice is not justified by section 80 of the 1990 Act (summary proceedings for statutory nuisances);

(b) that there has been some informality, defect or error in, or in connection with, the abatement notice, or in, or in connection with, any copy of the abatement notice served under section 80A(3) (certain notices in respect of vehicles, machinery or equipment);

(c) that the authority have refused unreasonably to accept compliance with alternative requirements, or that the requirements of the abatement notice are otherwise unreasonable in character or extent, or are unnecessary;

(d) that the time, or where more than one time is specified, any of the times, within which the requirements of the abatement notice are to be complied with is not reasonably sufficient for the purpose;

(e) where the nuisance to which the notice relates—

(i) is a nuisance falling within section 79(1)(a), (d), (e), (f)[, (fa)] or (g) of the 1990 Act and arises on industrial, trade, or business premises, or

(ii) is a nuisance falling within section 79(1)(b) of the 1990 Act and the smoke is emitted from a chimney, or

(iii) is a nuisance falling within section 79(1)(ga) of the 1990 Act and is noise emitted from or caused by a vehicle, machinery or equipment being used for industrial, trade or business purposes, [or

(iv) is a nuisance falling within section 79(1)(fb) of the 1990 Act and—

(aa) the artificial light is emitted from industrial, trade or business premises, or

(bb) the artificial light (not being light to which sub-paragraph (aa) applies) is emitted by lights used for the purpose only of illuminating an outdoor relevant sports facility (within the meaning given by section 80(8A) of the 1990 Act),]

that the best practicable means were used to prevent, or to counteract the effects of, the nuisance;

(f) that, in the case of a nuisance under section 79(1)(g) or (ga) of the 1990 Act (noise emitted from premises), the requirements imposed by the abatement notice by virtue of section 80(1)(a) of the Act are more onerous than the requirements for the time being in force, in relation to the noise to which the notice relates, of—

- (i) any notice served under section 60 or 66 of the 1974 Act (control of noise on construction sites and from certain premises), or
- (ii) any consent given under section 61 or 65 of the 1974 Act (consent for work on construction sites and consent for noise to exceed registered level in a noise abatement zone), or
- (iii) any determination made under section 67 of the 1974 Act (noise control of new buildings);

(g) that, in the case of a nuisance under section 79(1)(ga) of the 1990 Act (noise emitted from or caused by vehicles, machinery or equipment), the requirements imposed by the abatement notice by virtue of section 80(1)(a) of the Act are more onerous than the requirements for the time being in force, in relation to the noise to which the notice relates, of any condition of a consent given under paragraph 1 of Schedule 2 to the 1993 Act (loudspeakers in streets or roads);

(h) that the abatement notice should have been served on some person instead of the appellant, being—

- (i) the person responsible for the nuisance, or
- (ii) the person responsible for the vehicle, machinery or equipment, or
- (iii) in the case of a nuisance arising from any defect of a structural character, the owner of the premises, or
- (iv) in the case where the person responsible for the nuisance cannot be found or the nuisance has not yet occurred, the owner or occupier of the premises;

(i) that the abatement notice might lawfully have been served on some person instead of the appellant being—

- (i) in the case where the appellant is the owner of the premises, the occupier of the premises, or
- (ii) in the case where the appellant is the occupier of the premises, the owner of the premises,

and that it would have been equitable for it to have been so served;

(j) that the abatement notice might lawfully have been served on some person in addition to the appellant, being—

- (i) a person also responsible for the nuisance, or
- (ii) a person who is also owner of the premises, or
- (iii) a person who is also an occupier of the premises, or
- (iv) a person who is also the person responsible for the vehicle, machinery or equipment,

and that it would have been equitable for it to have been so served.

(3) If and so far as an appeal is based on the ground of some informality, defect or error in, or in connection with, the abatement notice, or in, or in connection with, any copy of the notice served under section 80A(3), the court shall dismiss the appeal if it is satisfied that the informality, defect or error was not a material one.

(4) Where the grounds upon which an appeal is brought include a ground specified in paragraph (2)(i) or (j) above, the appellant shall serve a copy of his notice of appeal on any other person referred to, and in the case of any appeal to which these regulations apply he may serve a copy of his notice of appeal on any other person having an estate or interest in the premises, vehicle, machinery or equipment in question.

(5) On the hearing of the appeal the court may—

- (a) quash the abatement notice to which the appeal relates, or
- (b) vary the abatement notice in favour of the appellant in such manner as it thinks fit, or
- (c) dismiss the appeal;

and an abatement notice that is varied under sub-paragraph (b) above shall be final and shall otherwise have effect, as so varied, as if it had been so made by the local authority.

(6) Subject to paragraph (7) below, on the hearing of an appeal the court may make such order as it thinks fit—

- (a) with respect to the person by whom any work is to be executed and the contribution to be made by any person towards the cost of the work, or
- (b) as to the proportions in which any expenses which may become recoverable by the authority under Part III of the 1990 Act are to be borne by the appellant and by any other person.

