

MUNICIPAL YEAR 2013/14 REPORT NO.

COMMITTEE :
Licensing Sub-Committee
19 February 2014

REPORT OF :
Principal Licensing Officer

LEGISLATION :
Licensing Act 2003

Agenda - Part	Item
SUBJECT : Application for a new premises licence PREMISES : Hideout Café 225 Ordnance Road, Enfield EN3 WARD : Enfield Lock	

1 LICENSING HISTORY & CURRENT POSITION :

- 1.1 On 18 April 2013 an application by **Mr Javad Kohansal** for a new Premises Licence, which was not subject to any representations, was granted by officers in accordance with delegated powers.
- 1.2 This Premises Licence permits :
 - 1.2.1 **Hours the premises are open to the public** : Sunday from 07:00 to 23:30 and on Monday to Saturday from 06:00 to 00:30 the following day.
 - 1.2.2 **Supply of alcohol (on supplies only)** : Sunday from 07:00 to 22:00 and on Monday to Saturday from 06:00 to 00:00.
 - 1.2.3 **Recorded music** : Sunday to Thursday none and on Friday to Saturday from 20:00 to 23:30.
 - 1.2.4 **Late night refreshment** : Sunday none and on Monday to Saturday from 23:00 to 00:00.
- 1.3 A copy of a location map of the premises is attached as Annex 01.
- 1.4 A copy of the current Premises Licence is attached as Annex 02.

2 **THIS APPLICATION :**

- 2.1 The London Borough of Enfield, as licensing authority, considers (and has so considered since 24 November 2005 when the Licensing Act 2003 took effect) any increase in the perimeter of a premises (as indicated on the plan annexed to the Premises Licence) to be a substantial variation of the premises for which neither a minor variation nor a 'full' variation application may be submitted. In these circumstances an application for a new Premises Licence is required.
- 2.2 Application is made by **Mr Javad Kohansal** for a new Premises Licence. The application seeks :
- 2.2.1 **Hours the premises are open to the public** : Sunday from 07:00 to 00:00, on Monday to Thursday from 06:00 to 00:00 and on Friday and Saturday from 06:00 to 03:00 the following day.
- 2.2.2 **Supply of alcohol (on supplies only)** : Sunday from 07:00 to 23:30, on Monday to Thursday from 06:00 to 23:30 and on Friday and Saturday from 06:00 to 02:30 the following day.
- 2.2.3 **Live music** : Sunday to Thursday none and on Friday and Saturday from 22:00 to 02:00 the following day.
- 2.2.4 **Recorded music**: Sunday to Thursday from 07:00 to 23:30 and on Friday and Saturday from 07:00 to 02:30 the following day.
- 2.2.5 **Late night refreshment** : Sunday to Thursday from 23:00 to 23:30 and on Friday and Saturday from 23:00 to 02:30 the following day.
- 2.3 The application was advertised in accordance with the requirements of the Licensing Act 2003.
- 2.4 Each of the Responsible Authorities were consulted in respect of the application.
- 2.5 A copy of the application is attached as Annex 03.

3 RELEVANT REPRESENTATIONS :

3.1 **Metropolitan Police** : Representation is made on the grounds of the prevention of public nuisance. The authority considers that it is appropriate, for the promotion of the licensing objectives, to grant the application subject to restricted licensed hours conditions and to exclude live music and late night refreshment from the scope of the licence.

3.1.1 A copy of the representation is attached as Annex 04.

3.2 **Licensing Authority (including Licensing Enforcement, Environmental Health, Trading Standards, Planning, Health & Safety and Children's Services)** : Representation is made on the grounds of the prevention of public nuisance. The authority considers that it is appropriate, for the promotion of the licensing objectives, to grant the application subject to restricted licensed hours conditions and to additional licence conditions and to exclude live music and late night refreshment and parts of the premises from the scope of the licence.

3.2.1 A copy of the representation is attached as Annex 05.

3.3 **Other Persons** : Representation has been made, against the application, by an other person. The grounds of representation include the prevention of public nuisance.

3.3.1 A copy of the representation is attached as Annex 06.

4 PROPOSED LICENCE CONDITIONS :

4.1 The conditions arising from this application are attached as Annex 07.

4.2 Condition nos. 1 to 16 are not disputed. However the Responsible Authorities have requested that condition nos. **17 to 18** be attached to any Premises Licence that may be granted. To date, those requested conditions have not been agreed by the applicant.

5 **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 October 2012 ('Guid'); or
 - 5.1.3 the London Borough of Enfield's Licensing Policy Statement of April 2012 ('Pol').

General Principles :

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

Cumulative Impact Policy :

- 5.5 The applicant premises/club premises is not located in a Cumulative Impact Policy Area [Pol s.9.21/22].

Hours :

- 5.6 The Sub-Committee decides licensed opening hours as part of the implementation of the licensing policy statement and is best placed to make decisions about appropriate opening hours in their area based on their local knowledge and in consultation with responsible authorities [Guid 10.11].
- 5.7 Stricter conditions with regard to licensing hours may be required for licensed premises situated in or immediately adjacent to residential areas to ensure that disturbance to local residents is avoided. This will particularly apply in circumstances where, having regard to the location, size and nature of the premises , it is likely that disturbance will be caused to residents in the vicinity of the premises by concentrations of people leaving, particularly during normal night-time sleeping periods [Pol s.8.4].

Conditions :

- 5.8 Conditions attached to licences and certificates must be tailored to the individual type, location and characteristics of the premises and events concerned. Standardized conditions should be avoided and indeed may be unlawful where they cannot be shown to be appropriate for the promotion of the licensing objectives [Guid 1.17].

Decision :

- 5.9 As a matter of practice, the Sub-Committee should seek to focus the hearing on the steps considered appropriate to promote the particular licensing objective or objectives that have given rise to the specific representation and avoid straying into undisputed areas [Guid 9.33].
- 5.10 In determining the application with a view to promoting the licensing objectives in the overall interests of the local community, the Sub-Committee must give appropriate weight to:
- 5.10.1 the steps that are appropriate to promote the licensing objectives;
 - 5.10.2 the representations (including supporting information) presented by all the parties;
 - 5.10.3 the guidance; and
 - 5.10.4 its own statement of licensing policy [Guid 9.34].
- 5.11 Having heard all of the representations (from all parties) the Sub-Committee must take such steps as it considers appropriate for the promotion of the licensing objectives. The steps are :
- 5.11.1 to grant the application subject to the mandatory conditions and such conditions as it considers appropriate for the promotion of the licensing objectives;
 - 5.11.2 to exclude from the scope of the licence any of the licensable activities to which the application relates;
 - 5.11.3 to refuse to specify a person in the licence as the premises supervisor;
 - 5.11.4 to reject the application [Act s.18].

Background Papers :

None other than any identified within the report.

Contact Officer :

Mark Galvayne on 020 8379 4743



Hideout Cafe, 225 Ordnance Road, ENFIELD, EN3 6AA

LONDON BOROUGH OF ENFIELD
 CIVIC CENTRE, SILVER STREET
 ENFIELD, EN1 3XE
 TEL: 020 8379 1000



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 Ordnance Survey Licence no.100019820

Scale: 1:1250

Dwg.No. 6600AJ

Date: 15/01/14



Licensing Act 2003

PART A – PREMISES LICENCE

Granted by the London Borough of Enfield as Licensing Authority

Premises Licence Number : LN/201300066

Part 1 – Premises Details

Postal address of premises :

Premises name : Hideout Cafe

Telephone number : 07427 170382

Address : 225 Ordnance Road ENFIELD EN3 6AA

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

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

(1) Open to the Public - Dining Area & Kitchen ONLY

Sunday :	07:00 - 23:30
Monday :	06:00 - 00:30
Tuesday :	06:00 - 00:30
Wednesday :	06:00 - 00:30
Thursday :	06:00 - 00:30
Friday :	06:00 - 00:30
Saturday :	06:00 - 00:30

(2) Supply of Alcohol - Dining Area & Kitchen - ON Supplies

Sunday :	07:00 - 22:00
Monday :	06:00 - 00:00
Tuesday :	06:00 - 00:00
Wednesday :	06:00 - 00:00
Thursday :	06:00 - 00:00
Friday :	06:00 - 00:00
Saturday :	06:00 - 00:00

(3) Recorded Music - Dining Area & Kitchen

Sunday :	-
Monday :	-
Tuesday :	-
Wednesday :	-
Thursday :	-
Friday :	20:00 - 23:30
Saturday :	20:00 - 23:30

(4) Late Night Refreshment - Dining Area & Kitchen

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

Part 2

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

Name : Mr Javad Kohansal

Telephone number : 07427 170382

e-mail : Not provided

Address : 225A Ordnance Road, ENFIELD, EN3 6AA

Registered number of holder (where applicable) :

Not applicable

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

Name : Not applicable

Telephone number :

Address :

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

Name : Mr Javad Kohansal

Telephone number : 07427 170382

e-mail : Not provided

Address : 225A Ordnance Road, ENFIELD, EN3 6AA

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

Personal Licence Number : 8301351

Issuing Authority : London Borough of Brent,

Premises Licence LN/201300066 was first granted on 18 April 2013.

