

**MUNICIPAL YEAR 2015/16 REPORT NO.**

**COMMITTEE :**  
Licensing Sub-Committee  
15 April 2015

**REPORT OF :**  
Principal Licensing Officer

**LEGISLATION :**  
Licensing Act 2003

Agenda - Part	Item
<b>SUBJECT :</b> Application for a new premises licence	
<b>PREMISES :</b> The Bird in Hand 100 Tottenham Road, N13 6DG.	
<b>WARD :</b> Bowes	

**1. LICENSING HISTORY & CURRENT POSITION:**

- 1.1 On 30 November 2005, an application by Mr Nicos Yiapatos for a new Premises Licence as a conversion and simultaneous variation, was granted in part by the licensing sub-committee (LN/200502145).
- 1.2 On 20 February 2007 an application by Mr Yilmaz Kaya for transfer of the Premises Licence, which was not subject to any representations, was granted by officers in accordance with delegated powers
- 1.3 On 19 December 2011 an application by **B. Lads Ltd** for transfer of the Premises Licence, which was not subject to any representations, was granted by officers in accordance with delegated powers.
- 1.4 On 18 February 2013, a minor application by **B. Lads Ltd** to modify conditions, was granted by officers in accordance with delegated powers.
- 1.5 On 9 January 2015, a new application by **Ms Lale Hassan** for a new Premises Licence was withdrawn.
- 1.6 The current Premises Licence permits:
  - 1.6.1 **Hours the premises are open to the public:** Sunday to Thursday from 10:00 to 00:00, Friday and Saturday from 10:00 to 00:30 the following day.
  - 1.6.2 **Supply of alcohol (on and off supplies):** Sunday to Thursday from 10:00 to 23:30, Friday and Saturday from 10:00 to 00:00.
  - 1.6.3 **Live music:** Monday to Sunday from 10:00 to 23:00
  - 1.6.4 **Recorded music:** Monday to Sunday from 10:00 to 23:00
  - 1.6.5 **Facilities for Making Music:** Monday to Sunday from 19:00 to 23:00
  - 1.6.6 **Late Night Refreshment:** Sunday to Thursday from 23:00 to 00:00, Friday and Saturday from 23:00 to 00:30 the following day.
  - 1.6.7 **Indoor sporting events:** Monday to Sunday from 10:00 to 23:00

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

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

## 2 THIS APPLICATION :

2.1 On 3<sup>rd</sup> February 2015 an application was made by **B Lads Ltd** for a **new Premises Licence** for The Bird in Hand, 100 Tottenhall Road, N13 6DG. The application seeks:

2.1.1 **Hours the premises are open to the public:** Sunday to Thursday from 10:00 to 00:30, Friday and Saturday from 10:00 to 01:30 the following day.

2.1.2 **Supply of alcohol (on and off supplies):** Sunday to Thursday from 10:00 to 00:00, Friday and Saturday from 10:00 to 01:00 the following day.

2.1.3 **Indoor sporting events:** Monday to Sunday from 10:00 to 00:00.

2.1.4 **Live music:** Sunday to Thursday from 10:00 to 23:30, Friday and Saturday from 10:00 to 00:00.

2.1.5 **Recorded music:** Sunday to Thursday from 10:00 to 00:00, Friday and Saturday from 10:00 to 00:30 the following day.

2.1.6 **Performance of Dance:** Sunday to Thursday from 10:00 to 00:00, Friday and Saturday from 10:00 to 00:30 the following day.

2.1.7 **Late Night Refreshment (indoors):** Sunday to Thursday from 23:00 to 00:00, Friday and Saturday from 23:00 to 01:00 the following day.

2.1.8 To attach a new plan of the licensable area at the premises (the layout of the premises has been altered to include a take away grill/kitchen area).

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

2.3 Each of the Responsible Authorities were consulted in respect of the application.

2.4 A copy of the application is attached as Annex 03.

### **3 RELEVANT REPRESENTATIONS:**

- 3.1 **Metropolitan Police:** Representation is made, against the application, on the grounds of the prevention of crime and disorder. The authority considers that it is appropriate, for the promotion of the licensing objectives, to object to the full hours sought, and recommend that the licensable activities match the times of the existing licence (LN/200502145) – see 1.6 above.
- 3.2 A copy of the representation is attached as Annex 04.
- 3.3 **Licensing Authority (including Licensing Enforcement, Environmental Health, Trading Standards, Planning, Health & Safety and Children's Services):** Representation is made, against the application, on the grounds of the prevention of public nuisance. The authority considers that it is appropriate, for the promotion of the licensing objectives, to object to the full hours sought, and recommend that the licensable activities match the times of the existing licence (LN/200502145) – see 1.6 above.
- 3.4 A copy of the representation is attached as Annex 05.
- 3.5 **Other Persons:** Representations have been made, against the application, by persons residing at 27 separate addresses. The grounds of representation include the prevention of crime & disorder and the prevention of public nuisance.
- 3.6 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, which have not been disputed by the responsible authorities.

### **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 March 2015 ('Guid'); or
- 5.1.3 the London Borough of Enfield's Licensing Policy Statement of January 2015 ('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)].

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

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

**Cumulative Impact Policy:**

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

**Hours:**

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

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

5.10 Stricter conditions with regard to licensing hours may be required for licensed premises situated in or immediately adjacent to residential areas to ensure that disturbance to local residents is avoided. This will particularly apply in circumstances where, having regard to the location, size and nature of the premises, it is likely that disturbance will be caused to residents in the vicinity of the premises by concentrations of people leaving, particularly during normal night-time sleeping periods [Pol s.8.4].

**Decision;**

- 5.11 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 9.36].
- 5.12 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:
  - 5.12.1 the steps that are appropriate to promote the licensing objectives;
  - 5.12.2 the representations (including supporting information) presented by all the parties;
  - 5.12.3 the guidance; and
  - 5.12.4 its own statement of licensing policy [Guid 9.37].
- 5.13 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 :
  - 5.13.1 to grant the application subject to the mandatory conditions and such conditions as it considers necessary for the promotion of the licensing objectives;
  - 5.13.2 to exclude from the scope of the licence any of the licensable activities to which the application relates;
  - 5.13.3 to refuse to specify a person in the licence as the premises supervisor;
  - 5.13.4 to reject the application [Act s.18].

**Background Papers :**

**None other than any identified within the report.**

**Contact Officer :**

**Ellie Green on 020 8379 8453**

# ANNEX 01



**The Bird in Hand, 100 Totterhall Road, LONDON, N13 6DG**

LONDON BOROUGH OF ENFIELD  
CIVIC CENTRE, SILVER STREET,  
ENFIELD, EN1 3XE  
[www.enfield.gov.uk](http://www.enfield.gov.uk)



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Drg.No. 6700X  
Scale 1:1250  
Date 19 March.2015



Licensing Act 2003

**PART A – PREMISES LICENCE**

Granted by the London Borough of Enfield as Licensing Authority

Premises Licence Number : LN/200502145

**Part 1 – Premises Details**

Postal address of premises :

Premises name : The Bird in Hand

Telephone number : 020 8881 7053

Address : Public House 100 Tottenham Road LONDON N13 6DG

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)	<b>Open to the Public - Whole premises</b>
	<b>Sunday : 10:00 - 00:00</b>
	<b>Monday : 10:00 - 00:00</b>
	<b>Tuesday : 10:00 - 00:00</b>
	<b>Wednesday : 10:00 - 00:00</b>
	<b>Thursday : 10:00 - 00:00</b>
	<b>Friday : 10:00 - 00:30</b>
	<b>Saturday : 10:00 - 00:30</b>
	<b>Christmas Eve (if on a Sunday to Thursday) : 10:00 - 01:00</b>
	<b>(if on a Friday or Saturday) : 10:00 - 01:30</b>
	<b>New Years Eve : from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.</b>

(2)	<b>Supply of Alcohol - On and Off supplies</b>
	<b>Sunday : 10:00 - 23:30</b>
	<b>Monday : 10:00 - 23:30</b>
	<b>Tuesday : 10:00 - 23:30</b>
	<b>Wednesday : 10:00 - 23:30</b>
	<b>Thursday : 10:00 - 23:30</b>
	<b>Friday : 10:00 - 00:00</b>
	<b>Saturday : 10:00 - 00:00</b>
	<b>New Years Eve : from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.</b>