(7) In exercising its powers under paragraph (6) above the court—

- (a) shall have regard, as between an owner and an occupier, to the terms and conditions, whether contractual or statutory, of any relevant tenancy and to the nature of the works required, and
- (b) shall be satisfied before it imposes any requirement thereunder on any person other than the appellant, that that person has received a copy of the notice of appeal in pursuance of paragraph (4) above.

### **3 Suspension of notice**

(1) Where—

- (a) an appeal is brought against an abatement notice served under section 80 or section 80A of the 1990 Act, and—
- (b) either—
  - (i) compliance with the abatement notice would involve any person in expenditure on the carrying out of works before the hearing of the appeal, or
  - (ii) in the case of a nuisance under section 79(1)(g) or (ga) of the 1990 Act, the noise to which the abatement notice relates is noise necessarily caused in the course of the performance of some duty imposed by law on the appellant, and

(c) either paragraph (2) does not apply, or it does apply but the requirements of paragraph (3) have not been met,

the abatement notice shall be suspended until the appeal has been abandoned or decided by the court.

(2) This paragraph applies where—

(a) the nuisance to which the abatement notice relates—

(i) is injurious to health, or

(ii) is likely to be of a limited duration such that suspension of the notice would render it of no practical effect, or

(b) the expenditure which would be incurred by any person in the carrying out of works in compliance with the abatement notice before any appeal has been decided would not be disproportionate to the public benefit to be expected in that period from such compliance.

(3) Where paragraph (2) applies the abatement notice—

(a) shall include a statement that paragraph (2) applies, and that as a consequence it shall have effect notwithstanding any appeal to a magistrates' court which has not been decided by the court, and

(b) shall include a statement as to which of the grounds set out in paragraph (2) apply.



Enias Thanasi  
The Hyde Arms  
Public House  
137 Victoria Road  
LONDON

Please reply to: David Dollemore  
Environmental Protection, Civic Centre,  
Silver Street, Enfield, EN1 3XH

E-mail : [REDACTED]

Your Ref :

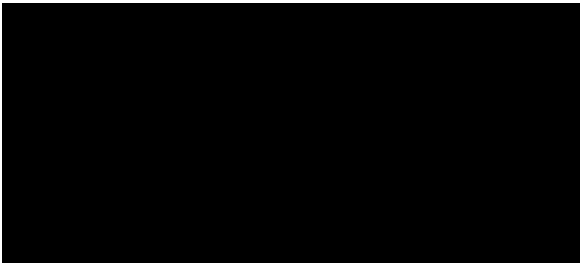
Date : 21 November 2023

Dear Enias Thanasi,

**Re: ENVIRONMENTAL PROTECTION ACT 1990**  
**Address: The Hyde Arms 137 Victoria Road, LONDON, N9 9BB**

Enclosed is a Notice for your attention. Please contact me if you have any queries on the above email address or the following telephone number Tel: [REDACTED]


Yours sincerely



David Dollemore  
Environmental Protection Officer  
Environmental Protection Team

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

**Simon Pollock**  
**Interim Executive Director of Environment and Communities**  
Enfield Council  
Civic Centre, Silver Street  
Enfield EN1 3XY  
[www.enfield.gov.uk](http://www.enfield.gov.uk)

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

**LONDON BOROUGH OF ENFIELD**

**ENVIRONMENTAL PROTECTION ACT 1990 – SECTION 80**

**ABATEMENT NOTICE IN RESPECT OF STATUTORY NUISANCE**

To: Enias Thanasi

Of: The Hyde Arms, Public House, 137 Victoria Road, LONDON, N9 9BB

TAKE NOTICE that under the provisions of the Environmental Protection Act 1990 the Council of the London Borough of Enfield, being satisfied of the [existence] [likely occurrence] [recurrence]] of a noise amounting to a nuisance under section 79 (1) (g) of the above Act at **The Hyde Arms 137 Victoria Road, LONDON, N9 9BB**, within the district of the said Council arising from:

**Amplified music**

HEREBY REQUIRE YOU as the [~~person responsible for the said nuisance~~] [owner] [occupier] of the premises, **137 Victoria Road, LONDON, N9 9BB**, from which the noise is or would be emitted [**forthwith**] [~~within 0 days~~] from the service of this notice, to abate the same, and also HEREBY PROHIBIT the recurrence of the same and for that purpose require you to:

**Abate the nuisance**

[IN the event of an appeal this notice shall NOT be suspended until the appeal has been abandoned or decided by the Court, as, in the opinion of the Council,

[~~the noise to which this notice relates is [injurious to health] [likely to be of a limited duration such that suspension would render the notice of no practical effect]].~~

[~~the expenditure which would be incurred by any person in carrying out works in compliance with this notice before any appeal has been decided would not be disproportionate to the public benefit to be expected in that period from such compliance]].~~

/contd

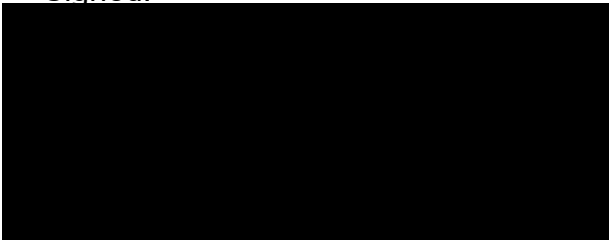




IF YOU CONTRAVENE without reasonable excuse any requirement of this notice you will be guilty of an offence under section 80 (4) of the Environmental Protection Act 1990 and liable on summary conviction to a fine not exceeding level 5 on the standard scale together with a further fine of an amount equal to one-tenth of that level one-tenth of the greater of £5,000 or level 4 on the standard scale for each day on which the offence continues after the conviction. A person who commits an offence on industrial, trade or business premises will be liable, on summary conviction, to a fine.

