

## ADDITIONAL PAPERS

# SPECIAL LICENSING SUB COMMITTEE

Thursday, 24th November, 2022, 10.15 am - Microsoft Teams (watch the live meeting [here](#) and watch the recording [here](#))

**Members:** Councillors Adja Ovat (Chair), Nick da Costa, Yvonne Say

**Quorum:** 3

**6. CONSIDERATION OF AN OBJECTION TO A TEMPORARY EVENT NOTICE FOR DISTRICT 22, 83 MAYES ROAD, LONDON N22.(NOEL PARK) (PAGES 1 - 14)**

To consider an objection to a Temporary Event Notice.

Nazyer Choudhury, Principal Committee Co-ordinator  
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Fiona Alderman  
Head of Legal & Governance (Monitoring Officer)  
George Meehan House, 294 High Road, Wood Green, N22 8JZ

Wednesday, 23 November 2022

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# APPLICATION FOR A TEN

**District 22, 83 Mayes Road, Wood Green N22 6UP**

**Date of Report: 19<sup>th</sup> November 2022**

Author: Bill Donne Silver Fox Consultants  
Billdonne107@hotmail.com

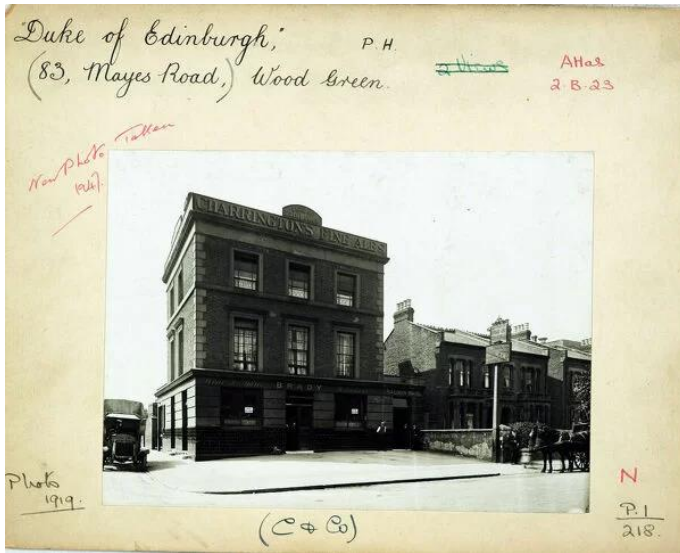
LOCATION PLANS AND PHOTOGRAPHS

**APPLICATION TEMPORARY EVENT NOTICE**

**Mr JASHARI -DISTRICT 22**

**83 Mayes Road, Wood Green N22 6UP**

**Supplementary Notes**



**1919-Mayes Road**



**2022-Mayes Road**

**Summary of Premises and Site Plan**

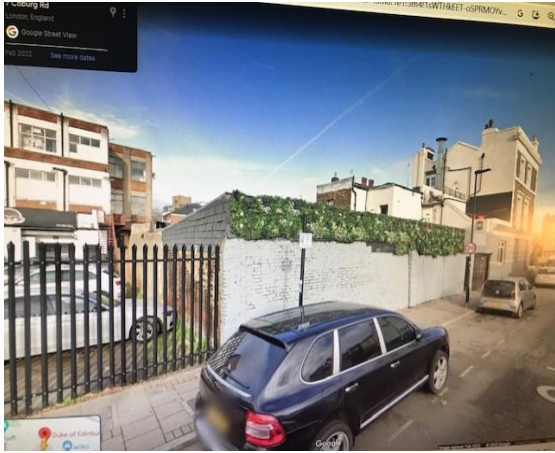
District 22 PH is a traditional brick built 3 storey Public House located on the corner site of Mayes Road and Coburg Road and is believed to have started trading originally under the name of The Duke of Edinburgh since 1913 as a Bass Charrington Fine Ale Pub.

The ground floor has three main areas as identified on the licensing plans; external area to the front of the building, the main bar, and the garden shisha area to the rear. The first and second floors are owned by District 22 Ltd and are used as residential accommodation for staff.

The wall to the rear garden is made of brick and tiled wood and is of a height of approximately 8 feet. The perimeter of the garden area runs along Coburg Road and backs on to the car parking area for Cypress House to the rear elevation

Cypress House is a multi-use business park in Coburg Road with parking spaces for approximately forty plus vehicles.

