

MUNICIPAL YEAR 2022/23 REPORT NO.

COMMITTEE :
Licensing Sub-Committee
3 May 2023

REPORT OF :
Principal Licensing Officer

LEGISLATION :
Licensing Act 2003

Agenda - Part	Item
SUBJECT : Variation of a Premises Licence Application	
PREMISES : Troy's Lounge, 74 Aldermans Hill, LONDON, N13 4PP	
WARD : Palmers Green	

1 LICENSING HISTORY OF PREVIOUS PREMISES LICENCE – LN/201100167:

- 1.1 On 21 July 2011, a new premises licence application for an off licence was granted in full by the licensing sub-committee at a hearing, naming Kufionik Ltd as Premises Licence Holder (PLH) and Mrs Agata Racut as Designated Premises Supervisor (DPS). The application went to a hearing as a result of outstanding objections from the Police and Trading Standards who sought conditions, and also local residents on the grounds of prevention of public nuisance and prevention of crime and disorder. The report, decision notice and minutes of that hearing can be found here:
<https://governance.enfield.gov.uk/ieListDocuments.aspx?CId=217&MId=7516&Ver=4>
- 1.2 Premises licence LN/201100167 has been transferred to new premises licence holders twice and was subject to two vary DPS applications whilst it was open.
- 1.3 The premises was last known as Euro Off Licence under this premises licence and the last premises licence holder was Ms Kinga Garlinska and Ms Diana Siemieniuke was the last named DPS.
- 1.1 The last annual fee licence period expired on 14/06/2021 and as payment of the annual fee for the new licence period was not made, premises licence LN/201100167 was suspended under Section 55A of the Licensing Act 2003. This licence is still suspended.
- 1.2 It is legally possible for a premises to have more than one premises licence. However, if that premises licence is no longer used, it should be surrendered. The Licensing Team have advised Ms Garlinska, but no response received.
- 1.4 Premises licence LN/201100167 has not been subject to any licence review.
- 1.5 Premises Licence LN/201100167 permits the following:
- 1.5.1 Hours the premises open to the public: 09:00 to 23:00 daily.

1.5.2 Supply of alcohol (off supplies only): 09:00 to 23:00 daily.

2.0 LICENSING HISTORY OF CURRENT LICENCE: LN/202200287

2.1 On 13 June 2022 an application was made by Toto Lounge & Bar Ltd for a new premises licence at a premises described as “Restaurant Café/Coffee Shop”.

2.2 The director at that time was Mr Alfons Prifti. Mr Prifti was also the named DPS for this application

2.3 The new application sought:

Table 1

Activity	Proposed Times
Supply of Alcohol (on supply only)	10am to 23:30 Sunday to Thursday 10am to 00:30 Friday & Saturday
Late Night Refreshment (indoor and outdoor)	23:00 to 23:30 Sunday to Thursday 00:30 Friday & Saturday
Opening hours	06:30 to 00:00 Monday to Thursday 06:30 to 01:00 Friday & Saturday 08:00 to 00:00 Sunday

2.4 Each of the Responsible Authorities were consulted in respect of the application. The Police did not object to the application. The Licensing Authority objected seeking a reduction of hours and conditions.

2.5 The new application also attracted objections from Other Parties, namely eleven local residents.

2.6 As a result of the outstanding representations, the Licensing Sub-Committee determined the application at a hearing on 3 August 2022.

2.7 The full report, decision and minutes can be found on the council website here: <https://governance.enfield.gov.uk/mgChooseDocPack.aspx?ID=14367>

2.8 To summarise, the application was granted in part with conditions and hours as follows:

Table 2:

Licensable Activity	Licensing Hours
Supply of Alcohol (on supply only)	10am to 23:30 daily
Late Night Refreshment (indoor only)	23:00 to 23:30 Sunday to Thursday 23:00 to 00:00 Friday & Saturday
Opening hours	06:30 to 00:00 Monday to Friday 08:00 to 00:00 Saturday & Sunday

2.9 A copy of the decision notice is now produced in Annex 1.

2.10 A copy of the current premises licence is produced in Annex 2.

- 2.11 On or around the 9th January 2023, the Licensing Team were made aware that the premises had changed its name to Troy's Lounge Bar, then on or around 23 February 2023, the Licensing Team were made aware that the premises had changed its name to Troy's Lounge.
- 2.12 The premises is not located within one of Enfield's Cumulative Impact Policy areas.

3.0 THIS APPLICATION – VARIATION OF PREMISES LICENCE LN/202200287:

- 3.1 On 23 February 2023, the Licensing Team received the first variation application for premises licence LN/202200287. The applicant details were incorrect so was amended and re-submitted the same day. However, as the applicant did not meet the advertising requirements, the consultation for the variation recommenced and the last date for representation was 8 April 2023.
- 3.2 A copy of the variation application is produced in Annex 3.
- 3.3 The premises licence holder is still Toto Lounge & Bar Limited, of 74 Aldermans Hill, Palmers Green, London, United Kingdom, N13 4PP registered Company number 13062445. The current director is Mr Taulant Kojnozi, who became an active director of the company on 8 August 2022. Note this is 5 days after the new premises licence application was granted at the new premises licence application hearing. Also on 8 August 2022, the director at the time of the new application, namely Mr Alfons Prifti, resigned as director of this company.
- 3.4 Mr Alfons Prifti is still the named DPS on this licence, no vary DPS application has been received.
- 3.5 The variation application seeks to formally change the name of the premises and increase the hours/activities, as follows:

Table 3:

Activity	Current Times	Proposed Times
Supply of Alcohol (on supply only)	Monday-Sunday 10:00-23:30	Monday-Sunday 10:00-00:00
Opening hours	Monday-Friday 06:30-00:00 Saturday & Sunday 08:00-00:00	Monday-Friday 06:30-00:30 Saturday & Sunday 08:00-00:30

- 3.6 No additional conditions were offered in the Operating Schedule.
- 3.7 Note no regulated entertainment such as live music or recorded music have been applied for in this variation, therefore only background/incidental music is permitted after 11pm.