The Council may also take proceedings in the High Court for securing the abatement, prohibition or restriction of the nuisance. Furthermore, if you fail to execute all or any of the works in accordance with this notice, the Council may execute the works and recover from you the necessary expenditure incurred.

Signed:

A large black rectangular redaction box covering the signature area.

David Dollemore  
Environmental Protection Officer

Dated 21/11/2023

“Note - The person served with this notice may appeal against the notice to a magistrates' court within the period of twenty-one days beginning with the date on which they were served with the notice.”

**NB See attached explanatory notes N6B**

A small black rectangular redaction box at the bottom of the page.

## **Statutory Nuisance (Appeals) Regulations 1995**

The Statutory Nuisance (Appeals) Regulations 1995 provide as follows; Appeals under section 80(3) of the Environmental Protection Act 1990 ('the 1990 Act')

### **2 Appeals under section 80(3) of the 1990 Act**

- (1) The provisions of this regulation apply in relation to an appeal brought by any person under section 80(3) of the 1990 Act (appeals to magistrates) against an abatement notice served upon him by a local authority.
- (2) The grounds on which a person served with such a notice may appeal under section 80(3) are any one or more of the following grounds that are appropriate in the circumstances of the particular case—
- (a) that the abatement notice is not justified by section 80 of the 1990 Act (summary proceedings for statutory nuisances);
  - (b) that there has been some informality, defect or error in, or in connection with, the abatement notice, or in, or in connection with, any copy of the abatement notice served under section 80A(3) (certain notices in respect of vehicles, machinery or equipment);
  - (c) that the authority have refused unreasonably to accept compliance with alternative requirements, or that the requirements of the abatement notice are otherwise unreasonable in character or extent, or are unnecessary;
  - (d) that the time, or where more than one time is specified, any of the times, within which the requirements of the abatement notice are to be complied with is not reasonably sufficient for the purpose;
  - (e) where the nuisance to which the notice relates—
    - (i) is a nuisance falling within section 79(1)(a), (d), (e), (f)[, (fa)] or (g) of the 1990 Act and arises on industrial, trade, or business premises, or
    - (ii) is a nuisance falling within section 79(1)(b) of the 1990 Act and the smoke is emitted from a chimney, or
    - (iii) is a nuisance falling within section 79(1)(ga) of the 1990 Act and is noise emitted from or caused by a vehicle, machinery or equipment being used for industrial, trade or business purposes, [or
    - (iv) is a nuisance falling within section 79(1)(fb) of the 1990 Act and—
      - (aa) the artificial light is emitted from industrial, trade or business premises, or
      - (bb) the artificial light (not being light to which sub-paragraph (aa) applies) is emitted by lights used for the purpose only of illuminating an outdoor relevant sports facility (within the meaning given by section 80(8A) of the 1990 Act),]
- that the best practicable means were used to prevent, or to counteract the effects of, the nuisance;

(f) that, in the case of a nuisance under section 79(1)(g) or (ga) of the 1990 Act (noise emitted from premises), the requirements imposed by the abatement notice by virtue of section 80(1)(a) of the Act are more onerous than the requirements for the time being in force, in relation to the noise to which the notice relates, of—

- (i) any notice served under section 60 or 66 of the 1974 Act (control of noise on construction sites and from certain premises), or
- (ii) any consent given under section 61 or 65 of the 1974 Act (consent for work on construction sites and consent for noise to exceed registered level in a noise abatement zone), or
- (iii) any determination made under section 67 of the 1974 Act (noise control of new buildings);

(g) that, in the case of a nuisance under section 79(1)(ga) of the 1990 Act (noise emitted from or caused by vehicles, machinery or equipment), the requirements imposed by the abatement notice by virtue of section 80(1)(a) of the Act are more onerous than the requirements for the time being in force, in relation to the noise to which the notice relates, of any condition of a consent given under paragraph 1 of Schedule 2 to the 1993 Act (loudspeakers in streets or roads);

(h) that the abatement notice should have been served on some person instead of the appellant, being—

- (i) the person responsible for the nuisance, or
- (ii) the person responsible for the vehicle, machinery or equipment, or
- (iii) in the case of a nuisance arising from any defect of a structural character, the owner of the premises, or
- (iv) in the case where the person responsible for the nuisance cannot be found or the nuisance has not yet occurred, the owner or occupier of the premises;

(i) that the abatement notice might lawfully have been served on some person instead of the appellant being—

- (i) in the case where the appellant is the owner of the premises, the occupier of the premises, or
- (ii) in the case where the appellant is the occupier of the premises, the owner of the premises,

and that it would have been equitable for it to have been so served;

(j) that the abatement notice might lawfully have been served on some person in addition to the appellant, being—

- (i) a person also responsible for the nuisance, or
- (ii) a person who is also owner of the premises, or
- (iii) a person who is also an occupier of the premises, or
- (iv) a person who is also the person responsible for the vehicle, machinery or equipment,

and that it would have been equitable for it to have been so served.

