

ADDITIONAL PAPERS

SPECIAL LICENSING SUB COMMITTEE

Friday, 18th February, 2022, 10.30 am - Microsoft Teams (watch the live meeting [here](#) and watch the recording [here](#))

Members: Councillors Gina Adamou, Bob Hare and Sarah Williams

Quorum: 3

**6. APPLICATION FOR A NEW PREMISES LICENCE AT CHANNEL LOUNGE,
775 HIGH ROAD, TOTTENHAM, LONDON, N17 (PAGES 1 - 12)**

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

Wednesday, 16 February 2022

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From: Barrett Daliah **On Behalf Of** Licensing

Sent: 11 February 2022 08:22

To:

Cc: Licensing <Licensing.Licensing@haringey.gov.uk>; Cc: NAMailbox-.Licensing@met.police.uk
<NAMailbox-.Licensing@met.police.uk>

Subject: RE: Channel Lounge

Dear Mr Holder,

Thank you for your email.

I am sure the Met Police will express their views as they see fit.

From a Licensing Authority perspective the representation made still stands.

We note that Mr Gizaw is still maintaining a locked middle room which he is asking to be included in this application. The middle door will need to be removed or left in an open position once the premises is offering licensable activities and is open to the public.

Please also note that Mr Gizaw has not applied for a Pavement licence so there is no ability for any placing of tables or chairs out on the public highway in any event.

The representation remains in place and the matter will be placed before the LSC as advised to Mr Gizaw.

Regards

Licensing Team

From: BOBBY HOLDER >

Sent: 10 February 2022 16:25

To: bakal missaye <Licensing <Licensing.Licensing@haringey.gov.uk>; Cc: NAMailbox-.Licensing@met.police.uk
<NAMailbox-.Licensing@met.police.uk>

Subject: Re: Channel Lounge

Dear

Re: Channel Lounge, 775 High Road, Tottenham, London, N17 8AH

After your meeting with Mr Gizawh , I would like to offer the following conditions with the hope that once you agree , other authorities that have made representation will be happy to withdraw their concerns, which was highlighted by your letter of 27th December 2021.

General premises licence.

Licensable activities:

Regulated Entertainment: Recorded Music , Anything of a similar

Description

Sunday -Thursday 10:00- 00:00

Friday - Saturday 10:00- 01:00

Supply of Alcohol

Sunday -Thursday 10:00- 00:00

Friday - Saturday 10:00- 01:00

Late Night Refreshment

Sunday -Thursday 23:00- 00:00

Friday - Saturday 23:00- 01:00

Supply of Alcohol ON the premises.

With mandatory conditions and additional conditions.

Match Day conditions proposed:

We are happy to agree with 90% of them, but would like to offer the following:

Supply of Alcohol with food.

No sale of alcohol 1 hour before match start and finish.

SIA Security to be employed.

We have a management policy of home team supporters only.

No table and chairs outside on match day.

No standing at the bar, seating only.

The match day income is a very important part of our business model and we are happy to follow your lead and advice, we are a fairly small venue.

The Representation Letter from Haringey Environment & Neighbourhoods dated 19th January 2022, will needed to take into consideration when you are considering the above.

I'm sure we can come to a reasonable conclusion.

Regards

Bobby Holder

Authorised agent for Mr. Gizwah

----- Forwarded message -----

From: "

, "Licensing.Licensing@haringey.gov.uk" <Licensing.Licensing@haringey.gov.uk>

Cc: "NAMailbox-.Licensing@met.police.uk" <NAMailbox-.Licensing@met.police.uk>

Sent: Fri, 21 Jan 2022 at 1:46 pm

Subject: Channel Lounge

Dear all,

Earlier today Police have visited Channel Lounge, 775 High Road, Tottenham, London, N17 8AH and had a meeting with Mr Gizaw.

Police is willing to discuss the issues highlighted in the representation, and mediate with the venue in relation to the application, as well as future operations and procedures.

We do believe that the venue and the applicant- Mr Gizaw are willing to negotiate and mediate as well.