Tenants include inter alia, the Zone, a gymnasium that opens twenty-four hours most days , a self-defence school, an adventure playground and a small factory.



Coburg Road towards the garden area



Cypress House Car park at the rear



View of the Red house and District 22 PH



View along Coburg Road



Junction Mayes Road and Coburg Road



## LICENSING

Following a recent application under the Licensing Act 2003 by District 22 Ltd, a premises licence was granted, number LN/000025837, following a lapse of the previous premises licence.

### Permitted Licensable activities:

The ground floor of the premises is licensed for the sale of alcohol by retail with the following permitted hours:

- Sunday through to Thursday from 16:00 hours to 23:30 hours
- Friday and Saturday from 16:00 hours to 00:00 hours

The hours open to the public extend for a further 30 minutes after each trading session.

There are three main conditions relating to the use of the premises:

- That the use of the external front area must finish by 21:00 hours each day
- That the rear garden Shisha area must be clear of patrons at 22:30 hours each day.
- That a Noise Management Plan (EMP) is agreed with the Environmental Protection team.

The Licensing Sub Committee elected to grant the premises licence with the same operating hours and conditions as imposed on the owners of the Duke of Edinburgh at a review hearing in 2016.

An appeal has been lodged to the London Magistrates court to remove these onerous conditions.



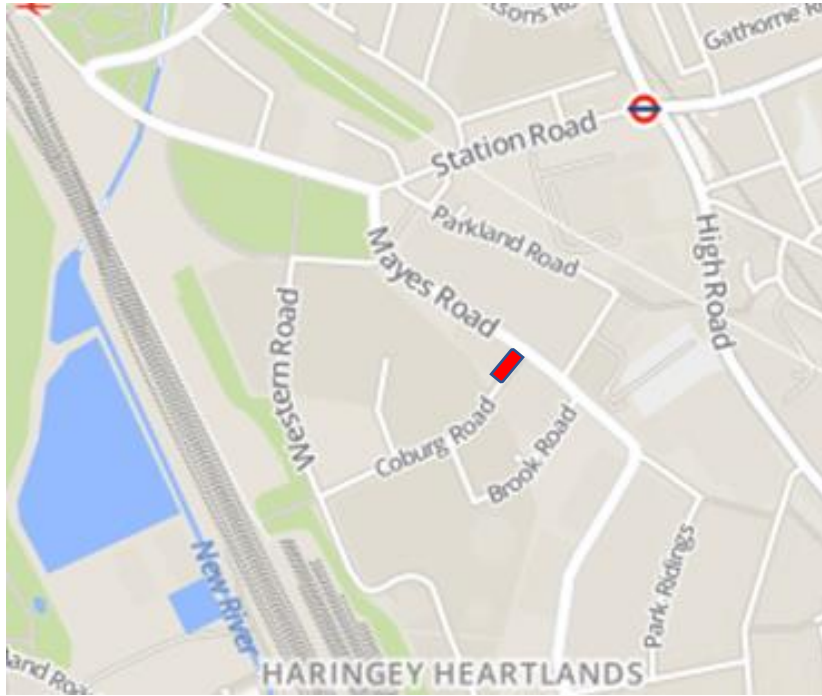
Front elevation facing West

LOCATION PLAN; SCALE 1:1250



District 22 PH, 83 Mayes Road N22 6UP

GOOGLE MAP



### Style of Business

The business operation is based on a chill out lounge bar and restaurant offering a full table service via waiters and waitresses. The food menu reflects a brasserie menu that includes lamb skewers and specialist kofta kebabs. There is seating throughout the premises and the in-house policy is table service.

Guests sitting in the rear garden area can sit in comfort and enjoy a variety of Shisha pipes and flavours and order drinks from an extensive cocktail and beer menu. There is a retractable roof that is opened when guests are partaking of the Shisha offering.

Whilst dining the guests can listen to chilled background music played at a low level in order that guests can easily converse with one another. The management do not have plans to have live music or DJs playing at the premises that would be permitted under the Live Music Act.