**(3) Indoor Sporting Events - Indoors**

<b>Sunday :</b>	<b>10:00 - 23:00</b>
<b>Monday :</b>	<b>10:00 - 23:00</b>
<b>Tuesday :</b>	<b>10:00 - 23:00</b>
<b>Wednesday :</b>	<b>10:00 - 23:00</b>
<b>Thursday :</b>	<b>10:00 - 23:00</b>
<b>Friday :</b>	<b>10:00 - 23:00</b>
<b>Saturday :</b>	<b>10:00 - 23:00</b>

**(4) Live Music - Indoors**

<b>Sunday :</b>	<b>19:00 - 23:00</b>
<b>Monday :</b>	<b>19:00 - 23:00</b>
<b>Tuesday :</b>	<b>19:00 - 23:00</b>
<b>Wednesday :</b>	<b>19:00 - 23:00</b>
<b>Thursday :</b>	<b>19:00 - 23:00</b>
<b>Friday :</b>	<b>19:00 - 23:00</b>
<b>Saturday :</b>	<b>19:00 - 23:00</b>

**(5) Recorded Music - Indoors**

<b>Sunday :</b>	<b>10:00 - 23:00</b>
<b>Monday :</b>	<b>10:00 - 23:00</b>
<b>Tuesday :</b>	<b>10:00 - 23:00</b>
<b>Wednesday :</b>	<b>10:00 - 23:00</b>
<b>Thursday :</b>	<b>10:00 - 23:00</b>
<b>Friday :</b>	<b>10:00 - 23:00</b>
<b>Saturday :</b>	<b>10:00 - 23:00</b>

**New Years Eve : from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.**

**(6) Facilities for Making Music - Indoors**

<b>Sunday :</b>	<b>19:00 - 23:00</b>
<b>Monday :</b>	<b>19:00 - 23:00</b>
<b>Tuesday :</b>	<b>19:00 - 23:00</b>
<b>Wednesday :</b>	<b>19:00 - 23:00</b>
<b>Thursday :</b>	<b>19:00 - 23:00</b>
<b>Friday :</b>	<b>19:00 - 23:00</b>
<b>Saturday :</b>	<b>19:00 - 23:00</b>

**(7) Facilities for Dancing - Indoors**

<b>Sunday :</b>	<b>-</b>
<b>Monday :</b>	<b>-</b>
<b>Tuesday :</b>	<b>-</b>
<b>Wednesday :</b>	<b>-</b>
<b>Thursday :</b>	<b>-</b>
<b>Friday :</b>	<b>-</b>
<b>Saturday :</b>	<b>-</b>

**New Years Eve : 10:00 - 23:00**



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

<b>Sunday :</b>	<b>23:00 - 00:00</b>
<b>Monday :</b>	<b>23:00 - 00:00</b>
<b>Tuesday :</b>	<b>23:00 - 00:00</b>
<b>Wednesday :</b>	<b>23:00 - 00:00</b>
<b>Thursday :</b>	<b>23:00 - 00:00</b>
<b>Friday :</b>	<b>23:00 - 00:30</b>
<b>Saturday :</b>	<b>23:00 - 00:30</b>
<b>Christmas Eve (if on a Sunday to Thursday) :</b>	<b>23:00 - 01:00</b>
<b>(if on a Friday or Saturday) :</b>	<b>23:00 - 01:30</b>
<b>New Years Eve :</b>	<b>23:00 : 05:00</b>

**Part 2**

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

**Name :** B. Lads Limited

**Telephone number :** 020 8881 7053

**e-mail :** Not provided

**Address :** 100 Tottenham Road, LONDON, N13 6DG

**Registered number of holder (where applicable) :**

7136121

**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 Mehmet Ali Arslan

**Telephone number :** 020 8881 7053

**e-mail :** Not provided

**Address :** 20 Lemsford Close, Tottenham, London, N15 6BY

**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 :** ERYC/042184

**Issuing Authority :** East Riding Council

**Premises Licence LN/200502145 was first granted on 5 September 2005.**

**Signed :** 

**Date :** 18th February 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. Children under 18 years old shall not be permitted on the premises after 23.00.**
- 5. The use of the beer garden shall be limited from the permitted opening hours to 23.00 on Monday to Saturday and from permitted opening hours to 22.30 on Sunday.**
- 6. The management shall make subjective assessments of noise levels outside at the perimeter of the premises approximately hourly from 20:00 until closing time, whilst licensable activities are provided to ensure that noise from the premises does not cause a disturbance to local residents. Records shall be kept of the times, dates and any issues discovered. These records shall be kept for six months. Records must be made available to an authorised officer of the Council or police, upon request. Where monitoring by staff identifies that noise from the premises is audible at the perimeter, measures shall be taken to reduce this i.e. turning volume down.**
- 7. 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.**
- 8. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.**
- 9. A personal licence holder is to be present on the premises and supervise the sale of alcohol, throughout the permitted hours for the sale of alcohol.**
- 10. No one under the age of 18 years shall be permitted to enter the premises unless accompanied by an adult.**
- 11. 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 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 16 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.

12. Toilets at the premises shall be checked for any sign of drug use on average of every two hours between 10:00 and closing time at all times licensable activity is taking place. A record shall be kept of the times, dates and any issues discovered. These records shall be kept for six months. Records must be made available to an authorised officer of the Council or police upon request.

13. At least six prominent, clear and legible notices shall be displayed throughout the premises, including all toilets warning customers that drug use will not be tolerated.

14. There shall be no entry or re-entry of patrons to the premises after 23:00.

15. With the exception of access and egress, all external doors and windows shall be closed when the premises are in use for the purpose of licensable activities.

16. All those hiring the function room shall be required to sign a hire agreement, which shall specify the terms of use of the premises, including the times and conditions of the premises licence.

17. All those hiring the function room are required to show three forms of ID at time of booking, and a copy to be held by the premises licence holder.

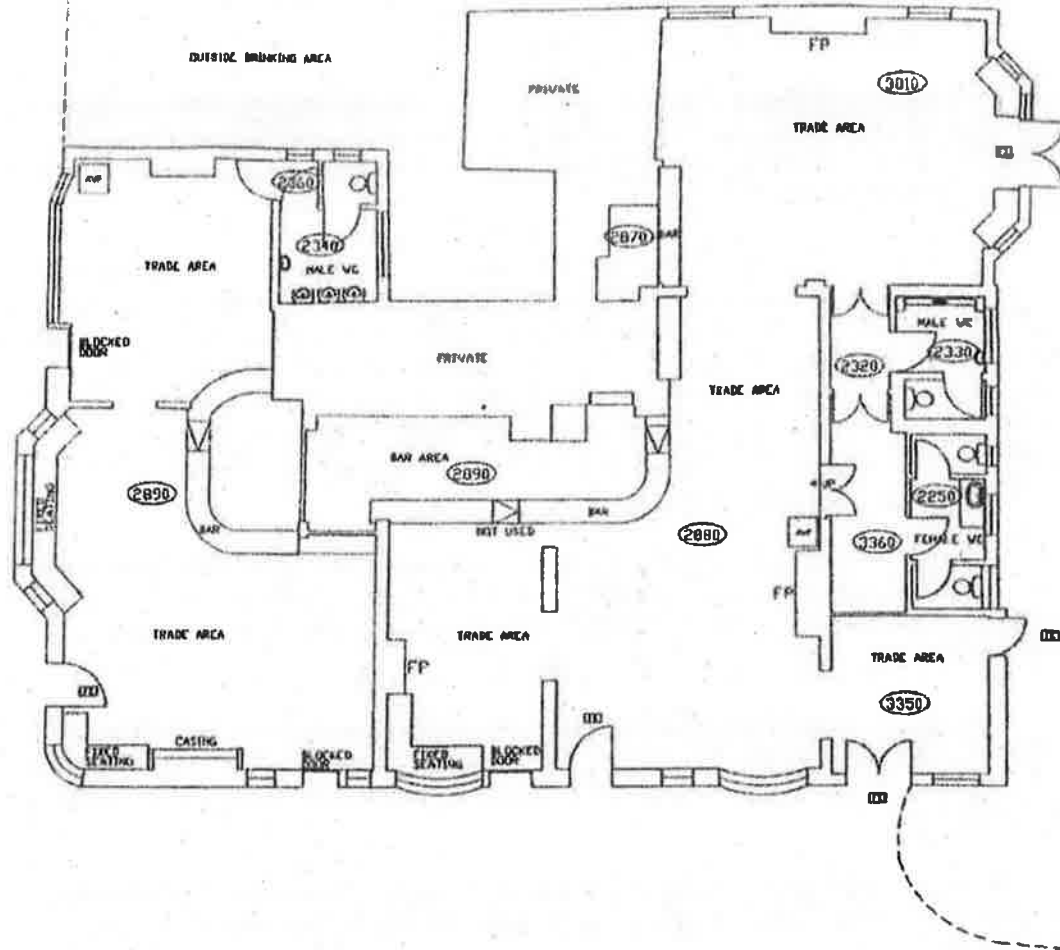
18. All staff shall receive induction and refresher training (at least every three months) relating to the sale of alcohol and the times and conditions of the premises licence.

