



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: On Broadway
 765 Green Lanes
 London
 N21 3SA

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:

This is a new application for a bar to provide licensable activities as detailed below:

Activity	Current Times	Proposed Times
Opening hours	10:00 – 00:00 Sun - Thurs 10:00 - 01:00 Fri - Sat	10:00 – 02:00 Mon – Wed 10:00 – 03:00 Thurs - Sun
Supply of alcohol (on & off)	10:00 – 23:00 Mon – Thurs 10:00 – 00:00 Fri – Sat 10:00 – 22:30 Sun	10:00 – 01:00 Mon – Wed 10:00 – 02:00 Thurs - Sun
Recorded Music	10:00 – 23:00 Sun – Thurs 10:00 – 00:30 Fri - Sat	10:00 – 01:00 Mon – Wed 10:00 – 02:00 Thurs 10:00 – 03:00 Fri – Sat 10:00 – 02:00 Sun
LNR	23:00 – 23:30 Mon - Sat	No change

The application is also to remove the following condition from the licence:

There shall be no new entry or re-entry to the premises after 23:00 on Fridays and Saturdays apart from those patrons exiting in order to smoke to the immediate frontage of the property.

Location

This premises is not located in a Cumulative Impact Policy Area (CIP).

This premises is located on Green Lanes at the junction with Station Road. Station Road is a predominately residential road. There are also residential premises above the commercial premises on Green Lanes.

The Licensing Authority is concerned that residents could be disturbed by noise from those leaving the premises late at night if the terminal hours were to be increased.

Planning

There is a condition attached to the current planning permission restricting the hours the premises can be open. These times are less than those applied for in this licence application. The hours attached to the current planning permission are:

08:00 – 23:30 Monday - Thursday

08:00 – 00:00 Friday and Saturday

08:00 – 23:00 Sunday

Applications to increase the planning permission hours were refused in 2001 and 2010.

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.

History

2005 – Licence converted to Premises Licence

2010 – Licence variation granted to increase licenced hours.

2011 – Minor variation granted to amend conditions relating to sound limiter.

Sept 2016 – DPS Varied

27/02/17 – Anonymous complaint received in relation to loud music allegedly coming from the premises – no additional information available.

May 2017 – Variation to remove door supervisor conditions.

02/07/17 – 00:24 - Noise complaint received regarding loud music coming from the premises. 01:07 – Officers visited the area, no music audible.

03/07/17 – 19:03 - Complaint received from local resident alleging that frequency customers come out of the fire exit to smoke and drink and loud music is audible.

13/07/17 - Officer emailed complainant asking for more information but no reply received. Advised premises of complaint.

15/07/17 – Email reply from premises requesting dates and times – unable to provide as no reply from complaint.

31/07/17 – Email from premises denying noise issues.

13/08/17 – Anonymous complaint received relating to noisy entertainment coming from the premises.

03/09/17 – 00:47 – Anonymous complaint received relating to noisy entertainment coming from the premises.

04/09/17 – Emailed premises regarding complaint. Allegation denied.

I wish to make representation on the following:

- **Prevention of Public Nuisance**

Given the close proximity to residential properties, the recent complaints and the fact that the conditions requesting door supervisors have very recently been removed from the licence the Licensing Authority objects to any increase in the opening hours. The Licensing Authority would agree to the activity hours being increased so that they finish 30 mins before the current closing times as set out below:

Activity	Current Times	Applied for Times	Recommended Times
Opening hours	10:00 – 00:00 Sun - Thurs 10:00 - 01:00 Fri - Sat	10:00 – 02:00 Mon – Wed 10:00 – 03:00 Thurs - Sun	10:00 – 00:00 Sun - Thurs 10:00 – 01:00 Fri - Sat
Supply of alcohol (on & off)	10:00 – 23:00 Mon – Thurs 10:00 – 00:00 Fri – Sat 10:00 – 22:30 Sun	10:00 – 01:00 Mon – Wed 10:00 – 02:00 Thurs - Sun	10:00 – 23:30 Sun - Thurs 10:00 – 00:30 Fri - Sat
Recorded Music	10:00 – 23:00 Sun – Thurs 10:00 – 00:30 Fri - Sat	10:00 – 01:00 Mon – Wed 10:00 – 02:00 Thurs 10:00 – 03:00 Fri – Sat 10:00 – 02:00 Sun	10:00 – 23:30 Sun - Thurs 10:00 – 00:30 Fri - Sat
LNR	23:00 – 23:30 Mon - Sat	No change	No change

The Licensing Authority has no objection to the removal of the last entry condition – i.e. Condition 9 as there are no door supervisors to enforce the condition.

If the Licensing Sub Committee is minded to grant hours longer than those suggested by the Licensing Authority, then it is recommended that the following door supervisor conditions be re-attached to the licence:

- A minimum of two door supervisors shall be employed on the premises on Fridays and Saturdays from 21:00 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.
- A log must be kept and signed by each door supervisor each night they are employed at the premises indicating that they have been informed of, understand, and will implement the entry and search policy. This log must be made available to Police or Local Authority employees on request.
- 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.

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

If the amended times were accepted in full I WOULD withdraw my representation.

Duly Authorised: Charlotte Palmer, Licensing Enforcement Officer

Contact: charlotte.palmer@enfield.gov.uk

Signed: 

Date: 08/09/2017