

ADDITIONAL PAPERS

SPECIAL LICENSING SUB COMMITTEE

Thursday, 3rd February, 2022, 2.00 pm - Microsoft Teams (watch the live meeting [here](#) and watch the recording [here](#))

Members: Councillors Gina Adamou, Sheila Peacock, Viv Ross

Quorum: 3

6. APPLICATION FOR A NEW PREMISES LICENCE AT CLASIC RESTAURANT, 502-508 HIGH ROAD, LONDON N17 (PAGES 1 - 14)

To consider an application for a new premises licence.

Nazyer Choudhury, Principal Committee Co-ordinator

Tel – 020 8489 3321

Fax – 020 8881 5218

Email: nazyer.choudhury@haringey.gov.uk

Fiona Alderman

Head of Legal & Governance (Monitoring Officer)

George Meehan House, 294 High Road, Wood Green, N22 8JZ

Tuesday, 01 February 2022

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From: Barrett Daliah <Daliah.Barrett@haringey.gov.uk>
Sent: 20 October 2021 09:15
To:
Subject: 502 508 HIGH ROAD RESTAURANT WARNING Oct 21

Dear Mr Mandache,
See attached letter.
Regards
Licensing Team
Haringey Council

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Your Ref:

Our Ref: Licensing

Date: 19th October 2021

[REDACTED]
[REDACTED]
[REDACTED]

WARNING LETTER

Dear Sir,

**LICENSING ACT 2003 – CLASSICS RESTAURANT, 502-508 HIGH ROAD
LONDON N17**

We have today received information and evidence that you are the owner / manager of the above mentioned address. We are aware that you have knowingly permitted the use of the premises for unauthorised licensable activity in contravention of section 136 of the Licensing Act 2003.

You have permitted the following to take without authorisation:

- The sale or supply of alcohol
- Regulated entertainment
- Late night refreshment - which is the sale of hot food and hot drink after 23:00pm.

Please note that claiming an event is a 'Private function' does not negate the need for a Premises Licence, particularly when alcohol sales is taking place without the required authorisation.

We understand that the Police found an event taking place on the preceding weekend where alcohol was being sold.

The Council will be seeking a prosecution against you for this unauthorised activity under the Licensing Act 2003.

The onus is upon you as the person in control of the business to ensure compliance with the law.

Please contact me if you wish to discuss the content of this letter 020 8489 8232.

Yours sincerely

**Daliah Barrett-Williams
Licensing Team Leader**

Licensing Team

Level 1 River Park House
225 High Road
Wood Green
London, N22 8HQ

T 020 8489 8232

E licensing@haringey.gov.uk

www.haringey.gov.uk

From: Barrett Daliah <Daliah.Barrett@haringey.gov.uk>

Sent: 10 November 2021 12:58

To:

Cc: Licensing <Licensing.Licensing@haringey.gov.uk>

Subject: 502 508 HIGH ROAD RESTAURANT WARNING NOV 21

Dear Sir

See attached 2nd warning letter, be advised the council is now initiating Legal action against you.

Regards

Licensing Team

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Your Ref:

Our Ref: Licensing

Date: 08th November 2021

[REDACTED]
[REDACTED]
[REDACTED]

WARNING LETTER

Dear Sir,

**LICENSING ACT 2003 – CLASSICS RESTAURANT, 502-508 HIGH ROAD
LONDON N17**

We have previously issued you with a written warning on 19th October 2021 regarding the use of the premises named above to offer licensable activity without the correct authorisations from the Licensing Authority.

The Authority received a Temporary Events Notice for an event on the weekend on 30th October 2021. The TENs was refused by the Metropolitan Police for the following reasons:

"It has recently been brought to our attention that the venue held an event on Saturday 16th October, which appeared to still be taking place at 0800 hours on Sunday 17th October 2021.

Officers had reason to attend the location for an unrelated matter, however on doing so were met with loud music being played through an amplifier, and so due to the unknown risk had to request for a further police unit to join them.

On entering the premises officers' state there were around thirty (30) people inside, sat at table and drinking. A male by the name of Alin Mandache, who also smelt strongly of alcohol, spoke with Police and stated he was "in charge" and that there had been a wedding the previous night, of which no license was needed and people were there to clean up.

The bar area was clearly seen to be open and there were receipts for drinks on the bar and tables with price lists. There were also seen to be ashtrays on each table and a cigarette bin in the foyer area was overflowing with cigarettes.

