

From: [Ellie Green](#)
To: [Bar Taps](#)
Cc: [Police Licensing](#)
Subject: Objections for TENs at The Kings Head, 9 Market Place, ENFIELD, EN2 6LL
Date: 06 December 2022 15:27:00
Attachments: [FW objecting on TENS.msg](#)
[Police objection to LATE TEN 9to12 Dec 2022 5.12.22.pdf](#)
[POLICE REPRESENTATION Kings Head 18 to 20th..pdf](#)
[POLICE REPRESENTATION Kings head 21 to 24th.pdf](#)
[POLICE REPRESENTATION Kings head 26th to 31st.pdf](#)
[Kings Head COUNTER NOTICE - Late TEN 6.12.22.pdf](#)

Dear Chelsie

I refer to your following Temporary Event Notices for the above premises:

1. TEN1: WK/222064176 – Late TEN for dates 9th, 10th, 11th, 12th December 2022.
2. TEN2: WK/222063537 – Standard TEN for dates 18th, 19th, 20th December 2022.
3. TEN3: WK/222064127 – Standard TEN for dates 21st, 22nd, 23rd, 24th, December 2022.
4. TEN4: WK/222064169 – Standard TEN for dates 27th, 28th, 29th, 30th, 31st December 2022.

The Metropolitan Police have submitted objections to all four of these TENs as they consider the applications undermine the licensing objectives, namely prevention of crime and disorder. The Police representations for each TEN are attached, and have the full reasons for their objections.

As TEN1 was a Late TEN, the Council has today issued you with a Counter Notice under the Licensing Act 2003 in relation to this, also attached.

As a result, licensable activities must not take place at The Kings Head during the following times and dates:

TEN1:

- 9th December 2022, between midnight and 1am;
- 10th December 2022, between 2am and 3am;
- 11th December 2022, between 2am and 3am;
- 12th December 2022, between midnight and 1am;

Under section 136 of the Licensing Act 2003, a person commits an offence if he carries on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation; or if he knowingly allows a licensable activity to be so carried on. A person convicted of such an offence is liable to imprisonment for a term not exceeding six months or to a fine of any amount, or to both.

Please inform us by midday tomorrow (7 December 2022) if you wish to appeal the Police objections at a hearing before the Licensing Sub Committee, regarding TEN2, TEN3 and TEN4 (dates set out above).

Alternatively, you can withdraw these 3 x TEN applications and therefore a hearing would not be required. Please advise us also **by midday tomorrow (7 December 2022)** if you wish to withdraw.

I must emphasise that TEN2, TEN3 and TEN4 cannot proceed without a hearing. The licensing sub-committee may decide to allow the licensable activities to go ahead as stated in the TEN application. The licensing sub-committee may also impose one or more of the existing licence conditions on the TEN if it considers that this is appropriate for the promotion of the licensing objectives. Alternatively, the licensing sub-committee can decide that the event would undermine the licensing objectives and should not take place. In this case, the licensing sub-committee must give a Counter Notice.

If you do not withdraw the TENs and you do not attend a hearing, then the section 136 offences under the Licensing Act also applies in this instance should you proceed with the event i.e. the event would be unlicensed.

You are advised that on the existing premises licence for The Kings Head (LN/201100360), it permits the following seasonal hours:

Christmas Eve : 10:00 - 01:30

Boxing Day : 10:00 - 01:30

New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

Further Advice:

You have requested timings which mean there is not a 24 hour gap between two separate TEN applications, for example you sought to seek to close at 1am on 12th December 2022 on TEN1 but start at midnight on 13th December 2022 on another TEN. The same issue applies where you sought to seek to close at 3am on 17th December 2022 on a TEN but start at 2am on 18th December 2022 on TEN2. It is a legal requirement that the minimum period between events authorised under separate TENs in relation to the same premises (not including withdrawn TENs) by the same premises user is 24 hours.

You have also applied for "relevant entertainment". This means entertainment, such as lap dancing, stripping or of a similar nature. Do you intend to provide "relevant entertainment" or did you believe this meant regulated entertainment? Regulated entertainment is deemed a licensable activity under the first box in Section 3 of the application form.

The email received today from Mick Fallon is noted (attached), but as Mr Fallon is not the applicant for these TENs, we do need a formal response from you Chelsie.

As required by the law, I am copying the Chief of Police in via the Police Licensing Team, for his attention/information.

Yours sincerely
Ellie

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