Signed : 

Date : 18th April 2013

for and on behalf of the

London Borough of Enfield

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

Telephone : 020 8379 3578



Annex 1 - Mandatory Conditions

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

Annex 2 - Conditions consistent with the Operating Schedule

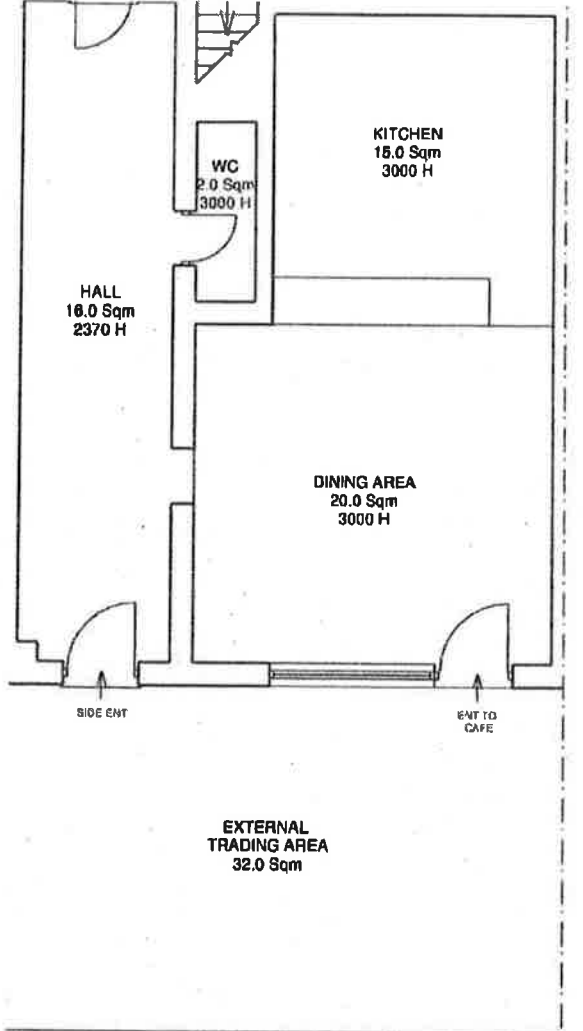
- 3. There shall be no adult entertainment or services, activities or matters ancillary to the use of the premises that may give rise to concern in respect of children.**
- 4. Those under the age of 18 shall only be allowed on the premises to dine in the restaurant area and only when accompanied by an adult.**
- 5. A Personal Licence holder shall be present on the premises and supervise the sale of alcohol throughout the permitted hours for the sale of alcohol.**
- 6. Drinking vessels shall be made of toughened glass or plastic and shall be designed not to have a sharp edge when broken.**
- 7. A digital CCTV system must be installed in the premises complying with the following criteria: (1) Cameras must be sited to observe the entrance and exit doors both inside and outside, the alcohol displays, and floor areas; (2) Cameras on the entrances must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification; (3) Cameras viewing till areas must capture frames not less than 50% of screen; (4) Cameras overlooking floor areas should be wide angled to give an overview of the premises; (5) Cameras must capture a minimum of 25 frames per second; (6) Be capable of visually confirming the nature of the crime committed; (7) Provide a linked record of the date, time, and place of any image; (8) Provide good quality images - colour during opening times; (9) Operate under existing light levels within and outside the premises; (10) Have the recording device located in a secure area or locked cabinet; (11) Have a monitor to review images and recorded picture quality; (12) Be regularly maintained to ensure continuous quality of image capture and retention; (13) Have signage displayed in the customer area to advise that CCTV is in operation; (14) Digital images must be kept for 31 days; (15) Police will have access to images at any reasonable time; (16) The equipment must have a suitable export method, e.g. CD/DVD writer so that the police can make an evidential copy of the data they require. This data should be in the native file format, to ensure that no image quality is lost when making the copy. If this format is non-standard (i.e. manufacturer proprietary) then the manufacturer should supply the replay software to ensure that the video on the CD can be replayed by the police on a standard computer. Copies must be made available to Police or authorised local authority employees on request.**
- 8. Alcohol shall only be served to people taking table meals.**

9. **Supervisory staff shall ensure that no patrons enter or remain in the external dining area to the rear of the premises after 21:00.**
10. **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.**
11. **All training relating to the sale of alcohol and times and conditions of the 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.**
12. **A written record of refused sales shall be kept on the premises and completed when necessary. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.**
13. **The Local Authority or similar proof of age scheme shall be operated and relevant material shall be displayed at the premises. Only passport, photographic driving licences or ID with the P.A.S.S. logo (Proof of Age Standards Scheme) may be accepted.**
14. **The front and rear escape routes shall be free from obstruction at all times. The front and rear escape doors and any internal doors on the escape route shall remain unlocked whilst the premises is open.**
15. **Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises and area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.**
16. **All customers shall enter and leave the premises via the front of the premises.**
17. **There shall be no smoking of any kind in the external dining area to the rear of the premises**

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

Not applicable

Annex 4 – Plans



EXISTING GROUND FLOOR



Derek Danso
 89 Alberta Road
 Bush Hill Park
 Enfield
 London
 EN1 1JA

Tel / Fax : +44 (0)208 447 55 45
 Mobile : +44 (0)790 015 56 05

Email : info@cube-architects.co.uk

Project:

**EXISTING DINING AREA
 EXTENSION**

**225 ORDNANCE ROAD
 ENFIELD
 LONDON
 EN3 6AA**

Notes:



Drawn By:

D Danso

Date:

03-04-13

Title:

**ORIGINAL GROUND FLOOR
 EXISTING GROUND FLOOR**

Drawing No:

DRG/001/030413

Scale:

1:100

**Application for a premises licence to be granted
under the Licensing Act 2003**

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We Mr Javad Kohansal

(Insert name(s) of applicant)

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

Part 1 – Premises Details

Postal address of premises or, if none, Ordnance Survey map reference or description 225 Ordnance Road, London			
Post town	Enfield	Postcode	EN3 6AA
Telephone number at premises (if any)		(07427) 170382	
Non-domestic rateable value of premises		£200,000	

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | | | |
|----|---|-------------------------------------|-----------------------------|
| a) | an individual or individuals * | <input checked="" type="checkbox"/> | please complete section (A) |
| b) | a person other than an individual * | | |
| | i. as a limited company | <input type="checkbox"/> | please complete section (B) |
| | ii. as a partnership | <input type="checkbox"/> | please complete section (B) |
| | iii. as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| | iv. other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) | a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) | a charity | <input type="checkbox"/> | please complete section (B) |
| e) | the proprietor of an educational establishment | <input type="checkbox"/> | please complete section (B) |

- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes Yes

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a
 statutory function or
 a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname Kohansal			First names Javad		
I am 18 years old or over				<input checked="" type="checkbox"/>	Please tick yes
Current postal address if different from premises address		225 Ordinance Road, London			
Post town	Enfield		Postcode	EN3 6AA	
Daytime contact telephone number			(07427) 170382		
E-mail address (optional)		javadkohansal@hotmail.com			

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
1	0	1 2 2 0 1 3

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY
±	±	± ± ± ± ± ± ± ±

Please give a general description of the premises (please read guidance note 1)
Café / Restaurant

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

N/A

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any that apply

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

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

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

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) Live Turkish instrumental and vocal music		
Mon					
Tue			State any seasonal variations for the performance of live music (please read guidance note 4) N/A		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5) N/A		
Fri	22:00	02:00			
Sat	22:00	02:00			
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	07:00	23:30	Please give further details here (please read guidance note 3) Recorded Turkish instrumental and vocal music		
Tue	07:00	23:30			
Wed	07:00	23:30	State any seasonal variations for the playing of recorded music (please read guidance note 4) N/A		
Thur	07:00	23:30			
Fri	07:00	02:30	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5) N/A		
Sat	07:00	02:30			
Sun	07:00	23:30			

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) The supply of alcohol will be supplied in the following areas: front dining area, rear dining area and kitchen area.		
Mon	06:00	23:30			
Tue	06:00	23:30			
Wed	06:00	23:30	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	06:00	23:30			
Fri	06:00	02:30	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)		
Sat	06:00	02:30			
Sun	07:00	23:30			

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7) The supply of alcohol will be supplied in the following areas: front dining area, rear dining area and kitchen area.	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	06:00	23:30			
Tue	06:00	23:30			
Wed	06:00	23:30			
Thur	06:00	23:30			
Fri	06:00	02:30			
Sat	06:00	02:30			
Sun	07:00	23:30			
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		

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

Name Mr Javad Kohansal	
Address 225a Ordnance Road, Enfield, London.	
Postcode	EN3 6AA
Personal licence number (if known) LN/201300066	
Issuing licensing authority (if known) Brent	

K

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

Empty box for highlighting adult entertainment or services.

