

**Response to Objection from Cllr Donald McGowan**

**From: Mansur Duzgun**

**Subject: 112 High Street, Enfield, EN3 4ES**

Dear Committee members,

I would like to put forward the following response to Cllr Donald McGowan's objections following my application to vary some of my current licensable activities/conditions.

The application to vary the licence has been submitted because the premises has undergone building/decorating works changing part of the existing layout of the property. One of these changes is to completely close off the rear garden creating an enclosed rear room in place of the garden, therefore one of the amendments requested is to remove the rear garden description from the current licence and refer to the space as a rear room. The new rear room is completely enclosed and has a newly installed ventilation system. The rear room is to be used for electronic shisha smoking. Alcohol is not permitted in the rear room. The front of the premises is a restaurant where alcohol is consumed however I would like to point out that the sale of alcohol contributes to a very small percentage of the businesses income.

The amendments we are requesting can only lessen any noise nuisance to the occupants living in the flat above or any neighbours, even though we have not had any noise nuisance complaints from the neighbours or the occupants above.

Enfield council licensing team are aware of the changes and advised that we make an application to amend certain conditions of the current license, they are as followed:

**Music:** (I would like to state that although our current licence permits us to play live music, we do not, we play soft recorded background music)

1. **Rear garden: condition 16 of the current licence to be amended to:** music shall not be provided to the rear room of the premises. Currently we play background music to this area, if the amendment is accepted, we will not be playing any form of music to the rear room. This area is no longer a rear garden, it is an enclosed rear room. The front of the premises is a restaurant, therefore if we do play any music, it can only be soft background music.
2. **Condition 17 of the current license to be amended to:** There shall be no more than 30 people in the rear room of the premises from opening time until 21:00 and no more than 10 people shall be permitted in the rear room between 21:00 and 22:00. The current licence does not state how many people we can have in this area, if the amendment is granted, it will only lessen the amount of people whom can use the rear room resulting in less noise.

3. **Exit from flat in case of fire:** The flat above has its own separate entrance and exit and the business has its own entrance and exit.
4. **Residential apartments above:** We have never had any noise nuisance complaints from the residents living in the above apartment. This is due to the fact that we have always played soft background music at a low level as well as having good installation.