- 19. 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.**
- 20. 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.**
- 21. A minimum of two door supervisors shall be employed on the premises on Fridays and Saturdays from 20:00 until the premises has closed. At least one door supervisor shall remain directly outside the premises for 30 minutes after the premises has closed or until all customers have dispersed. The duties of these staff will include the supervision of persons entering and leaving the premises to ensure that this is achieved without causing a nuisance. All door supervisors shall be easily identifiable by wearing high visibility jackets or armbands.**
- 22. A log must be kept indicating the date and times door supervisors sign in and out for duty and must include clearly printed details of each door supervisor's name, SIA licence number, employer, and the duty they are employed to carry out on any particular night.**
- 23. Children under 18 years are not permitted to remain at or enter the premises after 19:00 unless attending a pre booked function in the designated function area; or, eating a table meal whilst accompanied by an adult in the restaurant area.**
- 24. All tables and chairs from the outside smoking area shall be removed when the premises is not open for licensable activity, with effect from 1st June 2013.**

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

**Not applicable**

**Annex 4 – Plans**



BUILDING SURVEYED AREA = 229.5 SQ. M

- LOCATED IN GARAGE
- LOCATED IN CELLAR

SCALE 1:100  
GROUND FLOOR

W/21408016

219190.00  
21654  
ANNEX 03

**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 **B.Lads Ltd**

*(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**

*Bird in Hand*

Postal address of premises or, if none, ordnance survey map reference or description 100 Tottenham Road Palmers Green Enfield N13 6DG			
Post town	Enfield	Postcode	N13 6DG

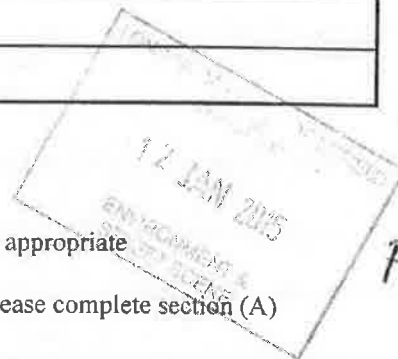
Telephone number at premises (if any)	0208 881 7053
Non-domestic rateable value of premises	£22,000

**Part 2 - Applicant Details**

Please state whether you are applying for a premises licence as

Please tick as appropriate

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



*Person*

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
1	2	012015

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)

public house/restaurant/take away

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

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)



C

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 6)			<b><u>Please give further details</u></b> (please read guidance note 3)
Day	Start	Finish	
Mon	10.00	00.00	
Tue	10.00	00.00	<b><u>State any seasonal variations for indoor sporting events</u></b> (please read guidance note 4)
Wed	10.00	00.00	
Thur	10.00	00.00	<b><u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)
Fri	10.00	00.00	
Sat	10.00	00.00	
Sun	10.00	00.00	

**E**

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<p><b>Please give further details here</b> (please read guidance note 3)</p> <p>It is intended to have 2 or 3 musicians who will popular music the music may be acoustic or in some cases may be amplified, but this will be controlled to ensure that the volume levels will not constitute a nuisance. The music will be ancillary to the main operation of the Public House 9 pm finish if live music is played outside. (this is usually on bank holidays or weekends during the summer.</p> <p><b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)</p> <p>Christmas eve and boxing day 02.00 if sun-thurs and 0300 if fri/sat, New Year's eve 24 hours</p> <p><b>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</b> (please read guidance note 5)</p> <p>Christmas eve, boxing day and New Year's eve where the music will vary according to opening hours. It will stop half an hour before closing time.</p>		
Mon	10:00	23:30			
	<del>10:00</del>	<del>21:00</del>			
Tue	10:00	23:30			
	<del>10:00</del>	<del>21:00</del>			
Wed	10:00	23:30			
	<del>10:00</del>	<del>21:00</del>			
Thur	10:00	23:30			
	<del>10:00</del>	<del>21:00</del>			
Fri	10:00	00:00			
	<del>10:00</del>	<del>21:00</del>			
Sat	10:00	00:00			
	<del>10:00</del>	<del>21:00</del>			
Sun	10:00	23:30			
	<del>10:00</del>	<del>21:00</del>			

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 type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	10:00	00:00	<b><u>Please give further details here</u></b> (please read guidance note 3) Karaoke, cd's of popular music as background music or ancillary to the main operation of the Public House. Music played in garden are the reduced hours  <b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 4) Christmas eve, boxing day and New Year's eve where the music may go on according to opening hours it will cease half an hour before closing time.  <b><u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)	<input type="checkbox"/>	<input type="checkbox"/>
	<del>10:00</del>	<del>21:00</del>			
Tue	10:00	00:00		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
	<del>10:00</del>	<del>21:00</del>			
Wed	10:00	00:00		<input type="checkbox"/>	<input type="checkbox"/>
	<del>10:00</del>	<del>21:00</del>			
Thur	10:00	00:00		<input type="checkbox"/>	<input type="checkbox"/>
	<del>10:00</del>	<del>21:00</del>			
Fri	10:00	00:30		<input type="checkbox"/>	<input type="checkbox"/>
	<del>10:00</del>	<del>21:00</del>			
Sat	10:00	00:30		<input type="checkbox"/>	<input type="checkbox"/>
	<del>10:00</del>	<del>21:00</del>			
Sun	10:00	00:00		<input type="checkbox"/>	<input type="checkbox"/>
	<del>10:00</del>	<del>21:00</del>			

G

Performances of dance Standard days and timings (please read guidance note 6)			<b>Will the performance of dance take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	10:00	23:30	<b>Please give further details here</b> (please read guidance note 3) Customers dancing to music. The music & dancing will be ancillary to the main operation of the Public House		
Tue	10:00	23:30			
Wed	10:00	23:30	<b>State any seasonal variations for the performance of dance</b> (please read guidance note 4) Christmas eve, boxing day and New Year's eve where the music may go on for an additional hour		
Thur	10:00	23:30			
Fri	10:00	00:30	<b>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</b> (please read guidance note 5) Christmas eve, boxing day and New Year's eve where the music may go on for an additional hour		
Sat	10:00	00:30			
Sun	10:00	23:30			

**I**

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3) A takeaway food service is provided serving hot food to be eaten on or off the premises		
Mon	23.00	00:00			
Tue	23.00	00:00	<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)		
Wed	23.00	00:00			
Thur	23.00	00:00	<b>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</b> (please read guidance note 5)		
Fri	23.00	01:00			
Sat	23.00	01:00			
Sun	23.00	00:00			

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4) Bank holiday's to have weekend hours for the supply of alcohol, xmas eve to have 03.00 supply of alcohol, new year's eve 24 hours		
Mon	10:00	00:00			
Tue	10:00	00:00			
Wed	10:00	00:00			
Thur	10:00	00:00			
Fri	10:00	01:00			
Sat	10:00	01:00			
Sun	10:00	00:00	<b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		

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

<b>Name</b> Mehmet ali arslan	
<b>Address</b>  100 tottenham road Palmer's green	
<b>Postcode</b>	N13 6DG
<b>Personal licence number (if known)</b> Eryc 042184	
<b>Issuing licensing authority (if known)</b> East Riding Council	

**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).**  
 N/A

**L**

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4) Xmas eve and boxing day if sun-thurs 03.00 if fri/sat 03.30, new years eve 24 hours
Day	Start	Finish	
Mon	10:00	00:30	
Tue	10:00	00:30	
Wed	10:00	00:30	
Thur	10:00	00:30	
Fri	10:00	01:30	
Sat	10:00	01:30	
Sun	10:00	00:30	
			<b>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</b> (please read guidance note 5)

**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)**

See attached document with proposed licencing conditions which support the four licencing objectives

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

See above

**c) Public safety**

- See above

**d) The prevention of public nuisance**

- See above.