(3) If and so far as an appeal is based on the ground of some informality, defect or error in, or in connection with, the abatement notice, or in, or in connection with, any copy of the notice served under section 80A(3), the court shall dismiss the appeal if it is satisfied that the informality, defect or error was not a material one.

(4) Where the grounds upon which an appeal is brought include a ground specified in paragraph (2)(i) or (j) above, the appellant shall serve a copy of his notice of appeal on any other person referred to, and in the case of any appeal to which these regulations apply he may serve a copy of his notice of appeal on any other person having an estate or interest in the premises, vehicle, machinery or equipment in question.

(5) On the hearing of the appeal the court may—

- (a) quash the abatement notice to which the appeal relates, or
- (b) vary the abatement notice in favour of the appellant in such manner as it thinks fit, or
- (c) dismiss the appeal;

and an abatement notice that is varied under sub-paragraph (b) above shall be final and shall otherwise have effect, as so varied, as if it had been so made by the local authority.

(6) Subject to paragraph (7) below, on the hearing of an appeal the court may make such order as it thinks fit—

- (a) with respect to the person by whom any work is to be executed and the contribution to be made by any person towards the cost of the work, or
- (b) as to the proportions in which any expenses which may become recoverable by the authority under Part III of the 1990 Act are to be borne by the appellant and by any other person.

(7) In exercising its powers under paragraph (6) above the court—

- (a) shall have regard, as between an owner and an occupier, to the terms and conditions, whether contractual or statutory, of any relevant tenancy and to the nature of the works required, and
- (b) shall be satisfied before it imposes any requirement thereunder on any person other than the appellant, that that person has received a copy of the notice of appeal in pursuance of paragraph (4) above.

### **3 Suspension of notice**

(1) Where—

- (a) an appeal is brought against an abatement notice served under section 80 or section 80A of the 1990 Act, and—
- (b) either—
  - (i) compliance with the abatement notice would involve any person in expenditure on the carrying out of works before the hearing of the appeal, or
  - (ii) in the case of a nuisance under section 79(1)(g) or (ga) of the 1990 Act, the noise to which the abatement notice relates is noise necessarily caused in the course of the performance of some duty imposed by law on the appellant, and

(c) either paragraph (2) does not apply, or it does apply but the requirements of paragraph (3) have not been met,

the abatement notice shall be suspended until the appeal has been abandoned or decided by the court.

(2) This paragraph applies where—

(a) the nuisance to which the abatement notice relates—

(i) is injurious to health, or

(ii) is likely to be of a limited duration such that suspension of the notice would render it of no practical effect, or

(b) the expenditure which would be incurred by any person in the carrying out of works in compliance with the abatement notice before any appeal has been decided would not be disproportionate to the public benefit to be expected in that period from such compliance.

(3) Where paragraph (2) applies the abatement notice—

(a) shall include a statement that paragraph (2) applies, and that as a consequence it shall have effect notwithstanding any appeal to a magistrates' court which has not been decided by the court, and

(b) shall include a statement as to which of the grounds set out in paragraph (2) apply.

**From:** [David Dollemore](#)  
**To:** [REDACTED]  
**Subject:** notices [SEC=OFFICIAL]  
**Date:** 12 December 2023 12:10:46  
**Attachments:** [EPT NT EPA 1990 S80 - MUSIC WK 223070509 20\\_11\\_2023 11\\_38\\_12 377523.pdf](#)  
[EPT NT CPN WARNING WK 223070811 21\\_11\\_2023 08\\_46\\_37 377560.pdf](#)  
[image002.png](#)

---

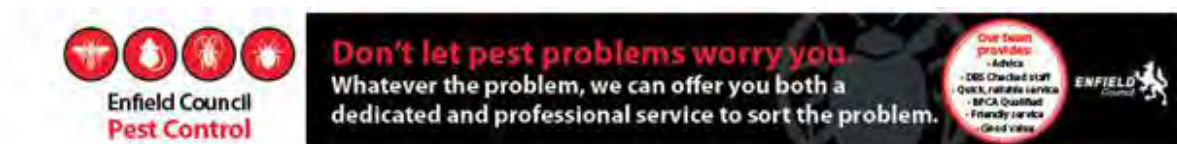
Classification: OFFICIAL

Dear Mr Duzgun,

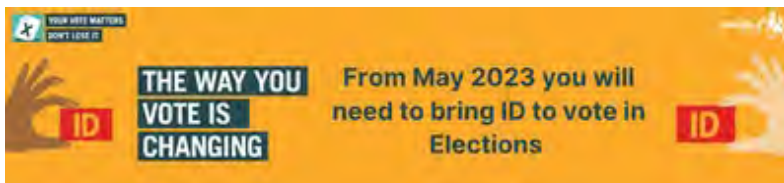
Please find attached a copy of notices served on you at you address which were return undelivered.