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	06:00	00:00	<p>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)</p>
Tue	06:00	00:00	
Wed	06:00	00:00	
Thur	06:00	00:00	
Fri	06:00	03:00	
Sat	06:00	03:00	
Sun	07:00	00:00	

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

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

b) The prevention of crime and disorder

Installation of CCTV in required areas.

c) Public safety

music will be played at a suitable level

d) The prevention of public nuisance

The Sale and consumption of alcohol will be on the premises (indoor) only

e) The protection of children from harm

underage children are not permitted


Checklist:**Please tick to indicate agreement**

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 11).
If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	10/12/2013
Capacity	Agent

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

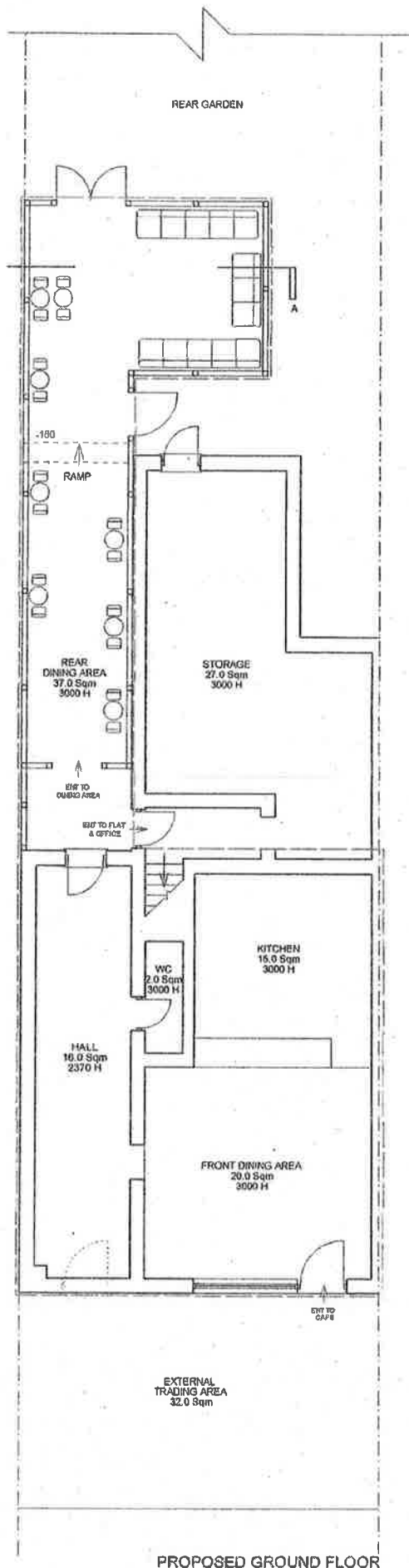
Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

Derek Danso
Cube Architects Ltd
89 Alberta Road
Enfield

Post town	London	Postcode	EN1 1JA
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Telephone number (if any)	07900 155 605
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If you would prefer us to correspond with you by e-mail, your e-mail address (optional)
derek@cube-architects.co.uk



PROPOSED GROUND FLOOR



Derek Danso

89 Alberta Road
 Bush Hill Park
 Enfield
 London
 EN1 1JA

Tel / Fax : +44 (0)208 447 55 45
 Mobile : +44 (0)790 015 56 05

Email : info@cube-architects.co.uk

Project:

225 ORDNANCE ROAD
 ENFIELD
 LONDON
 EN3 6AA

Notes:

LICENCED AREAS - - - - -

ABC

Drawn By:

D Danso

Date:

10-12-13

Title:

EXISTING GROUND FLOOR
 PROPOSED GROUND FLOOR

Drawing No:

DRG/001/101213

Scale:

1:100



Working together for a safer London

POLICE REPRESENTATION

Name and address of premises: Hideout Café
225 Ordnance Road
Enfield
EN3 6AA

Type of Application: New Premises

Worksheet number: WK/213075900

The Application

This application has been submitted to increase the current licensed area to include a wooden structure at the rear of the premises. The current licence does not allow live music.

Activity	Applied for Times
Open	Sun – 07:00 – 00:00 Mon – Thurs - 06:00 – 00:00 Fri – Sat - 06:00 – 03:00
Alcohol (on supplies)	Sun - 07:00 – 23:30 Mon – Thurs – 06:00 – 23:30 Fri – Sat – 06:00 – 02:30
Recorded Music	Sun – Thurs – 07:00 – 23:30 Fri – Sat – 07:00 – 02:30
LNR	Sun – Thurs – 23:00 – 23:30 Fri – Sat – 23:00 – 02:30
Live Music	Fri – Sat 22:00 – 02:00

Cumulative Impact Policy (CIP)

This premises is not located in any of Enfield Council's Cumulative Impact Policy Areas.

Location

This property is located in Ordnance Road, close to the railway station. The road is made up of both commercial shops with residential flats above and further residential properties on the opposite side of the road and in nearby side streets. Residential gardens back on to the rear of the premises.

Noise complaints have already been received in relation to activities taking place at the premises. I have concerns that noise emanating from the premises late at night by way of music and people noise would further disturb local residents.

In summary I wish to make representation on the following:

- Prevention of Public Nuisance

Noise complaints and LBE enforcement observations/inspections show that the area at the rear of the premises (currently unlicensed) has allegedly been used for the activities sought in this application and that this use has already lead to complaints from three different local residents.

The rear structure which is built out of wooden fence panels and reed screening is unfit for purpose and allow the escape of sound and is wholly unsuitable for the provision of regulated entertainment or the use by customers after 21:00.

It is my opinion that to ensure that local residents are not further disturbed, alternative hours should be set as outlined below:

Activity	Proposed Times	Recommended Times
Open	Sun – 07:00 – 00:00 Mon – Thurs - 06:00 – 00:00 Fri – Sat - 06:00 – 03:00	Mon – Sat – 07:00 – 21:00 Sun – Nil
Alcohol (on supplies)	Sun - 07:00 – 23:30 Mon – Thurs – 06:00 – 23:30 Fri – Sat – 06:00 – 02:30	Mon – Sat – 07:00 – 21:00 Sun – Nil
Recorded Music	Sun – Thurs – 07:00 – 23:30 Fri – Sat – 07:00 – 02:30	Mon – Sat – 07:00 – 21:00 Sun – Nil Front of premises only
LNR	Sun – Thurs – 23:00 – 23:30 Fri – Sat – 23:00 – 02:30	Nil
Live Music	Fri – Sat 22:00 – 02:00	Nil

I have no objection for the additional area on the application being licensed for the sale of alcohol up until 21:00.

I am also happy with the current conditions on the existing licence to be carried over to this application.

Officer: Martyn Fisher PC 357YE

Tel: 0208 379 6112

Martyn.Fisher@Enfield.Gov.uk

Date: 7th January 2014



LICENSING AUTHORITY REPRESENTATION

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

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

Name and address of premises: Hideout Cafe
 225 Ordnance Road
 Enfield
 EN3 6AA

Type of Application: New Premises Licence

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

Background History:

This premises currently operates as a café / restaurant and is already licensed. The hours applied for in this application are longer than those on the current licence.

This application is to increase the current licensed area to include a wooden structure at the rear of the premises. The current licence does not allow live music.

Activity	Applied for Times
Open	Sun – 07:00 – 00:00 Mon – Thurs - 06:00 – 00:00 Fri – Sat - 06:00 – 03:00
Alcohol (on supplies)	Sun - 07:00 – 23:30 Mon – Thurs – 06:00 – 23:30 Fri – Sat – 06:00 – 02:30
Recorded Music	Sun – Thurs – 07:00 – 23:30 Fri – Sat – 07:00 – 02:30
LNR	Sun – Thurs – 23:00 – 23:30 Fri – Sat – 23:00 – 02:30
Live Music	Fri – Sat 22:00 – 02:00

Premises History

The current premises licence was granted in April 2013.