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

4.0 RELEVANT REPRESENTATIONS:

4.1 **Licensing Authority** – Representation was received on behalf of the Licensing Authority, objecting to the variation application in full, namely the extension of hours, under the Prevention of Crime and Disorder and Prevention of Nuisance licensing objectives. A copy of the Licensing Authority representation can be found in Annex 4.

4.2 **Metropolitan Police** - Representation was received on behalf of the Metropolitan Police, objecting to the extension of hours, under the Prevention of Crime and Disorder licensing objective. A copy of the Police representation can be found in Annex 5.

4.3 **Other Parties** – Representation was received by one Other Party, namely a local resident in Grovelands Road, objecting to the extension of hours, under the Prevention of Crime and Disorder and Prevention of Nuisance licensing objectives. A copy of the Other Party representation can be found in Annex 6.

4.4 **Premises Licence Holder** – No representation has been received on behalf of Toto Lounge & Bar Limited at the time this report was being prepared.

5.0 PROPOSED LICENCE CONDITIONS:

5.1 The conditions arising from this variation application and the Police representation are produced in Annex 6.

5.2 Toto Lounge & Bar Limited has not indicated any agreement to any of the Police conditions at the time this report was prepared.

5.3 The conditions sought by the Police may only be applied to the licence if the Licensing Sub-Committee are minded to grant the variation application in full or in part, namely if any extension to hours is granted.

6.0 RELEVANT LAW, GUIDANCE & POLICIES:

6.1 The paragraphs below are extracted from either :

6.1.1 the Licensing Act 2003 ('Act'); or

6.1.2 the Guidance issued by the Secretary of State to the Home Office of April 2018 ('Guid'); or

6.1.3 the London Borough of Enfield's Licensing Policy Statement of January 2020 ('Pol').

General Principles :

- 6.2 The Licensing Sub-Committee must carry out its functions with a view to promoting the licensing objectives [Act s.4(1)].
- 6.3 The licensing objectives are :
- 6.3.1 the prevention of crime and disorder;
 - 6.3.2 public safety;
 - 6.3.3 the prevention of public nuisance; &
 - 6.3.4 the protection of children from harm [Act s.4(2)].
- 6.4 In carrying out its functions, the Sub-Committee must also have regard to :
- 6.4.1 the Council's licensing policy statement; [Pol]&
 - 6.4.2 guidance issued by the Secretary of State [Act s.4(3)].[Guid]

Hours:

- 6.5 The Government acknowledges that different licensing strategies may be appropriate for the promotion of the licensing objectives in different areas. The 2003 Act gives the licensing authority power to make decisions about the hours during which premises can conduct licensable activities as part of the implementation of its licensing policy statement. Licensing authorities are best placed to make decisions about appropriate opening hours in their areas based on their local knowledge and in consultation with responsible authorities. However, licensing authorities must always consider each application and must not impose predetermined licensed opening hours, without giving individual consideration to the merits of each application.[Guid 10.13]
- 6.6 Where there are objections to an application to extend the hours during which licensable activities are to be carried on and the licensing authority determines that this would undermine the licensing objectives, it may reject the application or grant it with appropriate conditions and/or different hours from those requested. [Guid 10.14].
- 6.7 The Council will deal with licensing hours on the merits of each individual application, again, only if relevant representations are made and there is a hearing to consider them. Applicants are expected to provide details of the measures they intend to take in order to promote the Licensing Objectives. [Pol s.8.1].
- 6.8 The Council recognises that variable licensing hours for the sale of alcohol may be desirable to ensure that concentrations of customers leaving premises simultaneously are avoided. However, where this may lead to longer opening hours the Council also recognises the potential for additional crime and disorder and/or public nuisance that may arise. [Pol s.8.2].
- 6.9 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].

- 6.10 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 licensed 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. It is accepted that applicants' operating schedules may adequately provide for such circumstances and the Council will not seek to impose stricter conditions unless relevant representations are received, and a hearing takes place. [Pol s.8.4].
- 6.11 The Council takes the view that persons under 18 may be at risk by late night access to premises primarily used for the sale and consumption of alcohol. In particular, exposure to late night drinking may encourage illegal drinking and detrimentally affect studies and work. [Pol s.8.5].