Regards

David Dollemore  
Environment and Street Scene  
Environment and Communities Department  
Enfield Council  
Silver Street  
Enfield  
EN1 3XY  
London Borough of Enfield  
Website: [www.enfield.gov.uk](http://www.enfield.gov.uk)  
Protect the Environment – Think Before You Print.



Enfield Council Pest Control Service  
[Pest.control@enfield.gov.uk](mailto:Pest.control@enfield.gov.uk) / 0208 379 3433 / [www.enfield.gov.uk/pests](http://www.enfield.gov.uk/pests)  
Got a pest problem? Then we've got you covered.



<https://www.enfield.gov.uk/services/councillors-and-democracy/voter-id>

Classification: OFFICIAL

**LICENSING AUTHORITY REPRESENTATION**

**ADDITIONAL INFORMATION**

**Name and address of premises:** **The Hyde Arms, Public House, 137 Victoria Road, LONDON, N9 9BB**

**Type of Application:** Review of Premises Licence

**Detailed below is information not previously included in the review application submitted on 14/12/2023:**

**01/12 /23** (these notes had not yet been added to the council database by the noise officer when the review was submitted). 22:28 - noise complaint from local resident regarding loud music. 00:04 officer arrived at premises – music and singing audible when standing outside premises (**after licensed hours**). 00:06 – visited residents' property. Resident said the volume was lower than when they reported it and that the volume goes up and down throughout the night. Audible in residents' property but not a statutory nuisance. 00:15 volume reduced. Audible at complainant's front door. 00:18 volume not too bad in first floor bedroom. 00:22 volume appeared to be reduced again. 00:35 – no music audible so left property. Music still audible in street.

**14/12/23** - Senior Licensing Enforcement Officer (CPX) entered the premises, delivered review application and put review notice up outside the premises. Met new tenant and his wife. Officer explained what the review was and why the application had been made. Whilst inside the premises the officer saw six very large speakers – photos taken. The tenant advised that only two were working. One was facing the door. The tenant advised that on the night that the noise officer had visited him two speakers had been on, and they had been facing into the premises and away from the door. He stated that the night the noise officer had visited had been his first night there. He advised Mr Duzgun was his landlord, that he had agreed to take over the premises for five years and was living above the premises with his wife and their young baby. He said he was currently in the process of doing up the upstairs area and hoped to turn it into a hotel. He had been unaware of any previous issues at the premises. There were two gaming machines towards the back of the premises, both were switched off however one was a Black Horse machines, none of which should be in the country as they have been imported illegally. Photos taken. **See Appendix 11.**

**18/12/23** – The notices served on the DPS by the Noise Officer were returned.

**21/12/23** – Transfer application submitted by H&K Elite Limited. A search of Companies House shows that the Director of the company is Milanova Boginka Petrova and that until the 12<sup>th</sup> October 2023 the company had been called Hot Kinky Cleaning Limited. **See Appendix 12.** The named Director is not the person officers have spoken to about the noise issues or met at the premises.

**05/01/24** – Out of Hours Licensing Enforcement Officers (CT/MW) visited the premises to carry out a full licence inspection. On arrival there was only one male sitting at one of the tables. He identified himself as Enias Thanasi - owner. He advised that there was no personal licence holder on site. Mr Thanasi advised the officers that, on his first night of opening, he had a visit from what he called "the council police" which he

said had ruined his business. When asked if he had a copy of the licence he said he had a copy from 'Mr Monsur Duzgup' PLH. He said he understood that he has to close at 23:00 hours. He asked the officers if he could extend the hours and was advised that he should run the business for a while first to prove he could run it without any complaints. Full licence inspection carried out.

Condition 2, 3, 4 – unable to check CCTV conditions as CCTV not connected.

Condition 6 - Prominent, clear and legible notice shall be displayed at the public entrance to the garden of the premises advising customers of its terms of use. Two additional such signs shall be prominently displayed within the garden – not on display.

Condition 9 – Think 21 poster on display – this should be a Think 25 poster.

Conditions 11 - At least 4 prominent, clear and legible notices shall be displayed throughout the premises warning customers that drug use will not be tolerated – only 2 posters seen.

Conditions 13 – Leave Quietly poster not on display.

Condition 14 – Drinking Control Zone poster not on display.

Condition 23 – No refusals book – new owner stated this is because they have had no customers since the first night they opened (it is believed the premises reopened on 18<sup>th</sup> November 2023).

A refusal book should be in place ready for when they do have customers.

As there were no customers and no music was playing there were no records of toilet checks or sound checks. Officers were also advised that no staff are currently employed so there are no staff training records.