Friday 03/05/13 - 10:00 – Licensing Enforcement Officers (CPX/EVG) visited the premises to carry out a licence inspection. Premises closed

Thursday 23/05/13 - 15:00 - 15:15 - Licensing Enforcement Officer (CPX) visited the premises to carry out a licence inspection. Unable to carry out full inspection as staff

did not know anything about the licence. The Officer spoke to the PLH on the phone and they asked the officer to visit when they are on site. The Officer advised that an officer (EVG) had already left a voicemail trying to arrange a visit, he claimed he had not received it. The officer left an inspection report asking him to contact them to book an appointment and also left training materials and details of where on the council website further materials could be downloaded. **APPENDIX 1.** The officer took photos of the rear left hand side of the premises which is not part of the licensed area. Almost 95% enclosed. **APPENDIX 2A&2B.** The area was not being used during the visit but set up with table and chairs, no smoking signs on display. This area is not on the licence plan and the licence is for on sales only so alcohol cannot be consumed in this area. Male on site was not a personal licence holder – **BREACH OF LICENCE CONDITION.**

Tuesday 28/05/13 – An officer spoke to owner via phone, he said that has not started using the licence yet, agreed to contact officer once ready to start using it, likely to be July.

Sunday 07/07/13 – 00:55 – The Out of Hours Noise Team (DD/RH) received a noise complaint in relation to loud music and people noise which had allegedly been going on since 18:00. Due to the large number of other complaints received that night the officers were unable to visit the complainant or the premises.

Friday 01/11/13 – 22:30 - 23:20 - Out of Hours Licensing Enforcement Officers (CPX/CLB) visited the premises and carried out a full licence inspection. C5 - Personal licence holder not on premises at time of visit. Eventually when lots of issues were discovered the PLH/DPS who appears to live above the premises was telephoned and came into the premises. He did not appear to be working. C7 - CCTV - images did not show inside and outside of entrance with full frame shots of heads and shoulders of those entering, time and date was incorrect, unable to see how long footage was stored for as PLH/DPS unaware how to use system. C12 - refusals book has not yet been used. C10, 11 - Training book empty. C15 - Leave quietly poster not on display. Live music equipment seen in rear area - this area does not form part of the licence. Advised that as this is an unlicensed area and as the licence is for on sales only they must not serve alcohol or allow customers to take alcohol into the rear area - customers were seen drinking alcohol in this area during the visit. Given 14 days to comply. Inspection Report issued – **APPENDIX 3.**

Tuesday 05/11/13 – Licensing Enforcement Officer (CPX) received a phone call from the agent of the premises who said they wanted to apply for a variation. The officer advised that they would need a new application not a variation as the premises would be getting bigger. They also advised that they thought the rear area had restricted planning permission.

Thursday 14/11/13 – Complaint received from a different local in relation to noise nuisance coming from the premises for the last 4 weeks. The complaint alleged that the noise was initially just at weekends but that they are now being disturbed during the week as well and that live music continues until 4/5am.

Friday 15/11/13 – 09:15 – 10:10 - Licensing Enforcement Officer (CPX) and Noise Officer (AB) visited the premises to carry out the licensing revisit and discuss the noise complaint. Met with PLH/DPS - Mr Javad Kohansal. Revisit to check outstanding conditions. C7 (7, 10) Time and date out. Recording device not in a secure area - customers using the rear unlicensed area pass by it on their way through the premises. C15 - Leave quietly poster not on display. PLH claimed that the rear area is not used after 21:00 however when checking the CCTV for the day a complainant was made this

provided not to be true. Checked CCTV for 10/11/13 23:00 (which given the fact that time was out would have really been 11/11/13 22:00). Three women could be seen sitting at a table covered in plates of food yet to be eaten, one was smoking in an enclosed area and more food was being delivered to the table - unsure whether this was hot or cold food and unable to tell whether they had alcoholic drinks or not. PLH claimed the premises was closed as we could see the shutters pulled down over the window at the front of the premises and that these people were staff. The officers asked to see footage from later that night. Footage of 11/11/13 01:00 showed music equipment being set up and a man playing a key board. This was an alleged breach of planning and the licence as at this time the live music was not except under the Live Music Act. PLH had claimed at the beginning of the visit that they had not had live music for 4 weeks. When checking CCTV also discussed recent noise complainant and reminded PLH that the rear area of the premises is not licensed. Advised that Planning Enforcement would be advised of CCTV evidence seen. Advised PLH that he is responsible for activities that take place there and reminded him that a personal licence holder must be there at all times. Advised that CCTV time and date must be correct and that officers can ask to see CCTV and it will show if they are trading after hours. Mr Kohansal stated that the speakers and band equipment belonged to the cafe and not the band. Speakers were located at both ends of the extended structure to the rear of the premises (an unlicensed area). He explained that when bands are not performing the speakers are plugged into a laptop. Advised that Officers will visit again until satisfied that the licence / planning permission is no longer being breached. Issued an inspection report giving 7 days to comply. **APPENDIX 4.** Gave link to website for noise notice and warning letter regarding noise issued. **APPENDIX 5.** Two photos of the outside rear area were taken. **APPENDIX 6A & 6B.**

Sunday 17/11/13 – 00:20 – Out of Hours Licensing Enforcement Officer (JS/JF) visited the premises, premises shut.

Friday 29/11/13 - 22:25 Out of Hours Licensing Enforcement Officer (CLB/AA) visited the premises. Checked outstanding conditions and all compliant. Spoke to Mr Javad Kohansal, PLH/DPS about the use of the side/rear area of the premises. Advised Mr Kohansal that he needs to amend planning permission and that if planning permission is granted then he would need to apply for a new Premises Licence if wanted to do licensable activities in there as the plan of the premises on the licence only covered the dining area and outside front trading area. Mr Kohansal stated that his architect had told him that the plan on the licence was not the one he had submitted with the application and that it had included the whole area of the premises. One of the officers said they would check. Completed inspection report and left signed copy. **APPENDIX 7.** Left at 22:50.

NB The officer checked the plan when back in the office. A plan of the whole premises was submitted but on 9 April 2013, the architect CUBE Architects sent an email reducing the area to be licensed following concerns raised by Environmental Health. Therefore the advice given at the time of the visit was correct.

Sunday 01/12/13 – 00:10 - Out of Hours Noise Officers (PH/RA) received a complaint in relation to loud music coming from the premises. This was again from a different complainant to the previous occasions. 00:33 – the officers spoke to the complainant who stated that the problem had been occurring for several months but that this was the first time they had reported it. 01:09 – The officers visited the premises. No music was coming from premises and the grill shutters were drawn down; two male staff could be seen through the shutters and appeared to be clearing away/cleaning. Whilst making notes one of the officers walked past the premises and to the rear and saw two males and a female standing outside the premises by the shutters (01:16) and also

heard music, which they believed was live, emanating from the rear extension to the building. The persons seen were not seen to leave the front forecourt of the premises. The officers entered the premises and saw a male behind the counter; appeared to be a chef. They asked him if they could speak to the manager / owner. The male went to the rear of the premises via an arch which said Bar/Restaurant. The officers followed and waited at the entrance of this arch, a corridor area leading towards another door to the rear. The Officers then spoke to Mr Javad Kohansal who told them they were having a wedding party and that the function was not open to the public. Whilst waiting in the passageway for and speaking to the owner people were coming out from the rear area the door opened and live music with singing could be heard. Two females came out of the rear area and walked into the shop to the counter. Then another female emerged from the rear carrying a saucer with what appeared to be a receipt on it. The chef was still preparing and serving food. The officers left the area at 01:41. Sign on the door said Closed; shutters were half down.

Tuesday 10/12/13 – Licensing Enforcement Officer (CPX) phoned the PLH/DPS and asked what happened on 1st Dec 2013. He claimed that it was a private party for friends and family only - a male member of staff's birthday. (this differs from what the officers were told on the night). The officer explained what private means in terms of licensing and reminded him of his planning hours and that noise could also lead to a notice being served. They also advised him that noise complaints could affect his chances of having a new licence granted, planning permission extended etc. The PLH/DPS asked for confirmation as to whether the current planning permission allowed the premises to be used for private events and was advised that a Planning Enforcement Officer would contact him. The PLH/DPS claimed that the complaint was malicious and was told by the officer that there was more than one person complaining about noise from the premises. The officer advised that more observations would be carried out.