Live music

- 6.12 Live music is licensable:
- where a performance of live music – whether amplified or unamplified – takes place before 08.00 or after 23.00 on any day;
 - where a performance of amplified live music does not take place either on relevant licensed premises, or at a workplace that is not licensed other than for the provision of late-night refreshment;
 - where a performance of amplified live music takes place at a time when the relevant licensed premises are not open for the purposes of being used for the sale or supply of alcohol for consumption on the premises;
 - where a performance of amplified live music takes place at relevant licensed premises, or workplaces, in the presence of an audience of more than 500 people; or
 - where a licensing authority intentionally removes the effect of the deregulation provided for by the 2003 Act when imposing a condition on a premises licence or club premises certificate as a result of a licence review. [Guid 16.26]

Recorded music

- 6.13 No licence is required for recorded music where it takes place on premises which are authorised by a premises licence or club premises certificate to be used for the supply of alcohol for consumption on the premises. However, recorded music remains licensable:
- where the playing of recorded music takes places before 08.00 or after 23.00 on any day;
 - where the playing of recorded music takes place at a time when the relevant licensed premises are not open for the purposes of being used for the sale or supply of alcohol for consumption on the premises;
 - where the playing of recorded music takes place at relevant licensed premises in the presence of an audience of more than 500 people; and

- where a licensing authority intentionally removes the effect of the deregulation provided for by the 2003 Act (as amended). [Guid 16.33]

Incidental music

- 6.14 The performance of live music or playing of recorded music is not regulated entertainment under the 2003 Act if it is ‘incidental’ to another activity “which is not itself a description of entertainment falling within paragraph 2” of Schedule 1 to the 2003 Act. [Guid 16.57]
- 6.15 The incidental music exemption can apply to an indoor sporting event or a performance of a play or dance for which no licence is required, as it takes place between 08.00 and 23.00 on the same day and before an audience which does not exceed the relevant limit. This is because such an activity is no longer a description of entertainment within the meaning of paragraph 2 of Schedule 1 to the 2003 Act. This means that, while a performance of live music or the playing of recorded music cannot be incidental to a boxing or wrestling entertainment⁷⁶ such music may be within the scope of the incidental music exemption for an indoor sporting event or performance of a play or dance for which no licence is required. [Guid 16.58]
- 6.16 Whether or not music is “incidental” to another activity will depend on the facts of each case. In considering whether or not live or recorded music is incidental, one relevant factor could be whether, against a background of the other activities already taking place, the addition of music will create the potential to undermine the promotion of one or more of the four licensing objectives of the 2003 Act. Other factors might include some or all of the following:
- Is the music the main, or one of the main, reasons for people attending the premises and being charged?
 - Is the music advertised as the main attraction?
 - Does the volume of the music disrupt or predominate over other activities, or could it be described as ‘background’ music? [Guid 16.59]
- 6.17 Conversely, factors which would not normally be relevant in themselves include:
- the number of musicians, e.g. an orchestra providing incidental music at a large exhibition;
 - whether musicians are paid;
 - whether the performance is pre-arranged; and
 - whether a charge is made for admission to the premises. [Guid 16.60]
- 6.18 In any disputed case, it will be for the licensing authority initially and, ultimately, for the courts to consider whether music is “incidental” in the individual circumstances of any case. [Guid 16.61]

7.0 DECISION:

- 7.1 As a matter of practice, licensing authorities 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. A responsible authority or other person

may choose to rely on their written representation. They may not add further representations to those disclosed to the applicant prior to the hearing, but they may expand on their existing representation and should be allowed sufficient time to do so, within reasonable and practicable limits. [Guid 9.37].

- 7.2 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:
 - 7.2.1 the steps that are appropriate to promote the licensing objectives;
 - 7.2.2 the representations (including supporting information) presented by all the parties;
 - 7.2.3 the guidance; and
 - 7.2.4 its own statement of licensing policy [Guid 9.38].
- 7.3 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:
 - 7.3.1 to grant the application subject to the mandatory conditions and such conditions as it considers necessary for the promotion of the licensing objectives;
 - 7.3.2 to exclude from the scope of the licence any of the licensable activities to which the application relates;
 - 7.3.3 to reject the application [Act s.18].

Background Papers :
None other than any identified within the report.

Contact Officer :
Ellie Green on 0208 1322 128

LICENSING SUB-COMMITTEE – 3 AUGUST 2022

Application was made by **TOTO LOUNGE & BAR LTD** for the premises situated at **74 Aldermans Hill, LONDON, N13 4PP** for a New Premises Licence.

The Licensing Sub-Committee **RESOLVED** that the application be **GRANTED IN PART** as follows:

(i) Licensing Hours and Activities:

Licensable Activity	Licensing Hours
Supply of Alcohol (on supply only)	10am to 23:30 daily
Late Night Refreshment (indoor only)	23:00 to 23:30 Sunday to Thursday 23:00 to 00:00 Friday & Saturday
Opening hours	06:30 to 00:00 Monday to Friday 08:00 to 00:00 Saturday & Sunday

Conditions (in accordance with Annex 9):

(i) Conditions 1 to 18

(ii) **AND** new Condition 9(b):

The service of drinks to customers in the rear garden area shall cease at 22:30 hours and no customer shall be allowed to use the rear garden area of the premises after 23:00 hours.

Reasons:

The Chair made the following statement:

“The Licensing Sub-Committee (LSC) having considered written and oral submissions made by the Licensing Authority, the Applicant and the Interested Parties (IPs) has decided to grant the application in part. The LSC was concerned to restrict noise nuisance in a mainly residential area and has resolved to include a condition 9b which would restrict access to the garden area to 23.00 hours from Monday to Sunday. Therefore, drinks will not be served to customers in the rear garden area after 22:30 and customers shall not be allowed to use the rear garden area of the premises after 23:00 hours on Monday to Sunday. This will promote the licensing objectives of the Prevention of Public Nuisance.

The LSC has considered the statutory guidance and the London Borough of Enfield’s Policy Statement in making its decision and has made its decision in promoting the four licensing objectives and in particular that of the Prevention of Crime and Disorder and Prevention of Public Nuisance.”