The officers completed an inspection report which Mr Thanasi signed and was given a copy of. **See Appendix 13.**

**11/01/24** – Licence resources emailed to Mr Duzgun and the applicant for the transfer.

**19/01/24** – Out of Hours Noise Team received a call from a local resident at 23:02 that there was loud music coming from The Hyde Arms and had been loud since 5pm that day. The Noise Officer called the resident back at 23:15, and was advised that the music level had reduced after they called the service. The officer did not attend the residents home or the premises.

**24/1/24** – The Council received information from a local resident, who states that the licence should not be given to the owner of the pub as the premises is located in a dense residential area. They have experienced on many occasions loud noise nuisance from this premises, which occurs from 5pm to 3 am, even to 4am, 5 to 6 days each week since 2020. The resident alleges drug dealing frequently takes places at this premises. As an aside, there are several large industrial extractor fans which cause noise nuisance, as well as prominent cooking oil smoke and barbecue smoke pollution emits from this premises.

**In light of all the above information, we are still seeking full revocation of the premises licence.**



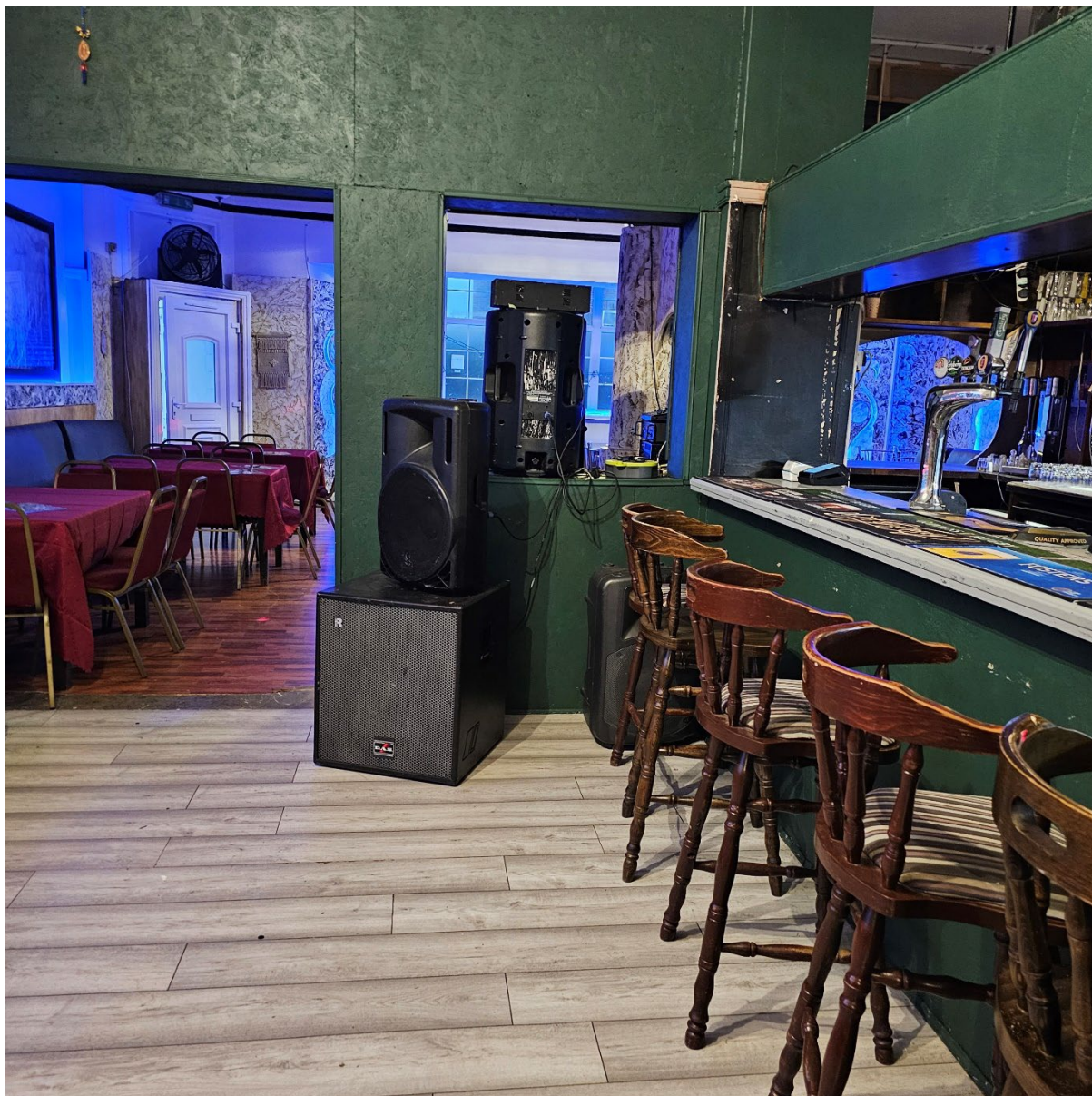
Duly Authorised: Victor Ktorakis, Senior Licensing Enforcement Officer