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

- See above



**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.**

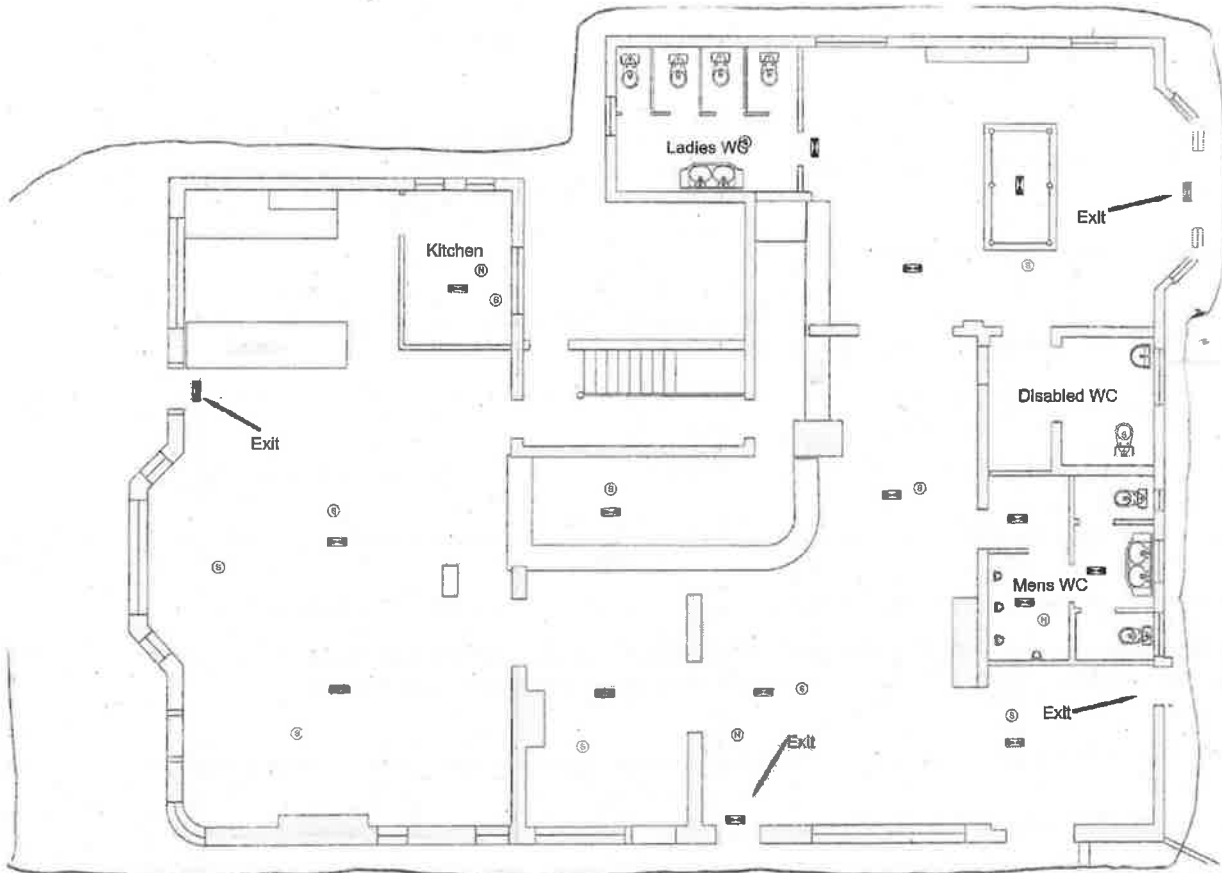
Signature	<i>L. Hassan</i>
Date	08.01.15
Capacity	Director of B.Lads Ltd

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> 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)

Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			



**Project Title:**  
Licensing Floor Plan

**Property Address:** The Bird in Hand PH  
100 Tottenhall Road N13

Dwg Title	Floor Plan
Scale @ A4	1:100
Date	August 2014
Dwg No.	LLA/LL/01

## Metin Halil

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**From:** Ellie Green  
**Sent:** 07 April 2015 13:45  
**To:** Metin Halil  
**Subject:** Bird in Hand committee report  
**Attachments:** EPSON005.JPG; EPSON006.JPG; EPSON007.JPG; EPSON008.JPG

Dear Metin,  
As discussed, please see the email and 4 pages of attachments provided by the applicant for the Bird in Hand hearing, which need to be included as additional information in the committee report, in support of the application.  
Kind regards,  
Ellie

**Ellie Green**

**Principal Licensing Officer  
Licensing Team  
London Borough of Enfield**

020 8379 8543 (Tel)  
 020 8379 8506 (Fax)  
 [ellie.green@Enfield.Gov.uk](mailto:ellie.green@Enfield.Gov.uk)  
**Protect The Environment – Think Before You Print**

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**From:** leyla hassan [<mailto:leylahassan@hotmail.co.uk>]  
**Sent:** 05 April 2015 20:59  
**To:** Ellie Green  
**Subject:** late licence application

Hi Ellie,  
Please find attached a copy of our petition in support of our application to be heard at sub-committee on 15.4.15 and a copy of the letter I mentioned to from the priest.

thanks leyla



Mr A Perdikos  
147 Tottenhall Road  
Palmers Green  
N13

13/3/15

To whom it may concern

I am writing this letter as it was brought to my attention I have signed a petition to stop "The Bird in Hand" getting extended licencing hours. On the day I signed the petition a man from the residence association knocked on my door and asked me to sign the petition. I explained I'm not good at reading English as realising I am Greek Cypriot he explained the petition to me. He stated that the pub wanted to extend the hours until 3-4am every day and it included playing music to this time. As I live directly opposite the pub I didn't want this to happen so I signed his petition.

Today it was brought to my attention that in fact they had only applied for half an hour during the week and an hour at weekends to which I do not have any objections to. This concerns me as I was given false information how many other residents were given the same information as me?

Please accept this as me withdrawing my objection and giving my full support to their application.

If you require any further information please do not hesitate in contacting me.

Yours sincerely



Mr A Perdikos



THE BIRD IN HAND PETITION TO ALLOW THEIR APPLICATION WK214080167

The Bird In Hand has made an application for a new licence. The premises is situated at the junction with Wolves Lane, N13. There is a small parade of shops immediately adjacent to the 'Bird in Hand', but apart from that, the locality is made up almost entirely of residential properties.

The proposal is as follows:

Opening hours extended by half an hour Sun/Thurs until 00.30 and one hour Fri and Sat until 01.30

Supply of Alcohol extended half an hour sun/Thurs until 00.00 and one hour Fri and Sat until 01.00

Late Night refreshment Sun/Thurs until 00.00 and Fri/Sat until 01.00

Live/Recorded Music extended by half an hour Sun/Thurs until 23.30 and one hour Fri/sat until 00.00