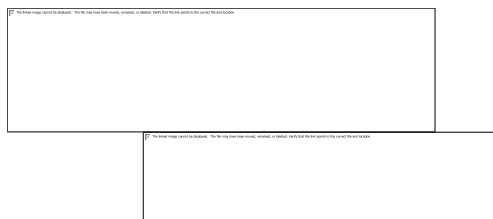
In relation to the incident, Mr Gizaw and the venue itself are fully cooperating and supporting the investigation.

Mr Gizaw understands the reasons why the representation was submitted, and the severity of the incident that accrued on the 9th January 2022, as well as how this incident impacted on police decision to submit the representation.

We are looking forwards to your reply.

Kind Regards

Justyna.




Police Constable Justyna GOLOTA 2211NA

North Area BCU Partnership & Prevention

Metropolitan Police Service

North Area BCU (*Enfield & Haringey*)

 Edmonton Police Station, 462 Fore Street, N9 0PW

 www.met.police.uk  Justyna.Golota@met.police.uk

  **Enfield Haringey**

Unless otherwise stated this email is GSC Code – Official

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From: Barrett Daliah

Sent: 09 February 2022 11:12

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

Subject: FW: Channel Lounge, Shop, 775 High Road, Tottenham, London, N17 8AH (WK/513713)

APPENDIX 3

Good Afternoon Daliah,

RE: Channel Lounge, Shop, 775 High Road, Tottenham, London, N17 8AH (WK/513713)

Following a visit to the aforementioned premises on Friday the 8th October 2021 (in response to concerns regarding fire safety matters) the following was observed:

FINDINGS

The café area at the front of the building was an open area, with a fire detector and fire extinguishers and led directly to the front door. The premises also had building works being undertaken within the two rear rooms (kitchen/ smoking room). These rooms were not in use.. However:

- There was no evidence of a suitable or sufficient fire risk assessment (recorded or otherwise).
- There was no evidence of emergency lighting, escape signage.
- There was no evidence of smoke / heat detection in the rear two rooms.
- Travel distances to the front exit (only exit) from the rear two rooms (smoking room/ kitchen) were extended well beyond 18 meters, against that recommended for a single direction of travel within a shop.
- Escape from the smoking lounge (middle room) and the kitchen at the rear of the café, required passing through an inner room and an inner-inner room respectively for escape.
- There was limited fire separation between the kitchen (high risk room) and smoking room.
- There was no evidence as to whether the material covering the smoking room ceiling and the furniture within the smoking room was either non or highly flammable.

RECOMMENDATION

As the premises stands/ through discussion with the responsible person, it does not seem that the café is being used as a business, is under renovation and therefore does not fall under the remit of the Regulatory Reform (fire safety) Order 2005 (RRFSO). I am unsure if a building control body has been consulted or is required (i.e. change of use?).

However, should the building be used for business, a fire risk assessment (FRA) must of been undertaken (and actioned where applicable) by the responsible person.

Furthermore, in order to meet the requirement of the Regulatory Reform (Fire Safety Order) 2005 (RRFSO) – Article 9 -6b, should a licence be granted the FRA must be recorded therefore it would be advisable to also record the FRA at this stage.

The FRA should be undertaken by a competent person and consider, but not be limited to, the points given above.

ACTION(s)

I have advised the responsible person - Mr Beakal Gizaw verbally of these matters and will confirm my verbal advise in writing.

A fire safety audit, under the RRFSO will be undertaken, once said FRA has been completed, any relevant works completed and ideally on the first day of opening as a trading concern.

Finally the responsible person seems concerned and has contacted me numerous times in order to improve his fire safety.

Kind regards,

Simon Dredge

Operational Fire Safety Inspector (WC/Sub O)
Barnet, Enfield & Haringey Team
Fire Safety Regulation: North West Area.



London Fire Brigade
169 Union Street London SE1 0LL

london-fire.gov.uk

Dear RAs,

I visited this premises on Saturday evening they were selling alcohol without a licence, enforcement action will be followed up

Also on the plan submitted there is a large empty room between the café and the kitchen area at the rear. This middle space is being used as a shisha lounge. There was no visible means of escape except to go back through the café. The kitchen was also a series of doors that were locked and once opened lead to nowhere.