Friday 13/12/13 - 23:30 Out of Hours Licensing Enforcement Officers / Planning Enforcement Officers (AA/JF) arrived at the premises. Premises open. Notice for new application displayed. Rear area not being used. No customers in premises. One of the officers (JF) advised PLH/DPS, Mr Javad Kohansal that the premises only has planning permission to open till 21:00 hours and so must close then. The officer advised him that the times should have shown up when his solicitor did a search when he bought the premises. He was advised that he must comply with the planning times and that the times listed on his current Premises Licence do not override them. Mr Kohansal phoned Mr Derek Danso of Cube Architects who is dealing with his application for a new Premises Licence for the whole premises. The Officer spoke to Mr Danso and explained the planning situation and what needed to be done to apply to extend the planning times. Mr Danso said he would submit an application. There are seats in the front outside area of the premises which 4 young males who were not customers sat down at whilst the officers conducted their visit. They were asked to move on by staff. Mr Kohansal was not happy and asked why no-one had told him on previous visits that the 21:00 hour planning time was for the whole premises. A letter in relation to the planning was given to the PLH/DPS, **APPENDIX 8**. Left at 23:50.

Prevention of Nuisance:

This premises is located on Ordnance Road, close to the railway station. This is a mixed commercial and residential area with residential properties on the opposite side of the road, in nearby side streets and also above some of the shops in this parade. Residential gardens back on to the rear of this premises. Noise complaints have already been received in relation to activities taking place at the premises. I am

concerned that noise from those using the premises late at night would disturb local residents even more.

In reference to the extended part to the property to the rear (currently unlicensed); from the visit made on 15th November 2013 it was noted that this section of the premises is unsubstantial and light in construction. This is a large area in comparison with the rest of the premises and the structure offers negligible acoustic insulation. In addition there is additional customer seating within a garden shelter which also raises concern in regards potential nuisance by residents as it is probable that noise would not be able to be contained within this area either.

Planning:

Planning application (Tp/98/1355) to change of use of ground floor to cafe/restaurant (A3) was granted 21/12/1998, subject to the following condition:

The premises shall only be open for business between the hours of 0700 and 2100 hours Monday to Saturday; and all activity associated with the use shall cease within 1 hour of the closing time specified above.

Reason: To safeguard the amenities of the occupiers of adjoining and nearby residential properties.

A planning application was submitted in 2012 and was later withdrawn. A further planning application was submitted in December 2013. A decision is yet to be made.

The hours applied for in this premises licence application exceed those permitted by the current planning permission. The premises does not have planning permission to open on a Sunday.

Insufficient planning permission cannot prevent a licence from being granted, however, **if businesses trade without planning permission they will be guilty of an offence under planning law and may be prosecuted by the Planning Enforcement Team.** Therefore businesses must have the relevant planning permission AND licence in order to trade legally. If the times and activities on both are not the same, businesses must stick to the lesser times / activities as failure to do so will be a breach of either planning or licensing legislation.

Cumulative Impact Policy (CIP)

This premises is not located in any of Enfield Council's Cumulative Impact Policy Areas.

In summary I wish to make representation on the following:

- Prevention of public nuisance

Complaints and officer observations/inspections show that the area at the rear of the premises (currently unlicensed) has allegedly been used for the activities sought in this application and that this use has already lead to complaints from three different local residents. The rear area, which appears to be built of wooden fence panels and reed screening allows sound to escape and is not suitable for the provision of regulated entertainment or use by people after 21:00.

Therefore to ensure that local residents are not disturbed I object to the hours applied for and instead suggest alternative hours as detailed below:

Activity	Proposed Times	Recommended Times
Open	Sun – 07:00 – 00:00 Mon – Thurs - 06:00 – 00:00 Fri – Sat - 06:00 – 03:00	Mon – Sat – 07:00 – 21:00 Sun – Nil
Alcohol (on supplies)	Sun - 07:00 – 23:30 Mon – Thurs – 06:00 – 23:30 Fri – Sat – 06:00 – 02:30	Mon – Sat – 07:00 – 21:00 Sun – Nil
Recorded Music	Sun – Thurs – 07:00 – 23:30 Fri – Sat – 07:00 – 02:30	Mon – Sat – 07:00 – 21:00 Sun – Nil Front of premises only
LNR	Sun – Thurs – 23:00 – 23:30 Fri – Sat – 23:00 – 02:30	Nil
Live Music	Fri – Sat 22:00 – 02:00	Nil

I have no objection the previously unlicensed area being licensed for the sale of alcohol up until 21:00.

In an email to the Licensing Team dated 12/12/13 the agent for the applicant confirmed that their client would like to copy the existing set conditions on to this proposed application. The applicant has not requested that the existing condition limiting the use of the rear area be removed from the licence as part of this application and nor do I think it should be. (Proposed Condition 9) When this condition was written during the initial licence application in 2013 it related to the wooden structure. This area had originally be referred to as a smoking shelter until it was pointed out that it was more than 50% enclosed. It was then referred to as a dining area and an officer (EVG) was advised that it would only be used in the summer months due to its structure. The previous representation is attached as APPENDIX 9.

I recommend that the area referred in this condition be bordered in yellow on the plan to make this clear. APPENDIX 10.

If this application were granted in full or part, I would recommend the following conditions be attached to the licence to promote the licensing objectives. These conditions are in addition to the proposed conditions in Annex 2 as indicated.

PLEASE REFER TO ANNEX 07

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

If the amended times, conditions and plan were accepted in full I WOULD withdraw my representation.

Duly Authorised: Charlotte Palmer, Licensing Enforcement Officer

Contact: 0208 379 3965 or charlotte.palmer@enfield.gov.uk



Signed:

Date: 23/12/13

LICENSING ENFORCEMENT INSPECTION REPORT

Premises Name	Hideout Cafe	
Premises Address	225 Ordnance Road, Enfield, EN3 6AA	
Time of Visit	Start: 15:00	Finish: 15:15

During an inspection of your premises on Tues 23rd May.....2013....., 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
	Unable to carry out inspection as PLH/DPS not on site

Any other matter(s) that need addressing: Please phone me on the below number on Tuesday to arrange an inspection by appointment. Please ensure all posted / hanging books / repairs book are available for inspection. Materials left on site.

You are required to have the above matters attended to withindays 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 TEAM	RECIPIENT OF NOTICE
Signature of Officer on visit: <u>[Signature]</u>	Signature: <u>[Signature]</u>
Print Name: <u>CHARLOTTE PAULER</u> 0205 379 3695	Print Name & Position: <u>[Signature]</u>

Licensing Enforcement, Civic Centre, Silver Street, Enfield, EN1 3XH, Tel: 020 8379 8505
 Police Licensing Officer, Civic Centre, Silver Street, Enfield, EN1 3XH, Tel: 0208 379 6112

For queries relating to new applications, variations, transfers, vary DPS, Temporary Event Notices, address changes etc, please contact the Licensing Team on 0208 379 3578

APPENDIX 02







23/05/2013 15:15

LICENSING ENFORCEMENT INSPECTION REPORT

Premises Name	Hideout Cafe	
Premises Address	225 Ordnance Road Enfield EN3 6AA	
Time of Visit	Start: 22-30	Finish: 23-20

During an inspection of your premises on 11/11/13 20, 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
C5	Personnel licence holder must be on premises at all times. No one is qualified as a personnel licence holder on the premises tonight.
C7	CCTV monitor not available. Image must allow inside + outside of entrance with full frame of head/shoulders of those entering. Time and date on CCTV wrong. Unable to check storage of data as not able to use equipment.
C12	Refusals book is not being used.
C10/11	Induction and refresher training need to be done and recorded.
C15	Leave queuing sign needed.

Any other matter(s) that need addressing: You are not licensed for live music. You can have live music with 11pm only. You must allow smoking in the premises at any time. The rear room does not form part of the licence. If you wish to use the rear area you must apply for a new licence to that area. The bar area must not be used for storage of alcohol. You are required to have the above matters attended to within 14 days of this notice. Failure to rectify the above breaches may constitute a criminal offence and result in legal proceedings being brought against you.