Date	Time	Complainant	method	noise	response
19/05/2022	14:32		Telephone		nil
19/05/2022	14:41		Telephone		no officer on duty
19/05/2022	18:00		Telephone	music	no officer on duty
19/05/2022	23:34		Telephone	Loud music from the District 22 pub	20/5/22 at 00:05 called complainant no response. No visit
21/05/2022	23:31		Telephone	loud music coming from across the road.	21/5/22 at 00:43 called complainant no response. No visit
21/05/2022	23:47		Telephone	Calling to report loud music and people noise	22/5/22 at 00:40 visited - nuisance not established
21/05/2022	23:58		Telephone	Loud music playing very loud from a lounge nearby - District 22 - 83 Mayes Rd, London N22 6UP - disturbing the resident	log only
22/05/2022	23:56		Telephone	loud music from the pub	23/5/22 at 00:10 called complainant no response. No visit
24/05/2022	10:12		Telephone	Loud music playing until 12am this morning	log only
					<p>Arrived at location at 2255 hours. Faint music could be heard a street level. went into premises and spoke with Mr Topalli, the new owner. There were about 10 people in there. No drinks were being served and staff were cleaning up. there was music on. It was not overly loud inside and the roof was closed. Mr Topalli stated the the people who complain over the road cannot hear the music in their houses and was saying that they were running a business and was aware of the issues before.</p> <p>At 2317 hours a call came in form BB stating loud music. I had been on site for 20 mins. Mr B who said that it was loud. I explaiend that i had been there for 20 mins or so. I went into Mr B property and could not hear the music at all. Mr B stated that it was on. We went outside and it could very faintly be heard outside but any conversation or passing traffic drowned out the music. Mr B stated that earlier he could feel the base in his mothers bedroom. I explained that the level it was at now was not a SN. He got irate and stated that they should not be allowed to operate there at all.</p>
27/05/2022	19:52		Telephone		advised him to call OOH beofre his mother goes to bed if it is at a loud level.
27/05/2022	23:17		Telephone	loud music	as above

28/05/2022	22:44		Telephone	loud music	<p>visited on 28/5/22 23:40 No music heard at street level. Side door closed. Went in through front entrance.</p> <p>The back area was busy with about 50 people inside. Music was on, alcohol was being served and shisha was being consumed.</p> <p>I spoke with MJ who stated that he was the co-owner. I advised him that the TENs that he provided me on the visit the previous day was no valid for this weekend. He apologised and said that he did not know. I advised that I emailed District 22 to advise them of this and he replied that he does not have access to that mailbox and Mr Topalli was not in.</p> <p>I advised that no more alcohol, shisha or music should be happening.</p> <p>letter sent.</p> <p>BB called 2348 hours and stated that the music was loud from District 22 however we were on scene and could confirm that it was not.</p>
29/05/2022	23:26		website	Calling to report that the neighbouring premises has loud music playing which has been on going all evening. They can feel the vibrations from bass.	called back 29/5/22 00:15 - music had stopped and premises closed. No visit
29/05/2022	23:32		website	The extension of the Duke of Edinburgh pub playing music	29/5/22 at 00:15 called complainant no response. No visit
31/05/2022	14:01		Telephone	Loud music after 11pm. They are supposed close at 11pm, but music was playing until 11:30pm last night	log only
01/06/2022	15:44		Telephone	Loud music playing up until 11.20pm. Apparently there is no licence to play music	log only
03/06/2022	23:53		Telephone	There is music playing in the bar across the road - there are even people on the roof	attended 3/6/22 at 23:40 closed shutters down no music was witnessed we stayed for 10 min - nuisance not established
03/06/2022	23:24		Telephone	To report that there is a loud ongoing noise there at the moment. Also there seems to be on the roof drilling	attended 3/6/22 at 23:45 no nuisance witnessed
04/06/2022	23:32		Telephone	Caller is reporting loud music playing from the bar and caller believes they are playing over the licensing time.	visited 4/6/22 23:40 no music was audible outside the the business - nuisance not established