NAME	ADDRESS	SIGNATURE
DANIEL PRICE	85 ST. PAULS RISE	MES
Helen Christopherou	15 ST. PAULS RISE	Helen
O. VENT	15 HERCULE AVE	
C. MAGUIRE	34 WOODSIDE RD	
ABDOLLE	35 PAULS RISE	
Anne Forgan	1 WILLIAM HOUSE BZ	A Forgan
Ismet Surtmac	112 TOTTENHALL RD.	
Henderson Griffith	58 ST PAULS RISE	H Griffith
Yenor Surtmac	114 TOTTENHALL RD.	
Ian Hagger	125 PRINCES AVE N13	
Michèle Neocleous	1 COLET CLOSE	M Neocleous
Penny Theo	9 SANDCRAFT CL	
NEO CHRISTOU	9 QUEENSTAD AVE	
Hasan Kridag	104 TOTTENHALL RD.	
Sair Agson	213 TOTTENHALL RD.	Sair
Y. LOIZOU	59 GRENADIE Gdns	
R. CAUBRAIM	33 BEALE CLOSE	R Caubrim
P. COLGAN	13 PORTILES CLOSE.	P Colgan
M. VALENG	21 DRUMS DUNE	
S. CHAPPELLE	164 PRINCESS AVE	S Chapel
M A ARSKIN	100 TOTTENHALL RD	M Arskin
S Hill	132 TOTTENHALL RD.	S Hill
JO LARROU	14 LISTER GARDENS	J Larrou
DS WHITFORD	256 PRINCES AVE N13	D S Whitford
D. MURRAY	11 BEALE CLOSE	D Murray
J. TOUMANTY	60 BERKSHIRE GUNS	J Toumanty
J. PERONIS	114 TOTTENHALL RD	J Peronis
S. SAVVA	136 PRINCES AV	S Savva
K. MEDIA	119 PRINCES AVE	K Media
D. GAMMARE	232 PRINCES AVE	D Gammare
A. INSSILIOU	156 TOTTENHALL	A Inssilious
M. KANEL	102 TOTTENHALL RD	M Kanel
M. PEARSONS	75 LYNCHWOOD RD	M Pearson
R Hill	132 TOTTENHALL RD N13	R Hill





TENER REMZI	111 NORFOLK AVENUE N13 6HL	<del>Tim</del>
Hasan Serinkanli	18 William House	<del>M. Hasan</del>
<del>Mark Bell</del>	<del>Wilde Place</del>	
MARIC BELKIN	15 Geddes Rd	<del>Mark</del>
Akin Peterson	18 Alcewood Ct	<del>Mark</del>
D. Horne	20 DENNIS DRIVE	<del>D. Horne</del>
Sam McCully	20 DENNIS DRIVE	<del>Sam McCully</del>
RICHARD HADLEY	52 EMERSON AVE N15	<del>R. Hadley</del>
T KENNEDY	149 PASLOW GREENS	<del>T. Kennedy</del>
CORRINE TITMAN	81 NORFOLK AVE	<del>Corrine</del>
JEDY MURPHY	1 NORFOLK CLOSE	<del>Jedy</del>
D. TITMAN	53 Beale Close	<del>D. Titman</del>
M. Power	8 Norfolk Ave	<del>M. Power</del>
S. Ahmet	83 Norfolk Ave	<del>S. Ahmet</del>
Mr Sylman	89 Norfolk Ave	<del>Mr Sylman</del>
G. IRAN	21 WILDE PLACE	<del>G. Iran</del>
Saver KARAGÖZLU	50 Grenobk Gardens	<del>S. Karagozlu</del>
Jim Anastasiou	11 Grenobki Gardens	<del>Jim</del>
Kimi SHAH	52 Grenobki Gardens	<del>K. SHAH</del>
IRENA JANDI	4 WOLVES LANE	<del>Irena</del>
ROBERT WIKER	228 Tottenham Rd	<del>Robert</del>
AIDEN HARE	119 Tottenham Rd	<del>Aiden</del>
KOSTANDIA YIKES	85 ST. PAULS RISE	<del>K. Yikes</del>
Richard Campbell	30 Medesene Way	<del>Richard</del>
ABIGAIL DE PRINCE	38 Cole Close N13 6HL	<del>Abigail</del>
Jessie Churchman	215 Tottenham Road	<del>Jessie</del>
H. THEANISTOCLEOM	1171 Tottenham Rd	<del>H. Theanistocleom</del>
Sabrina Kwilk	40 COLET CLOSE	<del>Sabrina</del>
Abdul	110 Tottenham Rd	<del>Abdul</del>
* Sedile Uluc	165 Tottenham Rd	<del>Sedile</del>
T. Julian	14 PANTILES CLOSE	<del>T. Julian</del>
V. ILIEV	151 TOTTENHALL ROAD	<del>V. Iliev</del>
* B. Long	159 TOTTENHALL RD	<del>B. Long</del>
* Veli Kaynar	161 Tottenham Rd	<del>Veli</del>
T.M. COCILINAI	162 TOTTENHALL ROAD	<del>T.M. Cocilnai</del>
R. WARDEN	177	<del>R. WARDEN</del>
<del>Mark</del>	162 Tottenham	<del>Mark</del>
ERROT WARDEN	191 Tottenham Rd	<del>Errot</del>
M GALLAGHER	221 TOTTENHALL RD	<del>M. Gallagher</del>
M. TAILOR	170 Tottenham Rd	<del>M. Tailor</del>
GILCAN ERGİNİ	160 Tottenham Road	<del>Gilcan</del>
REGINA MISKALCZI	128 TOTTENHALL RD	<del>Regina</del>
Shahy Yagub	118 Tottenham Road	<del>Shahy</del>
Jane Allen	106 Tottenham Rd	<del>Jane</del>
P. CLARKE	133 PASTOR GLEN	<del>P. Clarke</del>
Helen	5 WILLIAM HOUSE	<del>Helen</del>
A. ANTONIOU	8 WILLIAM HSE	<del>A. Antoniou</del>
J. Weistart	16 WOLVES LANE	<del>J. Weistart</del>
T. SOFOCLEOUS	4 WOLVES LANE	<del>T. Sofocleous</del>
BABA COŞKUN	133 TOTTENHALL Road	<del>Baba</del>









**Working together for a safer London**

### POLICE REPRESENTATION

**Name and address of premises:** The Bird in Hand  
100 Tottenham Road  
Palmers Green  
N13 6DG

**Type of Application:** Variation

**Worksheet number:** WK/214081617

#### The Application

This is an application to vary a licence to increase terminal hours for the following licensable activity;

Current Hours	Proposed Hours
<b>Opening hours</b> , Sunday to Thurs – 10:00 – 00:00. Fridays/Saturdays – 10:00 – 00:30	<b>Opening hours</b> , Sunday to Thurs – 10:00 – 00:30. Fridays/Saturdays, 10:00 – 01:30
<b>Supply of alcohol</b> – Sunday – Thurs – 10:00 – 23:30. Fridays/Saturdays – 10:00 – 00:00	<b>Supply of alcohol</b> , Sunday – Thurs – 10:00 – 00:00. Fridays/Saturdays, 10:00 – 01:00
<b>Indoor Sporting Events</b> – Monday to Sunday – 10:00 – 23:00	<b>Indoor Sporting Events</b> , No change.
<b>Late Night Refreshment</b> , Sunday to Thurs, 23:00 – 00:00. Fridays/Saturdays – 23:00 – 00:30	<b>Late Night Refreshment</b> , Sunday to Thurs, 23:00 – 00:00. Fridays/Saturdays – 23:00 – 01:00
	In addition to the above, the following hours are also sought;
	<b>Live Music</b> , Sunday to Thursday, 10:00 – 23:30; Fridays/Saturdays, 10:00 – 00:00
	<b>Recorded Music</b> , Sunday to Thursday, 10:00 – 23:30, Fridays/Saturdays, 10:00 – 00:00

#### Location



This premises is situated at the junction with Wolves Lane, N13. There is a small parade of shops immediately adjacent to the 'Bird in Hand', but apart from that, the locality is made up almost entirely of residential properties.

### **History**

On 4<sup>th</sup> February 2013, following consultation with Police and LBE licensing enforcement, a minor variation was submitted by B.Lads Limited, the premises licence holders, to add and amend conditions to the licence following a series of assaults and disturbances relating to the 'Bird in Hand'. One of the main conditions added was the engagement of door supervisors on Friday and Saturday nights.

Since the implementation of these door supervisors, incidents of crime and disorder relating to the premises have significantly diminished.

I have researched police crime and intelligence systems for the past twelve months relating to 'The Bird in Hand' with the following results;

Crime report number: 5206085/14, 20:00, Monday 17<sup>th</sup> March 2014, Assault, actual bodily harm. The venue was busy due to St Patricks Day celebrations. The victim, described by reporting officers as being drunk, was struck on the head with a tambourine after having argued with the suspect who was also described as being drunk.

Friday 25<sup>th</sup> April 2014. Police licensing visit and full inspection conducted. No issues.