Contact: [victor.ktorakis@enfield.gov.uk](mailto:victor.ktorakis@enfield.gov.uk)

Signed: *Victor Ktorakis*

Date: 25/01/2024

# Appendix 11











**FILE COPY**

## **CERTIFICATE OF INCORPORATION ON CHANGE OF NAME**

**Company Number 14538343**

The Registrar of Companies for England and Wales hereby certifies that under the Companies Act 2006:

**HOT KINKY CLEANING LTD**

a company incorporated as private limited by shares, having its registered office situated in England and Wales, has changed its name to:

**H & K ELITE LTD**

Given at Companies House on **13th October 2023**



\* N14538343I \*

The above information was communicated by electronic means and authenticated by the Registrar of Companies under section 1115 of the Companies Act 2006



Companies House



THE OFFICIAL SEAL OF THE  
REGISTRAR OF COMPANIES



**Notice of Change of Name by Resolution**

Company Number: **14538343**

Company Name: **HOT KINKY CLEANING LTD**

Received for filing in Electronic Format on the: **12/10/2023**

---

Notice is hereby given that the company has changed its name as set out in the attached resolution

---

## **Authorisation**

Authenticated

This form was authorised by one of the following:

Director, Secretary, Person Authorised, Administrator, Administrative Receiver, Receiver, Receiver manager, Charity Commission Receiver and Manager, CIC Manager

COMPANIES ACT 2006  
SPECIAL RESOLUTION ON CHANGE OF NAME

Company number: 14538343

Existing company name:  
HOT KINKY CLEANING LTD

The following special resolution to change the name of the company was agreed and passed by the members.

On the 12th October 2023

That the name of the company be changed to:  
H & K ELITE LTD



## LICENSING ENFORCEMENT INSPECTION REPORT

Premises Name	The Hyde Arms.	
Premises Address	137 Victoria Road, N.9	
Time of Visit:	Start: 22.45	Finish: 23.45

During an inspection of your premises on ..... 5. 1 ..... 20. 24 ....., 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	CCTV not currently connected.
3.	not able to check CCTV as not operational
4	no staff or CCTV. -
6.	Signs missing from garden.
9.	Place trunk '25' stickers/posters up.
11	To place more notices relating to drugs.
12	No records as no music being carried in premises. out <del>interest</del> only background greek music.
13	To put up leave quietly sign. + +14 Drunken control area.

Any other matter(s) that need addressing:

Enias Phanasi - put in a transfer.  
 Friday eve use - no customers on site. Just owner.

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
Print Name of Officers in Attendance: C. Tomaso, M. Waterman.	Signature: [REDACTED]
	Print Name & Position: Enias Thanas
If you have any queries relating to this report please contact licensing@enfield.gov.uk	Email/Tel of recipient: [REDACTED]

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



# Annex D

Enfield Local Authority

Licensing Team  
B Block South,  
Civic Centre,  
Silver Street,  
Enfield,  
EN1 3XA

Police Licensing Unit  
Edmonton Police Station  
462 Fore Street,  
London  
N9 0PW

PCSO Pantelitsa Yianni [REDACTED]

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

09/01/2024.

Police Representation

**REVIEW OF PREMISES LICENCE**  
**THE HYDE ARMS, PUBLIC HOUSE, 137 VICTORIA ROAD, LONDON, N9 9BB**

**Premises Licence Number: LN/200501812**

Dear Licensing Team,

The police have been made aware that Enfield Licensing enforcement team are seeking a review of the premises licence. This is on the grounds that they have an extensive history over the past four years of complaints, totalling 48 and all occurring whilst under the ownership of Mr Mansur DUZGUN. There have been noise complaints alleging that the premises have been playing loud music, customer's arguing and fights taking place at 2-3am and sometimes as late as 5am occurring 6 days a week at times.

There have been reports for Gambling taking place in the basement of the premises which is not part of the licenced area. A cannabis factory was discovered above the premises on the 05/08/2023 by Police and this matter is still being investigated to date with no suspects arrested. There has been old cultivation cannabis equipment found behind the premises in the rubbish and this has been linked to staff at the premises in the past dating back to 2021 this shows a link between the cannabis factory being discovered and how long this potentially has been going on at the premises.

The premises have had a catalogue of known licensing issues and a history of non-compliance, Crime related events and Noise Complaints all of which have been mentioned in the upcoming review by the local authority. DUZGUN has had numerous interactions with

both the Police Licensing team and The Local Authority Licensing and Noise Nuisance Teams all of which despite advice being given this has resulted in no change in the miss management of the premises and continued breaches and lack of upholding of the licensing objectives.

Duzgun has for an extended period of time stated that he has left the management of the premises to third parties and has effectively endeavoured to distance himself from any breaches or mismanagement. Evidence has shown on visits to the premises that staff there when asked who was running the premises have stated DUZGUN was responsible for the running of the premises yet was never actively running the premises on a day to day basis having effectively sub-let to third parties effectively acting as a “front “in name only.

