

NOTICE OF MEETING

SPECIAL LICENSING SUB COMMITTEE

Thursday, 28th April, 2022, 5.00 pm - MS Teams (watch the live meeting [here](#), watch the recording [here](#))

Members: Councillors Barbara Blake, Bob Hare, and Yvonne Say.

Quorum: 3

1. FILMING AT MEETINGS

Please note this meeting may be filmed or recorded by the Council for live or subsequent broadcast via the Council's internet site or by anyone attending the meeting using any communication method. Members of the public participating in the meeting (e.g. making deputations, asking questions, making oral protests) should be aware that they are likely to be filmed, recorded or reported on. By entering the 'meeting room', you are consenting to being filmed and to the possible use of those images and sound recordings.

The Chair of the meeting has the discretion to terminate or suspend filming or recording, if in his or her opinion continuation of the filming, recording or reporting would disrupt or prejudice the proceedings, infringe the rights of any individual, or may lead to the breach of a legal obligation by the Council.

2. APOLOGIES FOR ABSENCE

To receive any apologies for absence.

3. URGENT BUSINESS

It being a special meeting of the Sub Committee, under Part Four, Section B, Paragraph 17, of the Council's Constitution, no other business shall be considered at the meeting.

4. DECLARATIONS OF INTEREST

A member with a disclosable pecuniary interest or a prejudicial interest in a matter who attends a meeting of the authority at which the matter is considered:

- (i) must disclose the interest at the start of the meeting or when the interest becomes apparent, and
- (ii) may not participate in any discussion or vote on the matter and must withdraw from the meeting room.

A member who discloses at a meeting a disclosable pecuniary interest which is not registered in the Register of Members' Interests or the subject of a pending notification must notify the Monitoring Officer of the interest within 28 days of the disclosure.

Disclosable pecuniary interests, personal interests and prejudicial interests are defined at Paragraphs 5-7 and Appendix A of the Members' Code of Conduct.

5. SUMMARY OF PROCEDURE

The Chair will explain the procedure that the Committee will follow for the hearing considered under the Licensing Act 2003.

6. APPLICATION FOR A REVIEW OF A PREMISES LICENCE AT HORNSEY TAVERN, 26 HIGHGATE HIGH STREET, LONDON, N8 (PAGES 1 - 52)

To consider an application for a review of a premises licence.

Fiona Rae, Acting Committees Manager
Tel – 020 8489 3541
Email: fiona.rae@haringey.gov.uk

Fiona Alderman
Head of Legal & Governance (Monitoring Officer)
George Meehan House, 294 High Road, Wood Green, N22 8JZ

Wednesday, 20 April 2022

Report for: Licensing Sub Committee – 28 April 2022

Title: Application for the Review of a Premises Licence – Hornsey Tavern, 26 Highgate High Street, London, N8.

Report authorised by: Daliah Barrett, Licensing Team Leader, Regulatory Services

Ward(s) affected: Hornsey

**Report for Key/
Non Key Decision:** Not applicable

1. Describe the issue under consideration

- 1.1 This application to review is submitted by a resident, Mr Craggs, and relates primarily to the objective of the prevention of crime and disorder, prevention of public nuisance and public safety has also been cited. The application is set out at **Appendix 1** to the report.
- 1.2 The application contends that the operation of the premises has led to public nuisance from large numbers of patrons congregating outside on the pavement, which also causes obstruction for other pedestrians. matter concerns two incidents at the premises.
- 1.3 The Premises Licence Holder (Hornsey Tavern Limited) and Designated Premises Supervisor (DPS) is Mr Thomas Kearns.

The premises is licensed for the following:

Regulated Entertainment: Live Music & Recorded Music

Supply of Alcohol - ON and OFF the premises

The times the Licence authorises the carrying out of licensable activities:

Regulated Entertainment

Friday and Saturday **2000 to 0000**

Supply of Alcohol

Monday to Sunday **1100 to 0300**

New Years Eve: from the start of permitted hours on 31 December until the start of permitted hours on 1 January.