Call to police recoded on CAD's: YE/7662 and YE/7667, 20:03, Sunday 24<sup>th</sup> August 2014. Large disturbance outside of the 'Bird in Hand' public house. One of the callers was Ms Lale Hassan to a large group of males who had been asked to leave the premises and were urinating and fighting immediately outside of the venue. Police attended but the males had made off prior to their arrival.

Crime report number: 5222821/14, 23:00, Friday 17<sup>th</sup> October 2014, theft of mobile phone. Victims' mobile phone was stolen whilst within venue.

Crime report number: 5224688/14, 03:00, Monday 10<sup>th</sup> November 2014, burglary. Suspects forced entry and stole money from fruit machines within.

The venue has also applied for and been granted a number of temporary event notices (TEN's) over the last twelve months as follows;

30/01/2105, for three consecutive nights, 00:00 – 02:30  
27/12/2014, 00:00 - 02:00  
24/12/2014, 23:30 - 02:00  
29/11/2014, 00:00 - 02:00  
15/11/2014, 00:00 - 02:00  
01/11/2014, 00:00 - 02:00  
13/09/2014, 01:00 - 03:30  
01/08/2014, 00:00 - 03:30  
13/04/2014, 00:00 - 03:30

### **Cumulative Impact Policy**

London Borough of Enfield

This premise is not within one of Enfield Boroughs Cumulative Impact Policy areas.

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

- Prevention of crime & disorder
- Prevention of Public Nuisance

Police wish to make objections to the granting of this application for the following reasons.

First and foremost, the location of this venue is within a mainly residential area. I am aware that there have been a number of noise nuisance complaints made to London borough of Enfield environmental health and licensing teams.

If the proposed hours were to be granted, I feel that the potential for noise nuisance issues by way of customers leaving the venue at closing time would be detrimental to those residents living nearby. I also believe that the later hours would also very likely lead to increased incidents of crime & disorder as customers would be able to consume more alcohol with the negative effects that this often leads to.

Although the proposed times are only one hour above those currently held at weekends and half an hour for the remaining days of the week, I still feel strongly that the negative impact on the local community would far too harmful and impactful on their right to peace and quiet in their own homes.

Police therefore object to this application in its entirety

I am happy with the current conditions on the premises licence.

Officer: Martyn Fisher PC 357YE

Tel: 0208 379 6112

Martyn.Fisher@Enfield.Gov.uk

Date: 4<sup>th</sup> February 2015

**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:** The Bird in Hand,  
100 Tottenham Road,  
LONDON,  
N13 6DG.

**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:**

**CHECK TEN OBJECTION NOTICE INFO FOR HISTORY**

This application is for a public house, restaurant and take away to provide the following activities:

<b>Activity</b>	<b>Hours on Current Licence</b>	<b>Hours applied for</b>
Open	10:00 – 00:00 Sun to Thurs 10:00 – 00:30 Fri & Sat	10:00 – 00:30 Sun to Thurs 10:00 – 01:00 Fri & Sat
Alcohol (On and Off)	10:00 – 23:30 Sun to Thurs 10:00 – 00:00 Fri & Sat	10:00 – 00:00 Sun to Thurs 10:00 – 01:00 Fri & Sat
Live Music (both)	19:00 – 23:00 daily (Indoors only)	10:00 – 23:30 daily (inside) 10:00 – 21:00 daily (outside)
Recorded Music (both)	10:00 – 23:00 daily (indoors only)	10:00 – 00:00 Sun to Thurs 10:00 – 00:30 Fri & Sat  10:00 – 21:00 daily (outside)
Performance of Dance (indoors only)	n/a	10:00 – 23:30 Sun to Thurs 10:00 – 00:30 Fri & Sat
Indoor sporting events	10:00 – 23:00 daily	10:00 – 00:00 daily
LNR	23:00 – 00:00 Sun to Thurs 23:00 – 00:30 Fri & Sat	23:00 – 00:00 Sun to Thurs 23:00 – 01:00 Fri & Sat



A new premises licence is required rather than a variation, as there have been significant changes made to the layout of the licensable area, including the provision of a hot food grill area.

This premises is currently licensed (LN/200502145); Premises Licence Holder B. Lads Limited, 100 Tottenham Road, LONDON, N13 6DG since 19/12/2011, and Designated Premises Supervisor Mr Mehmet Ali Arslan, 20 Lemsford Close, Tottenham, London, N15 6BY since 8/12/2011. The same PLH and DPS are named on the new premises licence application; therefore it is relevant to include the background history.

On 18/02/2013, the premises licence LN/200502145 was varied by means of a minor variation application, to add and amend conditions to strengthen the licence, at the request of Licensing Enforcement and the Police. The history below will start from this date.

#### **History of Complaints and Inspections:**

Since 18/2/2013, the premises has applied for and been issued 45 Temporary Event Notices (TEN), to provide alcohol and regulated entertainment up to as late as 3.30am, but more often until 2 or 3am.

**23/4/2013** – Complaint A called Licensing Enforcement to report of customers being noisy outside the pub up to 5am at the weekend. Complainant A did not call the police or the OOH noise team. A TEN was in place during this weekend. The TEN applicant and manager at the premises, Layle Hassan was advised of the complaint, who advised that all customers were gone from the area by 2.30am, and regular noise checks had been carried out. As a result of this complaint, Licensing Enforcement carried out late night observations shortly after where no problems were witnessed and all was deemed to be quiet.

**3/5/2013** – Licensing Enforcement carried out observations of the premises at approximately 21:30, no noise or ASB issues. The officers then entered the premises and met with Layle Hassan, to carry out a full inspection. The following conditions were found to be non-compliant:

C11 – CCTV images not all in colour during opening hours, or recordings kept for 31 days.

C18 & 19 - No evidence that all staff have received training on sale of alcohol and no evidence of training being recorded.

Advice given, training guidance and record book issued. Further advice about recent complaint was given.

**22/5/2013** – Licensing Enforcement carried out a daytime inspection to check outstanding conditions – all now satisfactory.

**25/5/2013** – Licensing Enforcement carried out observations at 00:15am. On arrival to the venue, the music could be heard approximately 50 metres and could clearly hear the person singing karaoke. The door to the site was shut but the music could still be heard. Officers spoke to Layle Hassan and explained that the music needed to be lowered and she agreed, and the volume was lowered. Layle stated that she had been doing sound checks from across the road and that she could not hear the music as described by the officers. Officers pointed out where their observations had taken place, and advised that at that the level, the music was very likely to be a nuisance to persons living either side and opposite their premises. The officers stated that in their

opinion considering the close proximity of the neighbouring residential premises to the public house, later hours for music at that level would be likely to cause a nuisance.

**26/5/2013** – Out of Hours noise team carried out observations at 00:12am as requested by Licensing Enforcement. Officers observed two door supervisors working and both the DPS and Layle working. Officers could hear music from outside the adjacent property and across the road. A few customers were seen leaving and smoking outside the premises, and no issues were observed. Officers advised the DPS of their noise observations.

**2/3/2014** – Complainant B called the OOH noise team to report of noise disturbance from the Bird in Hand. The officers visited the premises at 2.31am and observed 12 customers outside the premises, several males talking, shouting & swearing. One door supervisor seen walking around and talking to patrons. A car pulled up and tooted its horn, a customer spoke to the driver, who then drove off. 5 customers shortly got into a taxi. No music could be heard coming from premises. When officers left the premises, there were still several customers on the premises. A TEN was in place on this date. Licensing Enforcement advised the premises of the complaint.

**5/4/2014** – Out of hours observations were carried out between 2.02am and 2.27am, following the last complaint. A handful of smokers were seen, some noise from their talking heard. Music was only just audible when the door opened. A door supervisor was seen on duty outside. When a large number of customers (approx. 14) left the premises at the end of the night, loud talking was heard. A TEN was in place on this date.

**16/4/2014** – An anonymous complaint was received reporting of concerns with customers using the seating area on the pavement outside the front of the premises.

**10/5/2014** – In response to the last complaint, Licensing Enforcement carried out observations at 23:55 until 00:05. No customers seen outside. Windows and doors shut. No seating outside pub. No ASB witnessed. A DJ was operating inside the venue. Music was audible outside from across the road of venue, and it was louder when the front door opened. However, officers confirmed that it would be unlikely to be a statutory nuisance at this volume.