When Mr Duzgun has been named on a licence he appears to have had very little to do with the actual running of the business. Although he has attended meetings when been requested to do so he has never been seen working at any of the premises he is connected with, instead it appears he is the landlord and his tenants run the businesses.

Dates and incidents are detailed on the Local authority representation therefore we have not duplicated entries as these are available on the Local authority representation.

On the 02/01/2024 a Premises licence transfer was submitted by Duzgun to change the licence holder to a limited company and Police objected to this transfer. It is our belief that this application is designed to give the impression that the removal of the current PLH (Currently subject of this review) is an attempt to give the impression of the premises being “Under New Management” and negate this review.

We the police **support** the review which has been initiated by the Licensing enforcement team and make representations in order to **fully revoke the premises licence**. As stated by the Licensing enforcement team it is not believed that Mr Mansur Duzgun is unable to uphold the licencing objectives.

Therefore we support the Local Authority in this review in that we feel the following licensing objectives are failing to be upheld:

- Prevention of Crime and Disorder
- The prevention of Public Nuisance

It is of police opinion that this venue is a beacon for Public Nuisance and Crime and disorder and it is of the belief that the PLH is completely disregarding the conditions of his licence and none of the Licensing objectives are being upheld. Police have made steps to engage and given opportunity to make changes and turn the issues around but this has not been actioned by the PLH although given every opportunity. If these premises are allowed to continue trading it is the belief of the Police that breaches of the Licensing Act and a clear nuisance to the public will continue. We therefore ask that the Subcommittee revoke the premises licence to prevent the continued disregard for the objectives continuing.

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

Regards,

PCSO Pantelitsa Yianni [REDACTED]  
North Area Licensing Officer

# Annex E

## Conditions Arising From Review Application

If the Licensing Sub-Committee is not minded to revoke the licence in its entirety then the Licensing Authority would recommend that the Committee consider suspending the premises licence until such time as full compliance with the licence conditions has been demonstrated by the PLH, his address details have been updated, a new DPS has been named on the licence and that the licence conditions be amended as follows:

### **Current Licence Conditions**

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 28 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. (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. Prior to opening each day, staff shall check that the CCTV is working correctly. A record of when and who checked the system shall be documented and these records shall be kept for at least six months. These records shall be kept on the premises and made available to police or authorised local authority employees

upon request. If the system is not working correctly then the licensing authority or the Police shall be informed immediately and steps made to have the problem fixed. No licensable activities shall be permitted to take place should the CCTV not be fixed 48 hours after the CCTV is found to not be working.

4. All staff engaged in the sale/supply of alcohol shall be trained to operate the CCTV system and to download images/footage upon request by Police or authorised local authority employees.

5. The use of the beer garden shall be restricted to Monday to Saturday to 23:00 hours and to 22:30 on Sunday.

6. A prominent, clear and legible notice shall be displayed at the public entrance to the garden of the premises advising customers of its terms of use. Two additional such signs shall be prominently displayed within the garden.

7. All doors and windows shall be kept closed but not locked during regulated entertainment, with the exception on entry and egress.

**Remove if music is removed from the licence.**

8. Windows shall be closed by 22:00.

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

10. Toilets at the premises shall be checked for any sign of drug use an average of every two hours while the premises are open to the public and a record shall be kept of the times, dates and any issues discovered. These records shall be kept for 28 days.

11. At least 4 prominent, clear and legible notices shall be displayed throughout the premises warning customers that drug use will not be tolerated.

12. The management at approximately hourly intervals shall make subjective assessments of noise levels at the perimeter of the premises 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 28 days. Records must be made available to an authorised officer of the Council, 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.

**Remove if music is removed from the licence.**

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

14. Signs shall be prominently displayed on the exit doors and immediately outside the premises in the outside seating area advising customers that the premises is in a 'Drinking Control Area' and that alcohol should not be consumed in the street. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.

**Amend to:** Signs shall be prominently displayed on the exit doors advising customers that the premises is in a Public Space Protection Order Area (or similar) and that 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 they can be read by those leaving the premises.

15. Live music shall be limited to two performers.

**Remove if music is removed from the licence.**

16. The exit gates in the rear yard shall be kept in the open position whilst the premises are open to the public. Alternatively, a gate is to be provided of at least 900mm clear width, opening in the direction of escape, secured only with a push bar or push pad and provided with appropriate signage.

17. Children shall only be permitted on the premises if accompanied by an adult.

18. Children under the age of 14 shall not be permitted on the premises after 21:00.

19. Children under the age of 18 shall not be permitted on the premises after 23:00.

20. Noise from the premises shall not create a nuisance to local residents.

21. 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.

22. 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.

23. 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.

**Add:**

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

- ii. No more than 5 persons shall be permitted to smoke outside the front of the premises at any one time. The area shall be adequately supervised to control the number and behaviour of patrons and to ensure that they do not block the highway or cause a noise nuisance. Notices shall be displayed in the area specifying the terms of its use and asking patrons to use the area quietly.
- iii. Music shall not be provided at the premises at any time. Section 177A of the Licensing Act 2003 does not apply to this premises licence.