

**LICENSING SUB-COMMITTEE – 6 OCTOBER 2021**

Application was made by **LICENSING AUTHORITY** for a review of the Premises Licence (LN/201500123) held by **CELTIC CROSS LIMITED** at the premises known as and situated at **THE WINCHMORE, PUBLIC HOUSE, 235 WINCHMORE HILL ROAD, LONDON, N21 1QA.**

The Licensing Sub-Committee **RESOLVED** that it considers the steps listed below to be appropriate for the promotion of the licensing objectives :

- (a) to modify the conditions of the licence;**
- (b) to modify the times of the licensable activities of the licence.**

**(a) Conditions (in accordance with Annex 8):**

- (i) Conditions 1 to 21, 24 and 26 are agreed;

**(b) Times/Activities:**

<b>Activity</b>	<b>Current Hours</b>	<b>LSC Determined Hours</b>
Open	09:00 – 23:30 Sun – Thurs 09:00 – 00:30 Fri - Sat	09:00 – 23:30 Sunday to Thursday (no change) 09:00- 23:30 Friday & Saturday
Alcohol (on sales)	10:00 – 23:00 Sun – Thurs 10:00 – 00:00 Fri - Sat	10:00 – 23:00 daily

**The following times/activities are already agreed (no changes required):**

<b>Activity</b>	<b>Agreed Amended Hours</b>
Plays	09:00 – 23:00 Fri - Sat
Live music	09:00 – 23:00 Sun – Thurs 09:00 – 23:00 Fri - Sat
Recorded music	09:00 – 23:00 Sun – Thurs 09:00 – 23:00 Fri - Sat
Performance of dance	09:00 – 23:00 everyday
LNR	Remove from licence

**Reasons:**

The Chairman made the following statement:

“The Licensing Sub- Committee has listened to and considered the written and oral

representations from the Premises Licence Holder's representative, the Licensing Authority, the Police, the Other Persons IP1 to IP5 and SUP01 to 12, for an application for the review of the premises licence for The Winchmore.

The Licensing Sub-Committee determined that conditions 1 to 21 are agreed as per Annex 8 of the Supplementary report and in addition agrees the following Conditions:

- 22C: The service of drinks to customers in the external area shall cease at 22:30 and no customer shall be allowed to use any external area of the premises after 23:00 hours, except for customers permitted to temporarily leave the premises to smoke in the designated smoking area and no drinks shall be permitted to be taken into this external area after this time.
- 23A: There shall be no more than 10 persons using the designated smoking area after 23:00. Notices shall be displayed in the area specifying the terms of its use and asking patrons to respect the needs of local residents and to use the area quietly.
- 27B is amended to:
  - 27(a) A minimum of 2 door supervisors shall be employed on the premises on Friday Saturdays from 20:00 until the premises have closed.
  - (b) The premises will risk assess any events held at the premises for Licensable activities and the impact of any major sporting events and all specifically advertised events.
  - (c) The door supervisors shall remain directly outside the premises for 30 minutes after all the premises has closed or until all customers have dispersed.
  - (d) 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.
  - (e) All door supervisors shall be easily identifiable by wearing high visibility jackets.
- Condition 31B is amended to: "The Premises Licence Holder will risk assess the premises to ensure that noise does not emanate from the premises so as to cause a noise nuisance to nearby properties and will ensure continual monitoring and record the monitoring and retain the record for at least 6 months".

The Conditions and reduction of hours, as set out in this Decision Notice seek to promote the Licensing Objectives and particularly, mitigate the risks of noise nuisance and public nuisance, as set out in the Licensing Authority's application for this review of the Premises Licence.

The LSC was particularly mindful that The Winchmore pub is located in close proximity to a large residential area and that a reduction of the hours would assist to mitigate the disturbance to local residents as set out in the representations from IP1 to IP5. The LSC took into account that disturbances at the premises occurred when people were leaving the premises, therefore the reduction in hours, would assist to reduce the risk of disturbance to residents in the locality. In addition, the police supported the application for the review on the licensing objectives of Prevention of Crime and Disorder and the Prevention of Public Nuisance and the LSC considered the police representations noting the police indices between 08.05.2020 and 08.09.2021 where there were reports of anti-social behaviour and noise nuisance arising from loud music, people from the premises and premises car park.

The LSC also took into account the representations and submissions from the Premises Licence holder's (PLH) (The Celtic Cross Limited) representative and the Company Directors of the Celtic Cross Limited, Mr Mark Walsh and Ms Eimear Walsh. In its decision, the LSC has noted and considered the Premises Licence holder's representations and sought to find a proportionate way forward to assist the premises based on all the information at the hearing. It was noted from the police representations and from the representations from the 'Other Persons' IP1 to IP5 that there was a lack of control of the premises by the Designated Premises Supervisor (DPS) and PLH and therefore, the LSC supported the continued security by way of SIA staff, during certain times, to put in steps that support the Licensing Objectives and mitigate any risks especially at larger events at the Premises, including some sporting events, as per the complaints during the Euro football events in the summer. The LSC acknowledged that the Directors and PLH were willing to conduct risk assessments and noted their representations on carrying out risk assessments which is reflected in the conditions, particularly, 31B, above.

The LSC has also taken into account Statutory Guidance and the Enfield Licensing Policy Statement in making its decision, in particular paragraphs 8.4 and 12 'Special Factors for Consideration', and it has made its decision to promote the four licensing objectives and particularly the three set out in the application for the review of the licence:

1. Prevention of Crime and disorder
2. Prevention of Public Nuisance
3. The Protection of children from harm."

**Date Notice Sent : 11 October 2021**

**Signed :**



**Principal Licensing Officer**

### **APPEAL**

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

North London Magistrates Court  
Highbury Corner, 51 Holloway Road, London, N7 8JA