**23/5/2014** – Further observations were carried out between 22:05 and 22:15. Officers were unable to neither hear any music nor witness any ASB. Three tables were seen at the front of the premises, at which customers were sitting at, but no issues.

**6/6/2014** – Further observations were carried out between 21:20 and 21:35. Officers could hear loud music, as a result of both main doors being left open; however, it was not significantly audible from across the road and unlikely for it to cause a "likely to" nuisance at that level. There were two door supervisors at the front. Officers approached them and advised that they will need to close the doors to contain the noise outbreak, which they actioned. Once they were closed the music was audible from immediately outside on the pavement, but when officers moved away to Tottenham Road, it was not. The DPS a Mr Mehmet Arslan came out to speak to the officers and advice was given.

**14/6/2014** - Licensing Enforcement officers visited between 21:30 - 21:40 during a World Cup match, and spoke to the DPS. The premises was busy with 94 people inside according to door supervisors clicker, but no issues observed. It was noted that a kebab shop had been installed inside the premises, did not reflect the plan attached to the licence – advice was given to submit an application.

**19/06/2014** – Licensing Enforcement observations carried out during World Cup match, at midnight. No issues, premises was closing.

**29/06/2014** - Licensing Enforcement observations carried out during World Cup match, at midnight. No issues, premises was closed.

**8/7/2014** – Licensing Enforcement received a call from Layle Hassan, requesting advice about the plan, which was given.

**3/8/2014** – Complainant C called the OOH Noise Team at 00:29 to report of loud music form the premises. When the officers visited at 00:59, the music had stopped and musicians seen leaving the premises. A TEN was in place on this date.

**3/9/2014** – Complainant D emailed the Licensing Enforcement team, reporting issues from loud noise from the use of the premises' beer garden. Contact was made with the complainant to request further information, no response received.

**14/9/2014** – Complainant A called the OOH Team at 2.19am to report of customers talking very loudly, even shouting outside the pub, which is an ongoing issue. Complainant A did not want a call back, and officers did not visit at time. A TEN was in place on this date.

**19/9/2014** – Complainant A called the Licensing Enforcement team to advise of the problem of noise from customers standing outside the premises talking once the pub has closed. The premises were subsequently advised of the complaint.

**30/12/2014** – Licensing Enforcement were made aware of the concerns about the variation application to extend the hours, on behalf of the local councillor and residents association.

**7/1/2015** – Licensing Enforcement carried out a full licence inspection and all conditions were deemed to be satisfactory.

**9/1/2015** – Licensing Enforcement carried out observations of the Bird in Hand at 23.15. Loud music clearly audible with car windows shut from 20 metres away. There were approximately 12 persons on pavement outside entrance, several were play fighting and being loud, messing around, and boisterous. No effort made by door supervisor or management to control this behaviour. When entrance door opened, it allowed loud music to escape. No music audible from 75 metres from premises, but could hear people noise, the officers believed this could have been because the music had stopped by 23.15. Officers returned to outside premises, and confirmed music had finished and people chatting outside entrance quietly. The officers made the recommendation that any exteñsion to the hours at this venue was inappropriate as there are already issues at 11pm, 1am would make matters worse, the specific issues that need to be addressed relate to the patrons outside and volume of music.

Further observations were carried out by the Out of Hours Noise Team, as requested by Licensing Enforcement, at 23:45. A door supervisor at the door and 11 patrons were smoking and talking loudly by the front door. Music could be heard when the door was opened. Door supervisor observed to be carrying out written noise assessments. Premises seemed to close down at midnight, as no more music, customers leaving, a couple of whom were talking loudly. Officers left area at 00:20am.

**14/1/2015** – Licensing Enforcement advised Layle Hassan of the issues witnessed at the weekend, and gave advice on how to prevent further issues. Layle stated that the music after 11pm is from the TV - advised to ensure TV is turned down even more. Advised to keep customers inside until taxi arrives, and to assist in the taxi/customer arrangements and to encourage door supervisor to intervene more when customers are noisy outside.

**16/1/15** – Out of Hours noise team carried out observations at 23:25 as tasked by Licensing Enforcement. Premises was closed.

**23/1/2015** - Licensing Enforcement carried out observations at 23:30. DJ observed to be packing up equipment, and no music audible. Approximately 6 male smokers, and the odd laughter could be heard, but no ASB observed. Door supervisor was situated in close proximity to these customers.

**1/2/2015** – Complainant C reported to Out of Hours that loud music was playing from the premises until approximately 00:30. The OOH officers were unable to visit on this occasion. A TEN was in place on this date.

**13/02/2015** – Licensing Enforcement carried out observations between 23:05 and 23:15. DJ could be seen at 23:05, and music could be heard when the door opened, but was not considered loud enough to be a statutory nuisance. DJ was then seen clearing equipment away. Officers entered premises and spoke to Layle and DPS. Advised that the music was too loud to be considered background music, and it was turned down to a level agreed by the officers. No ASB, shouting or any other issues observed.

**21/02/2015** – Out of Hours noise team carried out observations at midnight as tasked by Licensing Enforcement. On arrival, approximately 11 patrons were observed standing outside the pub smoking and talking quietly. One door supervisor was seen outside premises. No music audible. All customers left premises by 00:16, some left in taxis. No issues observed.

**22/2/2015** – Out of Hours noise team carried out observations at 00:08am as tasked by Licensing Enforcement. Officers observed a door supervisor on the entrance, no music heard and three patrons outside smoking quietly. No issues.

#### **Prevention of Nuisance:**

This premises is not located within a Cumulative Impact Policy Area, however the premises is situated in a highly residential area. As mentioned above, residents have been disturbed by music from this premises and customers smoking or leaving the premises in the past, during normal operating hours and TEN events.

#### **Planning Information**

No relevant planning information.

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

- **Prevention of Nuisance**

Looking at the history of the premises as a whole from 2013, eight complaints have been received, mostly in spring 2014, and nearly all complaints link to TEN events and the noise disturbance from customers outside the premises, rather than music. These

complaints have stemmed from four residents at separate addresses, who have made their concerns known to the Council.

Officers have made observations on at least 19 occasions, and on five of these occasions, issues mainly music level were observed. However, it is important to note that on no occasion, the music was at such a level that the serving of a Section 80 Noise Abatement Notice was deemed necessary. No such notice has ever been served at the premises.

Of the inspections, a couple of non-compliances were identified on one occasion, and were rectified shortly after. Internal management of the premises seems generally good, and the customers are not necessarily causing much anti-social behaviour, but they can be loud outside against an otherwise ambient background during the later hours of the evening.

The TEN events are a good insight into the suitability of the premises being open later. It is worth highlighting that out of the 45 TENs over the last couple of years; only 8 complaints in total have been received. This may seem a small percentage (17%), however linked with the concerns raised by officer observations; it cannot be ignored and shows perhaps an inconsistency in being able to manage the external noise from music and smokers from the premises, which is a concern.

In order to support the prevention of public nuisance licensing objective and protect local residents from suffering disturbance within their homes, **the Licensing Authority do not feel that it is appropriate to permit any extension of hours as sought by the applicant, and object to the application in its entirety.**

However, should the application be granted in full or part, the proposed list of conditions are deemed as satisfactory by the Licensing Authority and do not wish to recommend any additions or amendments.

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

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

Contact: [ellie.green@enfield.gov.uk](mailto:ellie.green@enfield.gov.uk)

Signed:



Date: 27/02/2015



**LICENSING AUTHORITY REPRESENTATION**

**ADDITIONAL INFORMATION**

**Name and address of premises:** The Bird in Hand,  
100 Tottenham Road,  
LONDON,  
N13 6DG.

**Type of Application:** New Premises Licence

**This document includes further information in relation to above application:**

**Friday 27/2/15** - At 23:15, Out of Hours officers carried out observations of the premises. Recorded music was still playing, which was only audible when the front door opened. Up to seven customers and one door supervisor seen outside premises at any one time. Customers talking quietly and no ASB witnessed. At 23:35, no music was audible. Officers spoke to Layle Hassan and examined the noise records for that evening, which were being carried out hourly, no issues noted. When officers left at 23:43, only music was low level background music and people noise only audible when front doors opened.