Date Notice Sent : 5 August 2022

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

Annex 2

Licensing Act 2003



PART B – PREMISES LICENCE SUMMARY

Granted by the London Borough of Enfield as Licensing Authority

Premises Licence Number:

Part 1 – Premises Details

Premises Name and Address:

Where the licence is time-limited, the dates:

Maximum number of persons permitted on the premises where the capacity is 5,000 or more.

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:

Operating Schedule Details

Location	Whole Premises
Activity	Open to the Public
Sunday	08:00-00:00
Monday	06:30-00:00
Tuesday	06:30-00:00
Wednesday	06:30-00:00
Thursday	06:30-00:00
Friday	06:30-00:00
Saturday	08:00-00:00
Non-Standard Timings & Seasonal Variations	

Location	On Supply
Activity	Supply of Alcohol
Sunday	10:00-23:30
Monday	10:00-23:30
Tuesday	10:00-23:30

Wednesday	10:00-23:30
Thursday	10:00-23:30
Friday	10:00-23:30
Saturday	10:00-23:30
Non-Standard Timings & Seasonal Variations	

Location	Indoors only
Activity	Late Night Refreshment
Sunday	23:00-23:30
Monday	23:00-23:30
Tuesday	23:00-23:30
Wednesday	23:00-23:30
Thursday	23:00-23:30
Friday	23:00-00:00
Saturday	23:00-00:00
Non-Standard Timings & Seasonal Variations	

Part 2

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

Name: Toto Lounge & Bar Limited

Address: Toto Lounge & Bar Ltd, 74 Aldermans Hill, LONDON, N13
4PP

Registered number of holder (where applicable):

13062445

Name of designated premises supervisor (where the licence authorises the supply of alcohol):

Mr Alfons Prifti

State whether access to the premises by children is restricted/prohibited:

Restricted

Signed:



Date: 5 August 2022

for and on behalf of the
London Borough of Enfield
Licensing Team,
Civic Centre, Silver Street,
Enfield EN1 3XY



Annex 1 - Mandatory Conditions

The Mandatory Conditions are attached and form part of the Operating Schedule of your licence/certificate. You must ensure that the operation of the licensed premises complies with the attached Mandatory Conditions as well as the Conditions in Annex 2 and Annex 3 (if applicable). Failure to do this can lead to prosecution or review of the licence.

Annex 2 - Conditions consistent with the Operating Schedule

- 1. 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.**
- 2. All staff involved in the sale of alcohol shall receive induction and refresher training (at least every six months) relating to the sale of alcohol and the times and conditions of the premises licence.**
- 3. 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.**
- 4. A 'Think 25' proof of age scheme shall be operated, and relevant material shall be displayed at the premises.**
- 5. A record of refused sales shall be kept on the premises and completed when necessary. This record shall contain the date and time of the refusal, a description of the customer, the name of the staff member who refused the sale, and the reason the sale was refused. 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.**
- 6. The Designated Premises Supervisor shall regularly check the refusals system to ensure it is being consistently used by all staff.**
- 7. 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.**
- 8. At least 2 members of staff shall be present on the premises between 19:00 until closing.**
- 9. The external area at the front of the premises shall be designated for the use of smokers from 22:00 until closing time. There shall be no more than 5 persons using this designated area during these times. The designated area shall be adequately supervised to control the number and behaviour of patrons so as to not cause noise nuisance. 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. No alcoholic drinks or glass containers shall be taken into the designated smoking area during these times.

10. Staff shall actively discourage patrons from congregating around the outside of the premises.

11. The premises licence holder shall ensure that the pavement from the building line to the kerb edge immediately outside the premises, including the gutter/channel at its junction with the kerb edge, is kept clean and free from litter at all material times to the satisfaction of the Licensing Authority.

12. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the surrounding area and dispose of litter in a responsible manner. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.

13. All refuse and bottles shall be disposed of in bins quietly so as not to disturb neighbours or local residents. There shall be no disposal of glass bottles outside between 23:00 hours and 07:00 hours.

14. Children under 14 years, not accompanied by an adult, are not permitted to remain at or enter the premises after 21:00 hours.

15. Signs shall be prominently displayed on the exit doors advising customers that the premises is in a Public Space Protection Order Area (or similar) and that alcohol should not be taken off the premises and consumed in the street. These notices shall be positioned at eye level and in a location where they can be read by those leaving the premises.

16. All incidents will be recorded in an incident logbook kept at the premises. All incidents of crime and disorder will be reported to the Police.

