

Decision Notice

Review of premises license for Hornsey Tavern – 26 Highgate High Street, London N8

The Committee carefully considered the application for a review of the premises licence for Hornsey Tavern, the representations of the Licensing Authority and the Licence holder, the Council's Statement of Licensing Policy and the s182 Licensing Act 2003 Statutory Guidance.

The Committee resolved:

- a) To impose the following conditions on the Licence

Prevention of Crime and disorder:

- (a) The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Haringey Police Licensing Team.
- (b) All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.
- (c) The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises and will include the external area immediately outside the premises entrance.
- (d) All recordings shall be stored for a minimum period of 31 days with date and time stamping.
- (e) Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31-day period.

A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.

No drinks shall be served in glass containers at any time.

A minimum of 2 SIA licensed door supervisors shall be on duty at the premises on Fridays and Saturdays from 2000 until 30 minutes after closing time. They must correctly display their SIA licence(s) when on duty so as to be visible.

All staff engaged outside the entrance to the premises, or supervising or controlling queues, shall wear high visibility yellow jackets or vests.

Patrons shall be limited to 10 at any one time outside the premises to smoke.

Drinks Not Permitted Outside - Drinks will not be permitted to leave the premises at any time, including for those leaving for the purpose of smoking.

Management must ensure that patrons do not obstruct the public highway in any manner whilst outside the premises.

An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police. It must be completed within 24 hours of the incident and will record the following:

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

Prevention of public nuisance

An acoustic consultant's report must be commissioned and shared with the Council's Environmental Health Officer with appropriate works to be agreed and then implemented within 3 months.

A noise limiter must be fitted to the musical amplification system and maintained in accordance with the following criteria:

- (a) the limiter must be set at a level determined by and to the satisfaction of an authorised Environmental Health Officer, so as to ensure that no noise nuisance is caused to local residents or businesses,
- (b) The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of the authorised Environmental Health Officer and access shall only be by persons authorised by the Premises Licence holder,
- (c) The limiter shall not be altered without prior written agreement from the Environmental Health Officer,
- (d) No alteration or modification to any existing sound system(s) should be affected without prior knowledge of the Environmental Health Officer, and
- (e) No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.

No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

Loudspeakers shall not be located in the entrance and exit of the premises or outside the building.

All windows and external doors shall be kept closed after (20:00) hours, or at any time when regulated entertainment takes place, except for the immediate access and egress of persons.

Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.

Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number and/or is to be made available to residents and businesses in the vicinity.

No street drinking by customers attending the venue.

Staff Training – Appropriate induction and refresher training will be undertaken with all relevant staff to cover appropriate subjects for their role including:

- A. The responsible sale of alcohol.
- B. The prevention of under-age sales of alcohol, the Challenge 25 policy and in checking & authenticating accepted forms of identification.
- C. The responsibility to refuse the sale of alcohol to any person who is drunk or under the influence of drugs.
- D. Fire safety & emergency evacuation procedures

Records of such training shall be maintained at the premises and made available to a Police officer or an authorised officer of the licensing authority upon request.

A copy of the premises' dispersal policy shall be made readily available at the premises for inspection by a police officer and/or an authorised officer of Haringey Council.

Refuse Disposal - Regular waste disposal is undertaken in accordance with the council's requirements. No collections of waste or recycling materials (including bottles) from the premises shall take place between (23.00) and (08.00) Monday to Sunday.

Litter - The area immediately outside the premises will be maintained to ensure that any litter generated by the premises and / or its customers is regularly cleared, including cigarette butts/packets etc, periodically throughout the premises opening hours and specifically at the end of trading hours.

Public safety

Fire Safety - A fire risk assessment will be conducted and regularly reviewed. In-line with the Fire Risk Assessment:

- a. Heat / Smoke detectors are installed and maintained by a competent person.
- b. Fire detection and fire safety equipment checks are recorded.

- c. Fire extinguishers are installed in accordance with the recommendations of the fire risk assessment.
 - d. Emergency lighting is installed in accordance with the recommendations of the fire risk assessment.
 - e. All emergency exits are marked on the premises plan.
- First Aid - Adequate first aid boxes will be maintained.

Protection of children from harm.

Children only permitted on the premises between 11.00 hrs and 21.00 hrs, accompanied by an adult.

No children under the age of 18 shall permitted on the premises without an adult to supervise.

Age verification - A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.

Staff will be trained in, and fully aware of, the law relating to sales of alcohol to those under the age of 18.

Reasons

The Committee noted the significant time and effort given by the resident to bring forward the review and found his evidence credible and compelling.

The main issues that have led to the review relate to public nuisance from loud music and large numbers of patrons congregating outside on the pavement leading to loud noise, disorder, littering and obstruction.

The number of complainants was relatively low but the number of individual complaints could not be ignored, there had been 29 complaints since the beginning of 2022 and the decision for taking forward a review of the premises license was not taken lightly by the resident.

The Committee noted the licence holder's evidence that the CCTV showed that the pub was not rowdy or seemed very loud. However, the complaints from residents did not really concern the number of people in the pub. From considering the complaints it was more about the volume of the noise outside and the fact that the licence holder wasn't managing this. The noise had been witnessed by enforcement officers therefore on the balance of probabilities, it was safe to assume that residents who lived in the vicinity had been disturbed.

The Committee felt that the premises license holder, resident and other complainants should have met and discussed these complaints earlier. It was apparent that the licence holder did not realise the seriousness of the complaints.

The Committee members needed confidence that the Premises License holder was going to manage the pub effectively going forwards. He had demonstrated that he was taking resident's complaints seriously by implementing a barriered smoking area,

security checklist and a dispersal and outdoor areas policy, as well as agreeing to the conditions put forward by the Licensing Authority.

The proposal by the Licensing Authority for a reduction in the number of hours that the pub was open for regulated entertainment activity and the sale of alcohol was noted, but the Committee felt that a reduction in hours would seriously affect the business model of the pub and decided to take a stepped approach.

The Committee have added a condition requiring the license holder to obtain an acoustic report so as to ensure that the noise levels are not permeating to the tenants' flats above the premises. The Landlord has expressed a willingness to update the homes and ensure adequate insulation for the tenants.

It is also hoped that the imposition of the above additional conditions will be appropriate and proportionate to promoting the licensing objectives, failing which there is a risk of a further review.

Informative

The licence holder is reminded that there is not supposed to be any regulated entertainment during the week Sunday to Thursday and that it should finish at midnight on Friday and Saturday.

The Committee were of the view that there should be proactive contact by the license holder with local residents and would like to see the pub offering regular meetings with residents at six monthly intervals.

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