Due to this I do not believe the premises is showing they are capable of following and upholding the licensing objectives and with signs of smoking taking place inside the venue and loud music being played, it proves the Licensing objective of Public Safety and Prevention of Public Nuisance have not been upheld"

Council Enforcement Officers attended the venue on 6th November 2021 an event was taking place.

Staff onsite attempted to show officers that a TENS had been applied for this particular event which was misleading and knowingly incorrect.

It is clear that the premises is being used to host events and offer licensable activity. It is also clear that you are aware of the need for the correct permissions and authorisations to be in place for these activities but are prepared to take the chance to operate outside of the law as it relates to this matter.

It is also clear that you have permitted smoking to take place onsite at the venue in breach of the Health Act 2006. This was witnessed by the Police in October and again by officers in attendance on 6th November 2021.

We are aware that you have knowingly permitted the use of the premises for unauthorised licensable activity in contravention of section 136 of the Licensing Act 2003.

You have permitted the following to take place without authorisation:

- The sale or supply of alcohol
- Regulated entertainment
- Late night refreshment - which is the sale of hot food and hot drink after 23:00pm.

Please note that claiming an event is a 'Private function' does not negate the need for a Premises Licence, particularly when alcohol sales is taking place without the required authorisation.

The Council will be seeking a prosecution against you for this unauthorised activity under the Licensing Act 2003 and the Health Act 2006.

The onus is upon you as the person in control of the business to ensure compliance with the law.

Please contact me if you wish to discuss the content of this letter 020 8489 8232.

Yours sincerely

Daliah Barrett-Williams
Licensing Team Leader

Licensing Team
Level 1 River Park House
225 High Road
Wood Green
London, N22 8HQ

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From: Barrett Daliah <Daliah.Barrett@haringey.gov.uk>
Sent: 03 December 2021 15:31
To:
Cc: Licensing <Licensing.Licensing@haringey.gov.uk>
Subject: 502 508 HIGH ROAD RESTAURANT WARNING OBSTRUCTION 3

Dear Sir,

Please see attached letter.

Regards

Licensing Team

Haringey Council.

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Your Ref:

Our Ref: Licensing

Date: 30th November 2021

[REDACTED]
[REDACTED]
[REDACTED]

WARNING LETTER

Dear Sir,

LICENSING ACT 2003- NOTIFICATION OF OFFENCE UNDER SECTION 179 /180 OBSTRUCTION OF AUTHORISED OFFICERS & POLICE OFFICERS AT CLASSICS RESTAURANT, 502-508 HIGH ROAD LONDON N17

We are aware that you took deliberate steps on Friday 26th November 2021 to obstruct Police officers and authorised officers from entering the premises. You were previously advised by email that it was an offence to obstruct an authorised officer from entering your premises from establishing if licensable activities were taking place. You had taken steps to obstruct an authorised officer the previous week on 20th November 2021.

You are notified that the Licensing Authority will not permit unlicensed activity to go unchecked in Haringey and neither will it allow for staff to be obstructed in the execution of their duties.

Your wilful and deliberate action to obstruct will be prosecuted against. The Licensing Act makes the following clear:

179 Rights of entry to investigate licensable activities

(1) Where a constable or an authorised person has reason to believe that any premises are being, or are about to be, used for a licensable activity, he may enter the premises with a view to seeing whether the activity is being, or is to be, carried on under and in accordance with an authorisation.

(2) An authorised person or an immigration officer exercising a power conferred by this section must, if so requested, produce evidence of his authority to exercise the power.

(3) A person exercising a power conferred by this section may, if necessary, use reasonable force.

(4) A person commits an offence if he intentionally obstructs an authorised person or an immigration officer exercising a power conferred by this section.

(5) A person guilty of an offence under subsection (4) is liable on summary conviction to a fine not exceeding level 3 on the standard scale.

s180 of the Licensing Act 2003: Enables a constable to enter and search the premises where there is reasonable cause to believe that an offence under the Act has been, is being or is about to be committed. A constable exercising a power conferred by this section may, if necessary, use reasonable force.

All matters will be placed before the Court.

The onus is upon you as the person in control of the business to ensure compliance with the law. Officers will attend the premises this weekend and you are instructed to ensure that there is no obstruction to them gaining entry to carry out their duties.

Please contact me if you wish to discuss the content of this letter 020 8489 8232.

Yours sincerely

**Daliah Barrett-Williams
Licensing Team Leader**

Licensing Team

Level 1 River Park House
225 High Road
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