LICENSING ENFORCEMENT TEAM	RECIPIENT OF NOTICE
Signature of Officer on visit:	Signature:
Print Name: C LE BESQUE	Print Name & Position: MR JAVAD KOHANSAL (PLH + DPS)

Licensing Enforcement, Civic Centre, Silver Street, Enfield, EN1 3XH, Tel: 020 8379 8505
 Police Licensing Officer, Civic Centre, Silver Street, Enfield, EN1 3XH, Tel: 0208 379 6112

For queries relating to new applications, variations, transfers, vary DPS, Temporary Event Notices, address changes etc, please contact the Licensing Team on 0208 379 3578

LICENSING ENFORCEMENT INSPECTION REPORT

Premises Name	Olida Bisto cafe / Huddleout cafe	
Premises Address	225 ordnance Rd, Enfield, EN3 6AA.	
Time of Visit	Start: 9.15	Finish: 10.10


During an inspection of your premises on Friday 15th Nov 2013, 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	Revised to check (5,7,10,11,12 is for 8)	Evidence/Advice
C7 (7,10)		Time & date out. Recording device not in a leave area - customers using the rear unlicensed area pass by it on their way through the premises.
C15		Leave quietly poster to be displayed.
~~~~~		
Also discussed recent noise complaint. I reminded that area at rear of the premises is not licensed & only has planning permission to be used until 21.00.		
Planning Enforcement will be advised of CCTV evidence available.		

Any other matter(s) that need addressing: Checked CCTV footage for 10/11/13 23.00  
 (which given that the time & date is wrong would have been 11/11/13 22.00)  
People seen eating in rear area & smoking - Breach of planning. Footage from 11/11/13 01.00 live music being played - licensing offence if after 23.00 & unlicensed.

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

LICENSING ENFORCEMENT TEAM	RECIPIENT OF NOTICE
Signature of Officer on visit: <u>Palmer</u>	Signature: 
Print Name: <u>Palmer</u>	Print Name & Position: <u>T. Williams</u>

Licensing Enforcement, Civic Centre, Silver Street, Enfield, EN1 3XH, Tel: 020 8379 8505  
 Police Licensing Officer, Civic Centre, Silver Street, Enfield, EN1 3XH, Tel: 0208 379 6112

For queries relating to new applications, variations, transfers, vary DPS, Temporary Event Notices, address changes etc, please contact the Licensing Team on 0208 379 3578

The Owner/Occupier  
225 Ordnance Road  
Enfield  
EN3 6AA

Please reply to : Mrs J. Falzone  
Tel : 020 8379 1535  
Fax : 020 8379 2190  
Email : [jo.falzone@enfield.gov.uk](mailto:jo.falzone@enfield.gov.uk)  
My ref : INV/13/0938  
Your ref :  
Date : 27th November 2013

Dear Sir/Madam

**Town & Country Planning Act 1990**  
**225, ORDNANCE ROAD, ENFIELD, EN3 6AA**  
**Alleged breach of conditions regarding opening hours**

Following information received by my Department regarding the above, a site visit has been carried out by my enforcement staff, and the investigation revealed the following breach(es) of planning control.

**Alleged breach of conditions regarding opening hours**

These matters have occurred without the necessary consent from the Local Planning Authority. Therefore, I must request that the following steps are taken.

**Ensure that premises are only open for business between the hours of 07:00 and 21:00 Monday to Saturday, and all activity associated with the use shall cease within 1 hour of the closing time specified above.**  
**Spot checks will be undertaken to ensure that the above is complied with.**

If the above steps are not carried out within the time stated, then it is likely that formal enforcement action will be taken.

Yours sincerely,

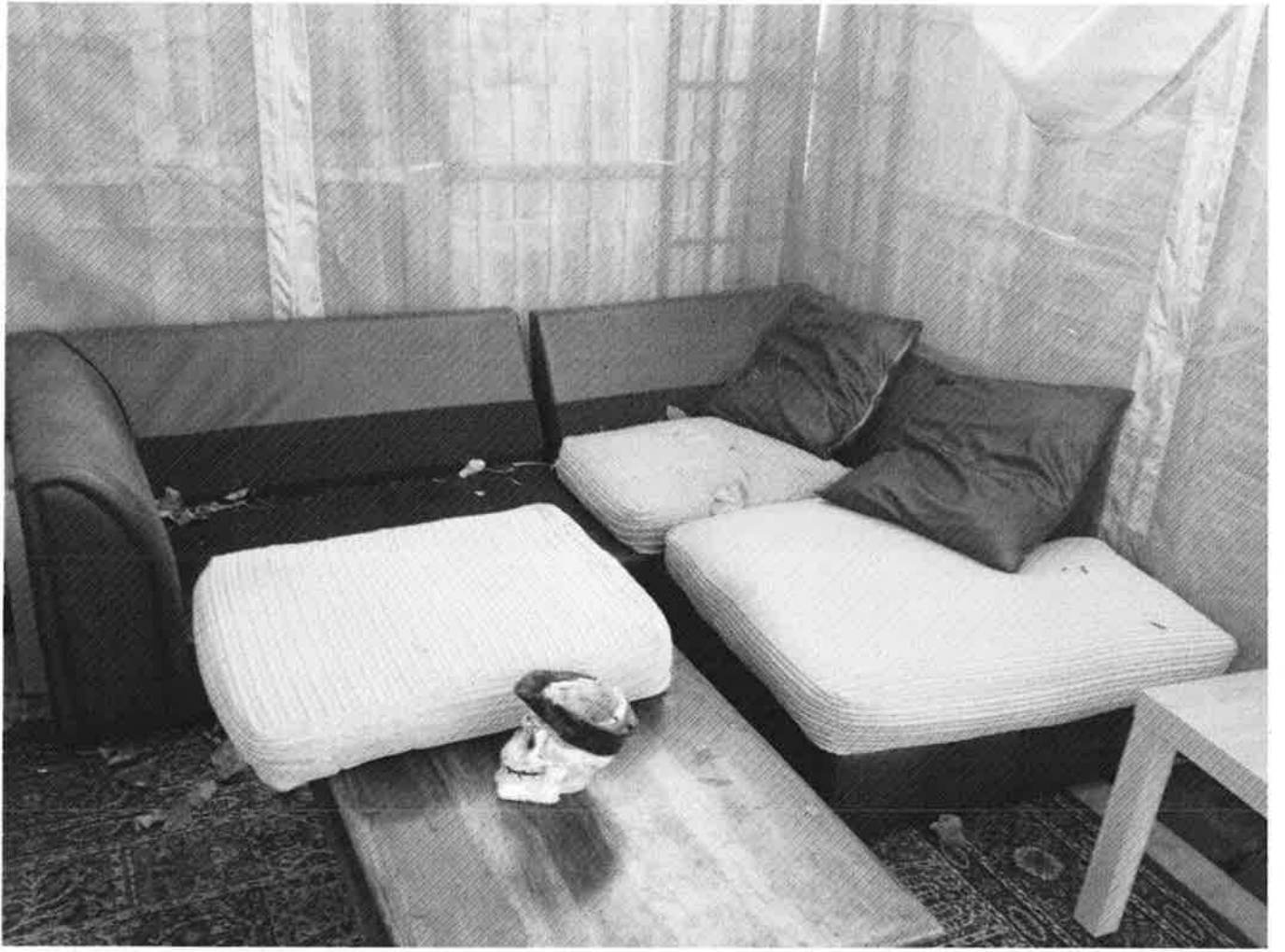
Enforcement Officer  
Jo Falzone

Ian Davis  
Director - Environment  
Enfield Council  
Civic Centre, Silver Street  
Enfield EN1 3XY

Phone: 020 8379 1000  
Website: [www.enfield.gov.uk](http://www.enfield.gov.uk)

APPENDIX 06







LICENSING ENFORCEMENT INSPECTION REPORT

Premises Name	Hideout Cafe		
Premises Address	225 Ordnance Road Enfield EN3 6AA		
Time of Visit	Start: 22.25	Finish: 22.50	

During an inspection of your premises on 29 November 2013, 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
	All conditions compliant.
	Area of plan submitted for licence to be checked to establish whether the rear area was not included on the licence even though claim it was on the plan submitted.

Any other matter(s) that need addressing: need to get Planning Permission to use rear area of premises after 21:00 hours. need to apply for a new Premises Licence that include the area at rear for licensable activities.

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 TEAM	RECIPIENT OF NOTICE
Signature of Officer on visit: <i>A Allin</i>	Signature: <i>[Signature]</i>
Print Name: ANGLIE ALLIN	Print Name & Position: JAVAD KOHANSAL.

Licensing Enforcement, Civic Centre, Silver Street, Enfield, EN1 3XH, Tel: 020 8379 8505  
 Police Licensing Officer, Civic Centre, Silver Street, Enfield, EN1 3XH, Tel: 0208 379 6112

OWNER  
PLH/DB

For queries relating to new applications, variations, transfers, vary DPS, Temporary Event Notices, address changes etc, please contact the Licensing Team on 0208 379 3578

APPENDIX 08

The Owner/Occupier  
225 Ordnance Road  
Enfield  
EN3 6AA

Please reply to : Mrs J. Falzone  
Tel : 020 8379 1535  
Fax : 020 8379 2190  
Email : [jo.falzone@enfield.gov.uk](mailto:jo.falzone@enfield.gov.uk)  
My ref : INV/13/0938  
Your ref :  
Date : 27th November 2013

Dear Sir/Madam

**Town & Country Planning Act 1990**  
**225, ORDNANCE ROAD, ENFIELD, EN3 6AA**  
**Alleged breach of conditions regarding opening hours**

Following information received by my Department regarding the above, a site visit has been carried out by my enforcement staff, and the investigation revealed the following breach(es) of planning control.

**Alleged breach of conditions regarding opening hours**

These matters have occurred without the necessary consent from the Local Planning Authority. Therefore, I must request that the following steps are taken.

**Ensure that premises are only open for business between the hours of 07:00 and 21:00 Monday to Saturday, and all activity associated with the use shall cease within 1 hour of the closing time specified above.**  
**Spot checks will be undertaken to ensure that the above is complied with.**

If the above steps are not carried out within the time stated, then it is likely that formal enforcement action will be taken.

Yours sincerely,

Enforcement Officer  
Jo Falzone

Ian Davis  
Director - Environment  
Enfield Council  
Civic Centre, Silver Street  
Enfield EN1 3XY

Phone: 020 8379 1000  
Website: [www.enfield.gov.uk](http://www.enfield.gov.uk)

**LICENSING AUTHORITY REPRESENTATION**

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

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

**Name and address of premises:** Hideout Cafe,  
225 Ordnance Road,  
ENFIELD,  
EN3 6AA

**Type of Application:** New Premises Licence

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

**Background History:**

The premises currently operates as a café, and would like alcohol to be served on the premises only. This is a new application to allow the premises to provide the following activities:

Activity	Proposed Times
Open	Mon – Sat 06:00 to 00:30 Sun 07:00 to 23:30