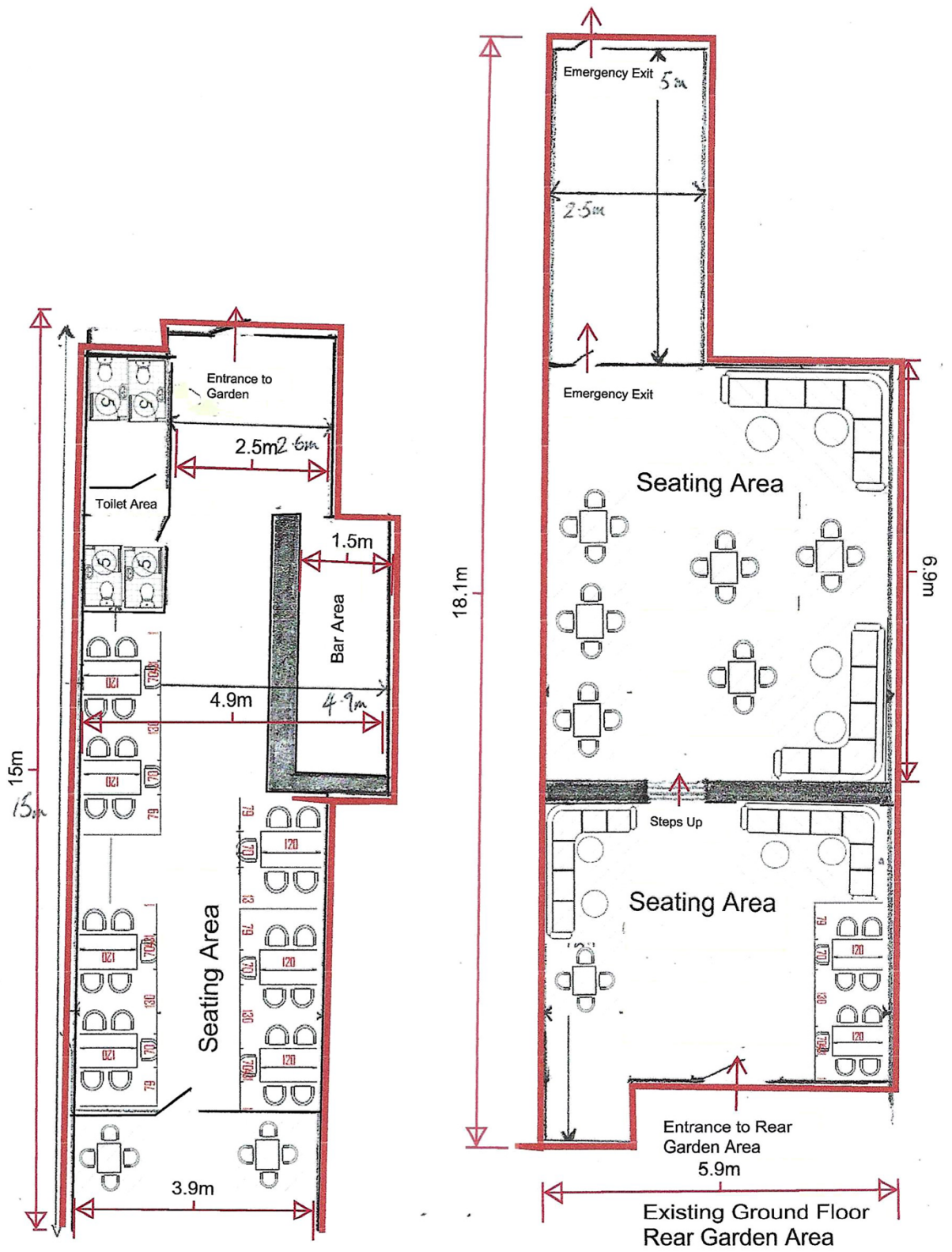
17. CCTV to be maintained and correctly operated. Footage will be kept for 31 days.

18. The premises shall have a written dispersal policy. All staff shall be fully trained in the policy. The training shall be logged and records kept. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.

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

19. The service of drinks to customers in the rear garden area shall cease at 22:30 hours and no customer shall be allowed to use the rear garden area of the premises after 23:00 hours.

Annex 4 – Plans



Annex 1 – Mandatory Conditions

Mandatory conditions where the licence authorises the sale of alcohol (Note: Conditions 4, 5, and 7 relate to on-sales only)

These Mandatory Conditions form part of the Operating Schedule of your licence. You must ensure that the operation of the licensed premises complies with these Mandatory Conditions, as well as the Conditions stated in Annex 2 and Annex 3 (if applicable). Failure to do this can lead to prosecution or review of the licence.

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to:
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either -

- (a) a holographic mark, or
- (b) an ultraviolet feature.

7. The responsible person must ensure that –

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -

- (i) beer or cider: ½ pint;
- (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

A responsible person in relation to a licensed premises means the holder of the premise licence in respect of the premises, the designated premises supervisor (if any) or any individual aged 18 or over who is authorised by either the licence holder or designated premises supervisor. For premises with a club premises certificate, any member or officer of the club present on the premises in a capacity that which enables him to prevent the supply of alcohol.

8 (i) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

(ii) For the purposes of the condition set out in paragraph 8(i) above -

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) "permitted price" is the price found by applying the formula -

$$P = D + (D \times V)$$

Where -

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Supply of alcohol under a Club Premises Certificate

The mandatory conditions 4 to 8 above will apply. If the club premises certificate authorises the supply of alcohol for consumption off the premises, the following three mandatory conditions must also be included:

1. The supply of alcohol for consumption off the premises must be made at a time when the premises are open for the purposes of supplying alcohol to members of the club for consumption on the premises.
2. Any alcohol supplied for consumption off the premises must be in a sealed container.
3. Any alcohol supplied for consumption off the premises must be made to a member of the club in person.

Supply of alcohol from community premises

The following mandatory condition will replace the first three mandatory conditions above when an application is made for a premises licence by the management committee of community premises and the licensing authority also grants an application for this alternative licence condition to be included in the licence:

1. Every supply of alcohol under the premises licence must be made or authorised by the [management committee / management board / board of trustees].

Mandatory condition when a premises licence or a club premises certificate authorises the exhibition of films

9. Admission of children to the premises must be restricted in accordance with the film classification recommended by the British Board of Film Classification or recommended by this licensing authority as appropriate.