**Friday 20/3/15** - At 23:10, Out of Hours officers carried out observations of the premises, and it was noted that the music was not unreasonably loud outside. Up to seven customers seen talking (occasionally loudly) and smoking outside, although a door supervisor was present. A DJ could be seen inside and customers were dancing. Officers entered the premises and spoke to Layle Hassan. They checked the noise records which were being completed. It was noted that the music was at background level during the visit.

**Saturday 21/3/15** - At 23:16, Out of Hours officers carried out observations of the premises, and it was noted that the general area was quiet. A door supervisor was seen walking around the pub carrying out noise checks. Ten customers were seen outside the pub talking quietly. A door supervisor was situated at the entrance of the door. No music was audible. Customers gradually went back into pub. No ASB witnessed. Officers left the area at 23:25.

**Conclusion**

The Licensing Authority acknowledge the above observations of the premises are generally compliant, however, our position remains the same to object to any hours beyond those of the current premises licence.

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

Duly Authorised: Charlotte Palmer, Licensing Enforcement Officer

Contact: charlotte.palmer@enfield.gov.uk

Signed:

A handwritten signature in cursive script, appearing to read 'Palmer'.

Date: 31/03/15

1P01

From: Cllr Alan Sitkin  
Sent: 14 January 2015 15:36  
To: Mark Galvayne; cllr.achileas.georgiou@enfield.gov.uk; Cllr Yasemin Brett  
Subject: RE: WK/214080167 LDR: 09/02/2015 Officer initials:RXM [SEC=UNCLASSIFIED]

Mark,

To ensure clarity, please allow me to repeat and clarify what I alluded to in my last email on this topic.

My position as Bowes councillor is that the Bird in Hand pub is located in a quiet residential neighbourhood and that it would be inadvisable to extend the license to enable music being played as late as being requested in the application. Were we talking about a pub on a large commercial street where there is already a lot of noise late at night, then things might be different because the extension would not materially change local living conditions. But in this particular case you are looking at changing the nature of the neighbourhood - against, as far as I can see, against the wishes of the people living there.

Thank you for integrating this submission into the process - and for letting us know when the hearing date is.

Thanks, Alan

Cllr Alan Sitkin

1P02-1P27

From: Chris Joannou [mailto:chrisjoannou@rocketmail.com]  
Sent: 01 March 2015 21:11  
To: Licensing  
Cc: Cllr. Achileas Georgiou; cllr.achileas.georgiou@enfield.gov.uk; yasemin.brett@sky.com  
Subject: WK/2140801617 - Premises Licence Application - Bird in Hand Public House

Dear Licensing Team,

Please find attached a petition signed by residents who live in the vicinity of the Bird in Hand public house who are strongly opposed to a licence being granted that would permit the playing of music (live or recorded) beyond 23.00 hours on any day (except for limited one-off occasions) and amplified music outside at any time (acoustic music only would be deemed acceptable), for reasons stated on the petition.

The 'extension' referred to in the petition that is likely to cause an increase in crime and anti-social behaviour is that of the supply of alcohol. This can be clarified at a hearing of the application.

The survey that was carried out to ascertain the views of the local community reveals that 91% of those that were contacted are strongly opposed to the grant of a Premises Licence that extend the hours for playing music and the supply of alcohol to be consumed on and off the premises beyond the current terms of the licence.

Local councillors have agreed to make representations on behalf of residents.

Regards,

Chris Joannou  
Wolves Lane & District Residents' Association



1P02-1P27

**BIRD IN HAND PUBLIC HOUSE  
PETITION TO ENFIELD COUNCIL (LICENSING AUTHORITY) AND APPLICANT  
OPPOSING APPLICATION TO EXTEND OR VARY LICENCE**

The Bird in Hand public house is located in a quiet residential neighbourhood and we, the undersigned, are opposed to the extension of the licence to permit music being played as late as that requested in the application. Such an extension would materially affect the reasonable comfort and convenience of life of local residents, thereby causing a public nuisance. It is likely that such an extension would increase the level of crime and disorder. Except for special one-off occasions (for example, New Year's eve) the playing of amplified live / recorded music should finish by 23.00hrs on all days and only the playing of acoustic music should be permitted 'outside'.

	Name	Address	Signature
1P02	FAMISHI SHAH	115 Tottenham Road	[Signature]
1P02	DIVAL SHAH	115 Tottenham Road	[Signature]
1P03	S. TAMILAR	139 Tottenham Hall	[Signature]
1P04	CHRIS JENNINGS	155 Tottenham Hall N16	[Signature]
1P05	[Signature]	92 Tottenham Road	[Signature]
1P06	N. DAVEN	153 Tottenham Hall	[Signature]
1P07	L. [Signature]	155 Tottenham Hall	[Signature]
1P08	[Signature]	116 Tottenham Hall	[Signature]
1P09	Sally Kusi	110 Tottenham	[Signature]
1P10	[Signature]	12 Wolves Lane	[Signature]
1P11	[Signature]	15 Wilde Place N13	[Signature]
1P12	A. HALLAM	16 Wilde Place N13	[Signature]
1P13	S. F. [Signature]	8 WILDE PLACE	[Signature]
1P14	S. OZKESKIN	6 WILDE PLACE	[Signature]
1P15	A. DILLON	3 Wilde Place	[Signature]
1P16	[Signature]	2 Wilde Place	[Signature]
1P17	[Signature]	12 Wolves Lane	[Signature]
1P18	Georgio Yianni	6 Wolves Lane	[Signature]
1P19	Andrew Sofos	4 Wolves Lane	[Signature]
1P20	A. ALI	2 Wolves Lane	[Signature]
1P21	M. HAMMSWORTH	98 Tottenham	M. Hammsworth
1P21	E. Hammsworth	98 Tottenham	E. Hammsworth



**Bird in Hand - WK/214080167**

**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. **Children under 18 years old shall not be permitted on the premises after 21.00 unless accompanied by an adult.**
5. **The use of the beer garden shall be limited from the permitted opening hours to 23.00 on Monday to Saturday and from permitted opening hours to 22.30 on Sunday. This area after 23:00 until closing is only used for smoking (max 10 people at any time) no alcohol permitted or glassware.**
6. **The management shall make subjective assessments of noise levels outside at the perimeter of the premises approximately hourly from 20:00 until closing time, whilst licensable activities are provided to ensure that noise from the premises does not cause a disturbance to local residents. Records shall be kept of the times, dates and any issues discovered. These records shall be kept for six months. Records must be made available to an authorised officer of the Council or police, upon request. Where monitoring by staff identifies that noise from the premises is audible at the perimeter, measures shall be taken to reduce this i.e. turning volume down.**
7. **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.**
8. **Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.**
9. **A digital CCTV system must be installed in the premises complying with the following criteria: (1) Cameras must be sited to observe the entrance and exit doors both inside and outside 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 16 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.

10. Toilets at the premises shall be checked for any sign of drug use on average of every two hours between 10:00 and closing time at all times licensable activity is taking place. A record shall be kept of the times, dates and any issues discovered. These records shall be kept for six months. Records must be made available to an authorised officer of the Council or police upon request.
11. At least six prominent, clear and legible notices shall be displayed throughout the premises, including all toilets warning customers that drug use will not be tolerated.
12. There shall be no entry or re-entry of patrons to the premises after 23:00 the exception of smokers.
13. With the exception of access and egress, all external doors and windows shall be closed when the premises are in use for the purpose of licensable activities.
14. 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.
15. 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.
16. 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.

- 17. A minimum of two door supervisors shall be employed on the premises on Fridays and Saturdays from 20:00 until the premises has closed. At least one door supervisor shall remain directly outside the premises for 30 minutes after the premises has closed or until all customers have dispersed. The duties of these staff will include the supervision of persons entering and leaving the premises to ensure that this is achieved without causing a nuisance. All door supervisors shall be easily identifiable by wearing high visibility jackets or armbands.**
- 18. A log must be kept indicating the date and times door supervisors sign in and out for duty and must include clearly printed details of each door supervisor's name, SIA licence number, employer, and the duty they are employed to carry out on any particular night.**
- 19. All tables and chairs from the outside smoking area shall be removed at 00:00.**
- 20. After 00:00 only ten smokers are permitted at the front of the building at any one time and no alcohol or glass permitted after this time.**
- 21. Provide wall mounted ashtrays and litre bins outside the premises.**

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