Alcohol (on supplies)	Mon – Sat 06:00 to 00:00 Sun 07:00 to 22:00
Recorded Music (indoors)	Fri & Sat 20:00 to 23:30
LNR (indoors and outdoors)	Mon – Sat 23:00 to 00:00

The premises was previously a pizza take away, but did not benefit from a late night refreshment premises licence. The applicant and the former owners do not appear to be linked.

The original application was for both on and off sales for alcohol, and stated that shisha would be provided in the covered rear outer seating area. Unfortunately, smoking would not be permitted in the area as it was likely to breach the Health Act 2008 which specifies that smoking areas must not be more than 50% enclosed. Further to our advice, the application has been amended.

**Saturday 2/2/2013 at 21:55** – The Police Licensing Officer visited the premises, and found several customers using the rear area being used a shisha café, with inadequate emergency fire exits. PC Fisher spoke to both the applicant, Mr Javad Kohanasal, and also his cousin, Mr Girafie, who was in charge of the shisha.

On two occasions in February 2013, officers visited the premises after 22:20 and found it closed.

**Saturday 9/3/13 at 20.40** – Licensing Enforcement Officers visited the premises and met with Mr Girafie who was acting manager while his cousin was away. No licensable activities were taking place, or any shisha smoking. Mr Girafie was reminded that in accordance with planning, the premises must close by 9pm. Further advice was provided that planning permission needs to be sought, and also that a premises licence should be applied for.

### **Prevention of Nuisance:**

This premises is located on Ordnance Road, close to the railway station. This is a mixed commercial and residential area with residential properties on the opposite side of the road, in nearby side streets and also above some of the shops in this parade. Residential gardens back on to the rear of this premises. I am concerned that noise from those using the garden/outer seating area could affect residents. Similar garden areas at other premises have led to complaints from local residents who have been disturbed by people noise and loud music which can not be contained in an outside area. I am also concerned that residents could be affected by smoke from the premises or light pollution should the garden be used after dark.

### **Planning:**

Planning application (Tp/98/1355) to change of use of ground floor to cafe/restaurant (A3) was granted 21/12/1998, subject to the following condition:

The premises shall only be open for business between the hours of 0700 and 2100 hours Monday to Saturday; and all activity associated with the use shall cease within 1 hour of the closing time specified above.

Reason: To safeguard the amenities of the occupiers of adjoining and nearby residential properties.

A new planning application has been submitted in March this year, originally for a smoking shelter. This has since been amended to match the use as mentioned in this premises licence application. A decision is yet to be made.

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

This premises is not located in any of Enfield Council's Cumulative Impact Policy Areas.

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

- Protection of children from harm
- Prevention of public nuisance
- Public safety

I object to the hours applied for in part: to ensure that local residents are not disturbed I believe that use of the rear outer dining area should be restricted to 09:00 – 21:00 (see condition below).

If this application were granted in full or part, I would recommend the following conditions be attached to the licence to promote the licensing objectives. These conditions are in addition to the proposed conditions in Annex 2 as indicated.

	<b>Proposed Conditions – Annex 2</b>	<b>TS Agree</b>	<b>Amended to Read / Suggestion</b>
	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.	Y	
	Supervisory Staff shall ensure that no patrons remain in the external seating area to the rear of the premises after 23:00 except to enter or leave the premises. All moveable external seating shall be removed where practicable, by 23:00	N	Supervisory staff shall ensure that no patrons enter or remain in the external dining area to the rear of the premises after 21:00.
	All staff at the premises shall receive induction and refresher training, relating to the sale of alcohol.	N	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.
	Those under the age of 18 shall only be allowed on the premises to dine in the restaurant area and only when accompanied by an adult.	Y	
	A Personal Licence holder shall be present on the premises and supervise the sale of alcohol throughout the permitted hours for the sale of alcohol.	Y	
	A digital CCTV shall be installed in the premises complying with the following criteria: (1) Cameras must be sited to observe the entrance door both inside and outside, the rear fire exit, the till area, all the alcohol displays and floor areas; (2) Cameras facing the entrance door must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification; (3) Cameras viewing counter areas must capture frames not less than 50% of screen; (4) Cameras overlooking floor areas should be wide angled to give an overview of the premises; (5) Cameras must capture a minimum of 25 frames per second; (6) Be capable of visually confirming the nature of the crime committed; (7) Provide a linked record of the date, time and place of any image; (8) Provide good quality images - colour during opening times; (9) Operate under existing light levels within and outside the	Y	

<p>premises; (10) Have the recording device located in a secure area or locked cabinet; (11) Have a monitor to review images and recorded picture quality; (12) Be regularly maintained to ensure continuous quality of image capture and retention; (13) Have signage displayed in the customer area to advise that CCTV is in operation; (14) Digital images must be kept for 31 days; (15) Police will have access to images at any reasonable time; (16) The equipment must have a suitable export method, e.g. CD/DVD writer so that the police can make an evidential copy of the data they require. This data should be in the native file format, to ensure that no image quality is lost when making the copy. If this format is non-standard (i.e. manufacturer proprietary) then the manufacturer should supply the replay software to ensure that the video on the CD can be replayed by the police on a standard computer. Copies must be made available to Police on request.</p>		
<p>Drinking vessels shall be made of toughened glass or plastic and shall be designed not to have a sharp edge when broken.</p>	Y	
<p><b>Additional Conditions to be Added in Annex 3</b></p>	Applicant Agree	
<p>All training relating to the sale of alcohol and times and conditions of the 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.</p>		
<p>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.</p>		
<p>The Local Authority or similar proof of age scheme shall be operated and relevant material shall be displayed at the premises. Only passport, photographic driving licences or ID with the P.A.S.S. logo (Proof of Age Standards Scheme) may be accepted.*</p>		