05/06/2022	23:29		Telephone	Calling to report very loud music coming from the premises District 22 and there is also a lot of customers making a lot of noise outside the MAAD Restaurant. Would like a call back to discuss	05/6/22 at 23:50 called complainant noise off. No visit
07/06/2022	10:43		Telephone	Music & singing being played past operation hours - didn't close until 2am last night - sound coming up through the roof. Wensite says they are open from 8pm to 12pm but they usually exceed this every night.	No visit - out of remit
07/06/2022	12:49		Telephone	Loud music playing from the Shisha lounge area of the bar., Music started fro around 8.30pm until 11:25pm last night.	Threshold not met
11/06/2022	21:44		website	Caller reporting loud music coming from the restaurant/bar from around 6pm and the noise is getting louder. The music is excessively loud. Caller can hear the noise clearly inside his property. Caller believes that they don't have the appropriate sound pr	called bryan and asked if the music was still on, he advised that he knew his neighbour had reported them tonight and to go to there property as they lived closer and it had been turned down. Advised him that i would call the nighbour as i was parked opposite district 22 and clouldnt hear any music from street level
11/06/2022	21:53		website		spoke to comp who stated that music was not on now, i advised that we have been in coberg road for 5 mintues whilst on the phone and could not hear ahything at the rear of the premesies. advised to call is back if gets louder.
11/06/2022	23:24		website	call to report very loud music coming for the local pub - ongoing issue - the pub is supposed to close at 23:00 but the staff are sill allowing people to enter	attend coberg road and district 22 on 12/6/22 at 00:11 were shut and no music heard. Called BB and asked if he could stull hear the music as we were parked in coburg road. no music could be heard at st level, bryan advised us that the venue have people inside even though they are closed. I walked roound the front and shutter were down, could not hear anything. we knocked on the bck door no answer and couldnt hear anyone.
12/06/2022	21:22		website	Caller is reporting loud music coming from the District 22 Restaurant across the road from him. The music goes up and down.	called comp 12/6/22 at 22:23 and he stated that it had been turned down and depends on what type of music they are playing. I advised that i will attended his property if it gets louder and to call us back if it does. but would attend the location to assess the nosie from street level.

12/06/2022	21:35		website	<p>Calling to report that the premises is playing very loud music this evening which has been playing since 18:00. This has been an on going issue.</p>	<p>visited 12/6/22 22:40 mr B, could head faint bass from street level. he advised it had been turned down but has been going up and down all night. I told him i would attend and advise them to turn the bass down, i went in to district 22 and spoke with the manager, i advised that he should the bass down. the music was being played through the speakers.</p> <p>He turned it down and we went round the back of the premies together to see how loud it was, still could hear the bass so he went back in to turn it down again, he stated that he was goifg to move the wall mounted speaker off the wall and to a free standing one to help reduce the nosie.</p> <p>I advised him that it was 22:57 and that the music should be switched off in a few minutes. i also advised him that he should be getting ready to close.</p> <p>He went back in and i waited in the car to assess. The lights went out and the music went off about 23:10.</p> <p>Whilst waiting 2 cars turned up and a parked, 3 males got out and went around the corner, I think they are having lock ins and look closed but people still inside. He did say to me that if customers are still inside at 11pm he isn't going to just say that's it leave. Advise him that he needs to be closed and everyone out at 11pm.</p> <p>Mr B also stated that he can let the nosie slide frin Karamel club as they do alot of stuff for the community.</p>
14/06/2022	14:46		Telephone	<p>Music playing until around 11:40 last night and people did not leave until 12:10am.they are supposed to leave at 11pm</p>	<p>log only</p>
16/06/2022	22:52		Telephone	<p>Caller is reporting they are playing loud music from the shisha area. Its consistent</p>	<p>16/6/22 23:05 called when we were on site. Mr B came to his front garden to listen when we asked if the music was on.</p> <p>the music was off. we conducted a licences visit</p>
16/06/2022	22:51		Telephone	<p>calling to report a drumming noise coming from the restaurant this is a regular issue</p>	<p>16/6/22 23:05 attended no noise witnessed</p>
18/06/2022	21:14		Telephone	<p>Loud music</p>	<p>18/6/22 21:50 Arrived on scene and saw complainant crouched by his front door with the letter box up. There was no music heard at street level. We did not call before we arrived.</p> <p>Complainant advised that for us to be able to take further enforcement action we would need to be able to hear the music inside his property.</p>



19/06/2022	21:30		Telephone	Reporting loud music that has been on and off since 18:00. Has been constant since 19:30. Recurring issue.	18/6/22 at 22:05 called Mr B when we were outside and he came to the door. he said he could hear it and refused us to come in to assess the noise. he was adement that he shouldnt be able to hear it in his front garden. it was barley audible. he wanted us to go into the business and tell them to turn it down which i said i wouldnt be doing.  we attended at 23:20 to do a licence visit and there was 6 tables with people smoking shisha april will do a statement and we will refer to licenece.
19/06/2022	19:58		Telephone	Music playing in the restaurant - resident can hear it from his property accross the street	called comp - no answer
21/06/2022	11:27		Telephone	Using of residential bins to dispose of their bottles. Caller does not know why they are doing this	
21/06/2022	12:49		Telephone	Music coming from the Shisha area from 10pm until just after 11pm, yesterday 20/06/2022 and noise from their customers leaving the premises, playing loud music from their cars speeding just after 11pm,cars leaving at 12:25am. 3 males leaving at 11:50pm.	
23/06/2022	23:53		Telephone	There is music playing in the bar accross the road - there are even people on the roof	attended closed shutters down no music was witnessed we stayed for 10 mins
30/06/2022	12:31		website		