Mandatory Condition relating to door supervision which only applies where a premises licence includes a condition that one or more individuals must be at the premises to carry out a security activity

10. All persons guarding premises against unauthorised access or occupation or against outbreaks of disorder or against damage (door supervisors) must be licensed by the Security Industry Authority.

Annex 3



London Borough of Enfield

Application to vary a premises licence 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 TOTO LOUNGE & BAR LIMITED
(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number	LN/202200287
-------------------------	--------------

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
74 ALDERMANS HILL			
Post town	LONDON	Postcode	N13 4PP

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£ [REDACTED]

Part 2 – Applicant details

Daytime contact telephone number	[REDACTED]		
E-mail address			
Current postal address if different from premises address	74 ALDERMANS HILL		
Post town	LONDON	Postcode	N13 4PP

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible? Yes No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) Yes No

Please describe briefly the nature of the proposed variation (Please see guidance note

2)
I would like the name of the premises on the licence to be changed to "Tray's Lounge"
Hours open extended until 00:30 closing time all days of the week and
Hours supplying alcohol to be extended to 00:00 all days of the week.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment (Please see guidance note 3) Please tick all 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)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue			State any seasonal variations for performing plays (please read guidance note 6)		
Wed			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 7)		
Thur					
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon					
Tue			State any seasonal variations for the exhibition of films (please read guidance note 6)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 7)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			Please give further details (please read guidance note 5)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 6)
Wed			
Thur			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 (please read guidance note 7)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 5)		
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 6)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings</u> 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 (please read guidance note 7)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue					
Wed					
			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Thur					
			<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> (please read guidance note 7)		
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 6)		
Thur					
Fri			<u>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</u> (please read guidance note 7)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 5)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 6)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sun					

Late night refreshment Standard days and timings (please read guidance note 8)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 6)		
Thur					
Fri			<u>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</u> (please read guidance note 7)		
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon	10:00	00:00	State any seasonal variations for the supply of alcohol (please read guidance note 6)		
Tue	10:00	00:00			
Wed	10:00	00:00			
Thur	10:00	00:00	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 (please read guidance note 7)		
Fri	10:00	00:00			
Sat	10:00	00:00			
Sun	10:00	00:00			

K

<p>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 10).</p>
--

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6)	
Day	Start	Finish		
Mon	8:00	00:30		
	6:30	00:30		
Tue	6:30	00:30		
Wed	6:30	00:30		
Thur	6:30	00:30		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 (please read guidance note 7)
Fri	6:30	00:30		
Sat	8:00	00:30		
Sun	8:00	00:30		

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee; or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	[REDACTED]
Date	20 - 02 - 23
Capacity	AGENT

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 14). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)

ADM TRAINING SERVICES
8 OXFORD ROAD

Post town	HARROW	Post code	HA1 4JF
Telephone number (if any)	[REDACTED]		
E-mail address	[REDACTED]		

M Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)

We will not be ~~not~~ taking any additional steps as current objectives should still apply

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm



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:

Troy's Lounge & Bar Ltd, 74 Aldermans Hill, LONDON, N13 4PP.

Type of Application:

Variation of 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 variation application requesting the name of the premises to be changed to Troy's Lounge from Toto's lounge and to extend the times of the activities as detailed below.

Activity	Current Times	Proposed Times
Supply of Alcohol (on supply only)	Monday-Sunday 10:00-23:30	Monday-Sunday 10:00-00:00
Opening hours	Monday-Friday 06:30-00:00 Saturday & Sunday 08:00-00:00	Monday-Friday 06:30-00:30 Saturday & Sunday 08:00-00:30

I wish to make representation on the following:

- **Prevention of Nuisance**
- **Prevention of Crime and Disorder**

The premises is situated in a heavily residential area and the Licensing Authority believes that the proposed timings will have a detrimental impact on local residents, particularly those residing in the flats above and along the commercial parade. There is a higher risk of greater noise nuisance from customers smoking outside and/or on dispersal of the premises at the later hour.

There have been several complaints regarding noise/loud music since the business changed hands and transferred to the current Premises Licence Holders. These complaints are summarised below

Monday 3 October 2022 at 23:22, residents witnessed music being played for customers in the outside area.

31 October 2022 from 7:30pm until close of business, further complaints received regarding loud music with specific reference made regarding the rear area of the premises. Also complaints regarding cars stopping on Aldermans hill, holding up traffic to speak to customers outside the premises

30th November another noise complaint received advising of loud music which continued until approximately 23:30. Also advised that a 'chimney' has been installed to the rear room to allow smoke to dissipate.

6th December 2022, officers witnessed several customers smoking in the rear room. Ashtrays were also being provided to customers.

31st March 2023, officers witnessed several customers smoking in the rear room. Ashtrays were again being provided to customers.

Diary sheets submitted by complainants also suggest 9 instances of noise disturbance from 4/8/22 to 31/10/22, all of which arose following the application for a new Premises Licence and occurred under the management of the current Premises Licence Holder.

The Licensing Authority are also concerned that repeated breaches of the Health Act 2006, as the premises licence holder/management have continued to allow smoking in a smoke free premises despite several warnings. The continued breaches undermine the licensing objective with regards to the Prevention of Crime and Disorder, as allowing smoking in a smoke free premises is a criminal offence. The repeated breaches also demonstrate that the premises licence holder is not competent to ensure compliance with current legislation and guidance.