<p>The front and rear escape routes shall be free from obstruction at all times. The front and rear escape doors and any internal doors on the escape route shall remain</p>		

	unlocked whilst the premises is open.		
	Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises and area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.		
	All customers shall enter and leave the premises via the front of the premises.		
	There shall be no smoking of any kind in the external dining area to the rear of the premises		


*LBE currently promote the Think 25 Policy.

I reserve the right to provide further information to support this representation. If these conditions were accepted in full I WOULD withdraw my representation.

Duly Authorised: Ellie Green, Principal Trading Standards Officer - Licensing Enforcement

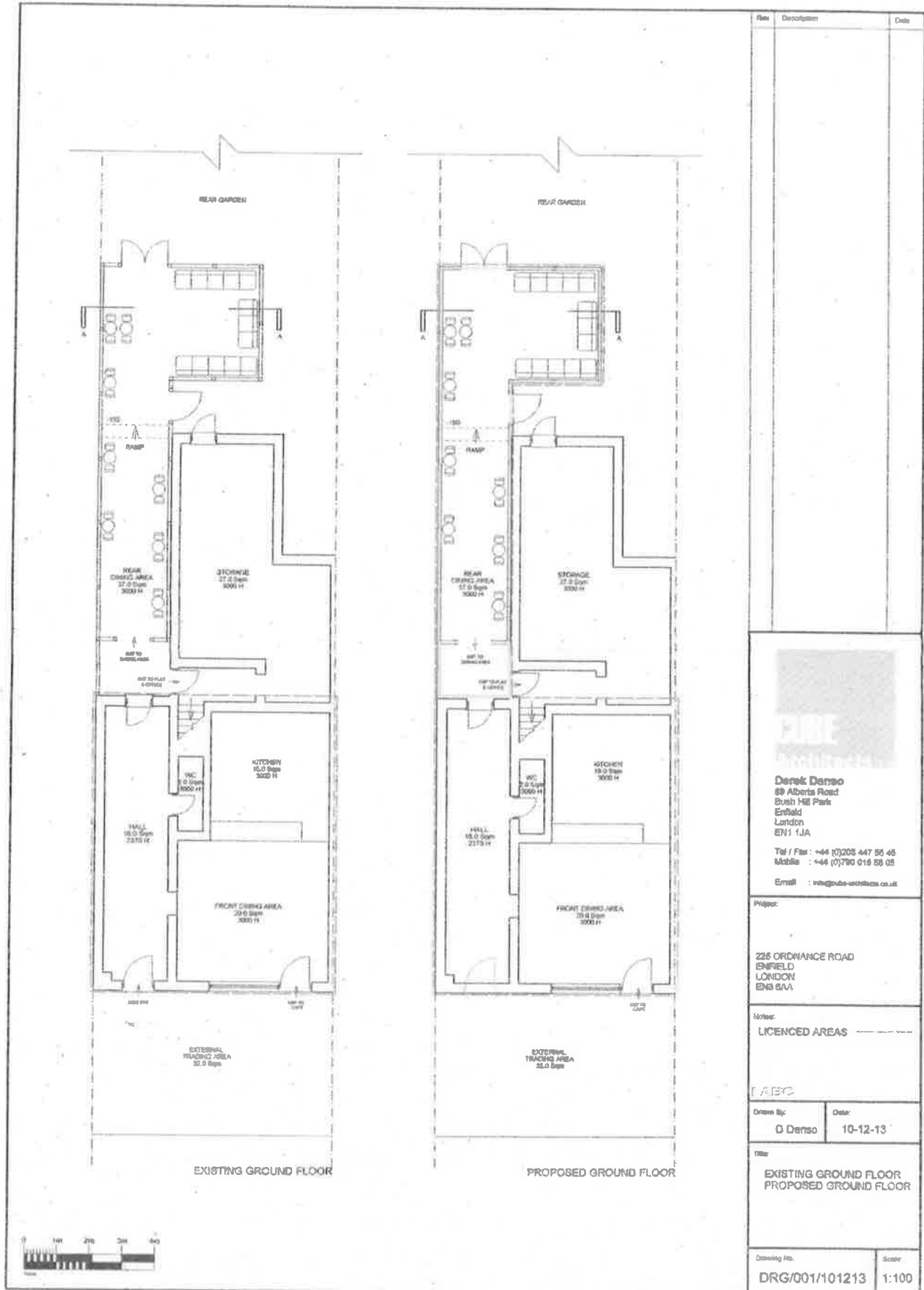
Contact: 0208 379 8543 or [ellie.green@enfield.gov.uk](mailto:ellie.green@enfield.gov.uk)

Signed:



Date: 16/04/2013

# APPENDIX 10



Rev	Description	Date

**DAVE**  
**ARCHITECTS**

**Derek Dams**  
 89 Alberta Road  
 Bush Hill Park  
 Enfield  
 London  
 EN1 1JA

Tel / Fax : +44 (0)208 447 55 45  
 Mobile : +44 (0)770 016 55 03  
 Email : [info@dave-architects.co.uk](mailto:info@dave-architects.co.uk)

Project:  
 226 ORDINANCE ROAD  
 ENFIELD  
 LONDON  
 EN8 5AA

Notes:  
 LICENCED AREAS -----

DATE

Drawn By: D Dams	Date: 10-12-13
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Title:  
 EXISTING GROUND FLOOR  
 PROPOSED GROUND FLOOR

Drawing No. DRG/001/101213	Scale: 1:100
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IP 1

Att: Licensing officer

Mr Sinan Kavaz  
 217 Ordnance Rd  
 Enfield  
 Middlesex  
 EN3 6AA

07947 152171

04/01/2014

LONDON BOROUGH OF ENFIELD  
 RECEIVED

- 8 JAN 2014

ENVIRONMENT &  
 STREET SCENE

Dear Sir/Madam,

I am a resident at 217 Ordnance Rd, living here for the last 30 years with my family. There is a Cafe that has opened at 225 Ordnance Rd. Around October 2013 around 2-3am in the morning, I heard very loud music coming from there. The music was very loud that it disrupted my sleep. I found out that the owner of the Cafe has live music sessions on Friday and Saturday nights. The music carried on till early hours in the morning, I heard it around 4.30am. This is disturbing me.

I discussed this matter with my neighbours and they feel the same way. This is unbearable for me, In the last 30 years this is the first time I have experienced such noise. I am so against this and objecting on them getting a licence. Can you please deal with this situation and should you require any further information, please contact me.

Yours Faithfully

S.A. Kavaz

Is it possible to keep my name and details as private and confidential.

P.S. I called the noise detection officer at 2.40 AM on the 5/01/14 and reported it to them due to the loud music at this time. I received a reference NO: T405010J7Y7.

S.A. Kavaz

**HIDEOUT CAFE - WK/213075652****MANDATORY CONDITIONS :****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.

**CONDITIONS PROPOSED BY THE APPLICANT :****Annex 2 - Conditions consistent with the Operating Schedule**

3. There shall be no adult entertainment or services, activities or matters ancillary to the use of the premises that may give rise to concern in respect of children.
4. Those under the age of 18 shall only be allowed on the premises to dine in the restaurant area and only when accompanied by an adult.
5. A Personal Licence holder shall be present on the premises and supervise the sale of alcohol throughout the permitted hours for the sale of alcohol.
6. Drinking vessels shall be made of toughened glass or plastic and shall be designed not to have a sharp edge when broken.
7. A digital CCTV system must be installed in the premises complying with the following criteria: (1) Cameras must be sited to observe the entrance and exit doors both inside and outside, the alcohol displays, and floor areas; (2) Cameras on the entrances must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification; (3) Cameras viewing till areas must capture frames not less than 50% of screen; (4) Cameras overlooking floor areas should be wide angled to give an overview of the premises; (5) Cameras must capture a minimum of 25 frames per second; (6) Be capable of visually confirming the nature of the crime committed; (7) Provide a linked record of the date, time, and place of any image; (8) Provide good quality images - colour during opening times; (9) Operate under existing light levels within and outside the premises; (10) Have the recording device located in a secure area or locked cabinet; (11) Have a monitor to review images and recorded picture quality; (12) Be regularly maintained to ensure continuous quality of image capture and retention; (13) Have signage displayed in the customer area to advise that CCTV is in operation; (14) Digital images must be kept for 31 days; (15) Police will have access to images at any reasonable time; (16) The equipment must have a suitable export method, e.g. CD/DVD writer so that the police can make an evidential copy of the data they require. This data should be in the native file format, to ensure that no image quality is lost when making the copy. If this

format is non-standard (i.e. manufacturer proprietary) then the manufacturer should supply the replay software to ensure that the video on the CD can be replayed by the police on a standard computer. Copies must be made available to Police or authorised local authority employees on request.

8. Alcohol shall only be served to people taking table meals.
9. All staff shall receive induction and refresher training (at least every three months) relating to the sale of alcohol and the times and conditions of the premises licence.
10. All training relating to the sale of alcohol and times and conditions of the licence shall be documented and records kept at the premises. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.
11. A 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.
12. The Local Authority or similar proof of age scheme shall be operated and relevant material shall be displayed at the premises. Only passport, photographic driving licences or ID with the P.A.S.S. logo (Proof of Age Standards Scheme) may be accepted.
13. The front and rear escape routes shall be free from obstruction at all times. The front and rear escape doors and any internal doors on the escape route shall remain unlocked whilst the premises is open.
14. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises and area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.
15. All customers shall enter and leave the premises via the front of the premises.
16. There shall be no smoking of any kind in the external dining area to the rear of the premises.

**CONDITIONS REQUESTED BY LICENSING AUTHORITY (AND NOT AGREED BY THE APPLICANT) :**

17. Supervisory staff shall ensure that no patrons enter or remain in the rear area of the premises (as bordered in yellow on the plan) after 21:00.
18. Regulated entertainment shall not take place in the rear area of the premises (as bordered in yellow on the plan).

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