LFCD- I am concerned that the premises does not have adequate means of escape, can you advise on this?

Planning- can the premises be used as a shisha lounge- will PP be required?

CEH- Any enforcement action that can be taken?

Regards

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Your ref:

Date: 24th November 2021

Our ref:

Mr Gizaw

[REDACTED]

Via Email

Dear Sir/Madam,

COMMITTEE HEARING RESOLUTION**Application for a New Premises Licence under the Licensing Act 2003 – Channel Lounge, 775 High Road, Tottenham, London N17 – 18 November 2021**

The Licensing Sub Committee carefully considered the application for a new premises licence for **Channel Lounge, 775 High Road, Tottenham, London N17**. In considering the application, the Committee took account of the London Borough of Haringey's Statement of Licensing Policy, the Licensing Act 2003, the Licensing Act 2003 section 182 Guidance, the report pack and the applicant's and objectors written and oral representations.

Having considered the application and heard from all the parties, the Committee resolved to refuse the application because they were not satisfied that the Prevention of Crime and Disorder and Public Safety licensing objectives would be upheld by the applicant.

Reasons

The licence application was initially submitted on 20th August and the application before the Committee was dated 7th September 2021. The applicant was therefore aware that he required a premises licence in order to be able to sell alcohol. Despite this, on 25th September 2021 the applicant was found by Council officers to be offering alcohol for sale, which he was asked to remove from sale. Officers returned later that evening to find that although the alcohol had been removed from display, it was still on sale and shisha smoking was taking place in an unventilated room. The applicant's explanation for that, was he saw a money making opportunity that evening and took advantage of it, having been told by his landlord that nothing would happen as a result. The applicant has accepted that this was a mistake.

In addition, the premises had been trading without the benefit of planning permission again in breach of the law. The explanation was that the landlord had said that planning permission was not required. This is indicative of the applicant's lack of ability to independently verify and understand his responsibilities and comply with his duties under other legislation which is relevant to the prevention of crime and disorder licensing objective.

In terms of the public safety licensing objective, the Committee were concerned that shisha smoking was taking place indoors in an unventilated room in clear breach of the law. It was noted that Shisha will no longer taking place at the premises.

Furthermore, at the date of the Committee hearing the plan of the premises was not complete and did not show the correct layout of the area to be licensed. The fire risk assessment had been only been completed in November and the Committee was informed that the works were 90% complete, but the assessment was not presented to the committee. It was apparent that the premises had been trading without a fire risk assessment, thereby again compromising public safety. This was of particular concern, given that smoking had been taking place indoors, and that the travel distance from the front exit to the rear exceeded that recommended for single direction of travel within a shop for a fire exit.

The Committee noted that as part of the applicant's representations it was put forward that Mr Hussain would become a partner with the applicant and assist him in complying with his responsibilities and that the breaches had occurred because the applicant had not had the benefit of his support.

The Committee needed to be confident that if the licence was granted the premises would be properly managed and the licensing objectives would be promoted by the licence holder. However, as Mr Hussain's involvement could not be guaranteed and given the applicant's mismanagement, his disregard for/ misunderstanding of the law, the risks to public safety and the lack of a proper plan, the Committee had no confidence that the applicant himself was capable of finding out what his responsibilities were and complying with them. As the applicant will be the licence holder and the DPS the Committee decided that the prevention of crime and disorder and public safety licensing objectives would be undermined if the licence was granted based on the current application and the application for licensable activities was therefore refused.

Informative

Subject to planning permission, the applicant would be able to operate as a café up to 11 p.m. without a premises licence and no ability to sell alcohol.

If the applicant were to get his application in order complying with all of the necessary requirements and reapply for licensable activities, the Council would of course have to consider his application.

Appeal Rights

This decision is open to appeal to the Highbury Corner Magistrates Court within the period of 21 days beginning on the day upon which the appellant is notified of the

decision. This decision does not take effect until the end of the appeal period or, if an appeal has been lodged, until the appeal is dispensed with.

Yours sincerely,

Daliah Barrett-Williams
Licensing Team Leader

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