Taking all this into consideration, the Licensing Authority object to application for the proposed increase to the opening hours and hours for the supply of Alcohol, as it is not deemed appropriate and does not support the licensing objectives. There are no objections with regards to the proposed change of premises name.

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

Duly Authorised: Victor Ktorakis, Senior Environmental Health Officer

Contact: [REDACTED]

Signed: VKTORAKIS

Date: 6/4/2023



Licensing Authority
Licensing Team
Environment & Operational Services
Place Directorate
Enfield Council
Silver Street
Enfield
EN1 3ES

Licensing Unit
Edmonton Police Station
462 Fore Street,
London
N9 0PW
PC Justyna Golota 2211NA
www.met.police.uk

17/03/2023

POLICE REPRESENTATION
TROY'S LOUNGE
74 ALDERMANS HILL, LONDON N13 4PP

Dear Sir/Madam,

I write on behalf of the Commissioner of the Metropolitan Police. I would like to object to the recently submitted application to Vary to a licence for the premises of 74 ALDERMANS HILL, LONDON N13 4PP.

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

- Prevention of crime and disorder
- Prevention of public nuisance

Applicant is requesting the following changes:

Name to be changed to TROY'S LOUNGE – police have no objections in relation to this request.

Applicant also requests opening hours to be extended on the closing time, and sale by retail of alcohol hours also to be extended.

OPENING HOURS:

Monday to Friday: 06:00 – 00:30

Saturday to Sunday: 08:00 – 00:30

SALE OF ALCOHOL:

Monday to Sunday: 10:00 – 00:00

Currently the premises licence allows the following:

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:

Open to the Public - Whole premises

Sunday:	09:00 - 23:00
Monday:	09:00 - 23:00
Tuesday:	09:00 - 23:00
Wednesday:	09:00 - 23:00
Thursday:	09:00 - 23:00
Friday:	09:00 - 23:00
Saturday:	09:00 - 23:00

Supply of Alcohol:

Sunday:	09:00 - 23:00
Monday:	09:00 - 23:00
Tuesday:	09:00 - 23:00
Wednesday:	09:00 - 23:00
Thursday:	09:00 - 23:00
Friday:	09:00 - 23:00
Saturday:	09:00 - 23:00

The premises is located on the main street, amongst a parade of shops, with flats directly above.

Having read and considered the application, police would like to make a representation for the new Premises Licence application for TROY'S LOUNGE 74 ALDERMANS HILL, LONDON N13 4PP.

Police believes that the proposed timings will negatively impact on the community and residence directly neighbouring the premises.

Taking under consideration the location of the premises, being directly beneath residential flats, the nature of the premises and proximity to public transportation police believes that the operational hour and times of the licensable activity, namely sale of alcohol, would have a negative impact if variation of hours requested by the applicant would be granted.

Police therefore proposes the following time adjustment to the application:

Open to the Public - Whole premises

Sunday:	08:00 - 23:30
Monday:	06:30 - 23:30
Tuesday:	06:30 - 23:30
Wednesday:	06:30 - 23:30
Thursday:	06:30 - 23:30
Friday:	06:30 - 00:30
Saturday:	08:00 – 00:30

Supply of Alcohol

Sunday:	10:00 - 23:00
Monday:	10:00 - 23:00
Tuesday:	10:00 - 23:00
Wednesday:	10:00 - 23:00
Thursday:	10:00 - 23:00
Friday:	10:00 - 00:00
Saturday:	10:00 - 00:00

Police believes that above restriction relating to the opening hours and sale of alcohol, on the week days in comparison to weekends will prevent nuisance and antisocial behaviour related to drinking, and will reduce/restrict noise pollution to the local residence. Also adding 30 minutes between last sale of alcohol and closing time is a good practice, protecting the applicant and premises from potential breaches of the licence in the future.

Furthermore, taking under consideration that already existing licence held by the premise is dated 12th FEBRUARY 2018 police propose the following warding to be added to the licence replacing current CCTV conditions:

- 1) A digital CCTV system recommended to be installed in the premises complying with the following criteria:
 - (a) Camera(s) must be sited to observe the entrance doors from both inside and outside.
 - (b) Camera(s) on the entrance must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification.
 - (c) Camera(s) must be sited to cover all areas to which the public have access, excluding toilets if onsite.
 - (d) Provide a linked record of the date, time of any image.
 - (e) Provide HD digital quality images in colour during opening times.
 - (f) Have a monitor to review images and recorded quality.
 - (g) Be regularly maintained to ensure continuous quality of image capture and retention.
 - (h) Member of staff trained in operating CCTV at venue during times open to the public.
 - (i) Digital images must be kept for 31 days. The equipment must have a suitable export method, e.g. CD/DVD writer so that Police can make an evidential copy of the data they require. Copies must be available within seven (7) days to Police on request.
- 2) An incident log shall be kept at the premises, it will be in a hardback durable format handwritten at the time of the incident or as near to as is reasonable and made available on request to the Police, which will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons

- (c) any complaints received
- (d) any incidents of disorder
- (e) seizures of drugs or offensive weapons
- (f) any faults in the CCTV system or searching equipment or scanning equipment
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

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

4) 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.

5) A 'Think 25' proof of age scheme shall be operated and relevant material shall be displayed at the premises.

If the above listed conditions were accepted in full by the applicant, I would withdraw my representation.