					<p>2/7/22 23:40 Called comp from scene. Mr Bs did not answer. Went to Mr S property. No music heard from inside. Not a SN.</p> <p>The front of premises had the shutters down and lights off. The side door was closed. People noise and music could clearly be heard from inside premises at street level. We knocked on side door several times but no answer. CWT went to the front door and saw a female inside. At about 2342 hours Aldo came from around the corner and came and spoke to us. We asked to go inside but he stated that he had no keys on him. He used his phone to call his partner inside but stated that there was no answer. He would not say where he had come from. Aldo was on his phone talking to someone in another language i did not recognise. After about 30 mins the side door was opened and Merritan opened the side door. We went inside the premises and there were about 20 to 30 people inside. There was Shisha being used and water bottles, soft drinks and red bull on the tables. There was about 5 members of staff. there was no alcohol on display however there was alcohol underneath the bar area and in the rear kitchen.</p> <p>I went into the kitchen area behind the bar. Under neath the sink i saw cardboard packaging for Corona beer. In the section at the rear of the kitchen was one black sack on the floor. Liquid was leaking out of the black sack. Inside the black sack were various empty bottles of alcohol including Grey Goose vodka, beer bottles, and a rum bottle. There was fresh mint in the sack suggesting that the waste was fresh. Aldo and Merritan were cautioned at 2358 hours by JAB. It was explaiend to both parties that we had atteded after complaints of loud music. It was pointed out to them that we had struggled to gain entry to the premises when there were clearly people inside. We asked for till receipts and were told that the till was not working. We asked to see CCTV and were advised that it could not be viewed due to the screen being broken but should be saved and viewed. We asked why there was alcohol on site that appeared to have been recently consumed. Aldo advised that Anestis advised him that people can bring alcohol on site to consume as long as they did not purchase it. We advised that this was not correct. We left the premises at 0021 hours. Statement to follow.</p>
01/07/2022	23:19		Telephone	loud music since 2100 hours	
01/07/2022	21:54		Telephone		No SN witnessed inside property. See comments Above
06/07/2022	10:08		Telephone	Loud drumming well after 11pm, that occurred last night	

Applicant Name	Event times/activities	Personal Licence Holder Y/S	Address of Premises	Type of Premises	Date of Application	Event Start	Event End	Total Days	Decision	Noise matters
Liam John	The sale by retail of alcohol, the provision of regulated entertainment and late night refreshment from 2200 to 0300	Yes	Areca, 83 Mayes Road, Wood Green, London, N22 6UP.	Public House	30/06/2021	20/08/2021	21/08/2021	2	Issued	
Oscar Miyanda	The sale by retail of alcohol, the provision of regulated entertainment and late night refreshment from 2200 to 0300	Yes	Areca, 83 Mayes Road, Wood Green, London, N22 6UP.	Public House	20/12/2021	31/12/2021	01/01/2022	1	refused	
Aldo Topalli	The sale by retail of alcohol, from 1600 to 0000	No	83 Mayes Road, London, N22 6TN	Public House	06/05/2022	13/05/2022	17/05/2022	5	issued	
Aldo Topalli	The sale by retail of alcohol, from 1600 to 0000	No	83 Mayes Road, London, N22 6TN	Public House	12/05/2022	20/05/2022	24/05/2022	5	issued	
Aldo Topalli	The sale by retail of alcohol, from 1600 to 0100	No	83 Mayes Road, London, N22 6TN	Public House	27/05/2022	03/06/2022	08/06/2022	6	refused	6 noise complaints received - no noise nuisance witnessed
Aldo Topalli	The sale by retail of alcohol, from 1600 to 0200	No	83 Mayes Road, London, N22 6TN	Public House	08/06/2022	16/06/2022	22/06/2022	7	refused	7 noise complaints received - 1 nuisance established

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