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

On behalf of Police Licencing
With regards,

Police Constable Justyna GOLOTA 2211NA

Licensing Officer

Metropolitan Police Service, North Area BCU (*Enfield & Haringey*)

Edmonton Police Station, 462 Fore Street, N9 0PW

NAMailbox-.Licensing@met.police.uk

  Enfield  Haringey

Annex 6

Other Parties Representation – Troy’s Lounge

IP1 Representation (of Grovelands Road):

I wish to make an objection under Prevention of Crime & Disorder and Public Nuisance. The area is residential and also a conservation area and I don't consider late night continuous licensing past midnight is appropriate for the following reasons.

The current hours finish at 23:30 for the sale of alcohol and refreshments. If the hours are extended by a further hour then there is a greater likelihood of increased noise and disturbance to residents. Increased consumption of alcohol also means a greater possibility of crime and disorder in the area. We are already experiencing high levels of anti-social behaviour as a direct result of another cafe in the area that does not serve alcohol, Sweet Life.

If you grant this license to Troy's then similar bars and cafes nearby will seek to do the same. I think a reasonable compromise would be an extension of the license for weekends only subject to limitations on noise.

Annex 6

Conditions arising from the Variation Application

Annex 1 - Mandatory Conditions

The Mandatory Conditions are attached and form part of the Operating Schedule of your licence/certificate. You must ensure that the operation of the licensed premises complies with the attached Mandatory Conditions as well as the Conditions in Annex 2 and Annex 3 (if applicable). Failure to do this can lead to prosecution or review of the licence.

Annex 2 - Conditions consistent with the Operating Schedule

1. 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.
2. All staff involved in the sale of alcohol shall receive induction and refresher training (at least every six months) relating to the sale of alcohol and the times and conditions of the premises licence.
3. 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.
4. A 'Think 25' proof of age scheme shall be operated, and relevant material shall be displayed at the premises.
5. A record of refused sales shall be kept on the premises and completed when necessary. This record shall contain the date and time of the refusal, a description of the customer, the name of the staff member who refused the sale, and the reason the sale was refused. 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.
6. The Designated Premises Supervisor shall regularly check the refusals system to ensure it is being consistently used by all staff.
7. 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.
8. At least 2 members of staff shall be present on the premises between 19:00 until closing.
9. The external area at the front of the premises shall be designated for the use of smokers from 22:00 until closing time. There shall be no more than 5 persons

using this designated area during these times. The designated area shall be adequately supervised to control the number and behaviour of patrons so as to not cause noise nuisance. 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. No alcoholic drinks or glass containers shall be taken into the designated smoking area during these times.

10. Staff shall actively discourage patrons from congregating around the outside of the premises.

11. The premises licence holder shall ensure that the pavement from the building line to the kerb edge immediately outside the premises, including the gutter/channel at its junction with the kerb edge, is kept clean and free from litter at all material times to the satisfaction of the Licensing Authority.

12. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the surrounding area and dispose of litter in a responsible manner. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.

13. All refuse and bottles shall be disposed of in bins quietly so as not to disturb neighbours or local residents. There shall be no disposal of glass bottles outside between 23:00 hours and 07:00 hours.

14. Children under 14 years, not accompanied by an adult, are not permitted to remain at or enter the premises after 21:00 hours.

15. Signs shall be prominently displayed on the exit doors advising customers that the premises is in a Public Space Protection Order Area (or similar) and that alcohol should not be taken off the premises and consumed in the street. These notices shall be positioned at eye level and in a location where they can be read by those leaving the premises.

16. All incidents will be recorded in an incident logbook kept at the premises. All incidents of crime and disorder will be reported to the Police.

17. CCTV to be maintained and correctly operated. Footage will be kept for 31 days.

18. The premises shall have a written dispersal policy. All staff shall be fully trained in the policy. The training shall be logged and records kept. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.

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

19. The service of drinks to customers in the rear garden area shall cease at 22:30 hours and no customer shall be allowed to use the rear garden area of the premises after 23:00 hours.

IF LICENSING SUB-COMMITTEE ARE MINDED TO GRANT THE VARIATION IN FULL OR IN PART, THE POLICE SEEK THE FOLLOWING CONDITIONS (NOT AGREED BY APPLICANT):

Remove existing Condition 17 and replace with Condition A below:

A. A digital CCTV system shall be installed in the premises which shall comply with the following criteria:

- (a) Camera(s) must be sited to observe the entrance doors from both inside and outside.
- (b) Camera(s) on the entrance must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification.
- (c) Camera(s) must be sited to cover all areas to which the public have access, excluding toilets if onsite.
- (d) Provide a linked record of the date, time of any image.
- (e) Provide HD digital quality images in colour during opening times.
- (f) Have a monitor to review images and recorded quality.
- (g) Be regularly maintained to ensure continuous quality of image capture and retention.
- (h) Member of staff trained in operating CCTV at venue during times open to the public.
- (i) Digital images must be kept for 31 days. The equipment must have a suitable export method, e.g. CD/DVD writer so that Police can make an evidential copy of the data they require. Copies must be available within seven (7) days to Police on request.

Remove existing Condition 16 and replace with Condition B below:

B. An incident log shall be kept at the premises, it will be in a hardback durable format handwritten at the time of the incident or as near to as is reasonable and made available on request to the Police, which will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received
- (d) any incidents of disorder
- (e) seizures of drugs or offensive weapons
- (f) any faults in the CCTV system or searching equipment or scanning equipment
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

Remove existing Condition 2 and replace with Condition C below

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

NB. The other two conditions presented in the Police representation are identical to existing Conditions 3 and 4 above so have not amended/included in this list.