The opening hours of the premises:

Monday to Sunday **1100 to 0330**

New Years Eve: from the start of permitted hours on 31 December until the start of permitted hours on 1 January.

A copy of the Premises licence is attached at Appendix 2.

- 1.4 The Licensing Authority has submitted representation that sets out the numerous complaints received from residents since the new operators took over the public house. The representation is at **Appendix 3**.

1.5 Consideration for the Licensing Sub Committee

The Sub-Committee will be asked to determine this application and has the option to:

a) Modify the conditions of the licence

This could include either imposing further conditions on the licence or changing (for example, further restricting) the hours of certain licensable activities, where this is proportionate and relevant to the licensing objectives;

For this purpose, the conditions of the licence are modified if any of them are altered or omitted, or any new condition is added.

b) Exclude a licensable activity from the scope of the licence

The Sub-Committee may decide that it is proportionate and relevant to the Licensing objectives to remove one or more of the licensable activities;

c) Remove the Designated Premises Supervisor

d) Suspend the licence for a period not exceeding three months

e) Revoke the licence

- 1.6 Depending on the decision of the Sub-Committee, the licence holder and the applicant have rights of appeal to the Magistrates Court.

The Sub-Committee is asked to state its reasons considering the representations received and what is appropriate for the promotion of the licensing objectives.

2. Background

- 2.1 The existing premises licence was transferred to Hornsey Tavern Ltd on 14 December 2021. A copy of the premises licence is at Appendix 2. The premises licence was initially issued under 'Grandfathered rights' in November 2005. The new operation has led to complaints and concerns from local residents. The Police have not made representation and did not believe that the two incidents logged required any further investigation from the Licensing Police Team.

3. Licensing Policy

- 3.1 In reviewing a licence the Licensing Sub-Committee will consider, and take into

account, the complaints history of the premises and all other relevant information.

- 3.2 A number of reviews may arise in connection with crime that is not directly connected with licensable activities, for example the sale of contraband goods. The Sub-Committee does not have the power to judge the criminality or otherwise of any issue. The Sub-Committee's role is to ensure the promotion of the crime prevention objective [Guidance s.11.24].
- 3.3 There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously. These include the use of the premises for the sale or storage of smuggled tobacco and alcohol [Guidance s.11.27].
- 3.4 Where reviews arise in respect of these criminal activities and the Sub-Committee determines that the crime prevention objective is being undermined, It is expected that revocation of the licence – even in the first instance – should Be seriously considered [Guidance s.11.28].
- 3.5 This Licensing Authority, in determining what action to take, will seek to establish the cause of concern and any action taken will be directed at these causes. Any action taken to promote the licensing objectives will be appropriate and proportionate.

4. Other considerations

- 4.1 Section 17 of the Crime and Disorder Act 1998 states: 'Without prejudice to any other obligation imposed on it, it shall be the duty of each authority to which this section applies to exercise its various functions with due regard to the likely effect of the exercise of those function on, and the need to do all that it reasonably can to prevent crime and disorder in its area'.

5. Human Rights

- 5.1 While all Convention Rights must be considered, those which are of particular relevance to the application are:
 - Article 8 – Right to respect for private and family life.
 - Article 1 of the First Protocol – Protection of Property.
 - Article 6(1) – Right to a fair hearing.
 - Article 10 – Freedom of Expression.

6. Use of Appendices

Appendix 1 – Review Application Form and supporting documents

Appendix 2 – Copy of Licence

Appendix 3 – Copy of Licensing Authority representation

7. Background papers

Section 82 Guidance

Haringey Statement of Licensing Policy

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Appendix 1 – Review Application Form and Supporting Information

London Borough of Haringey, Licensing Team, Alexandra House, Level 6, 10 Station Road, Wood Green, London, N22 7TR

Application for the review of a premises licence or club premises certificate 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 James Craggs

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Post town London	Post code (if known) N8 7PB
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Name of premises licence holder or club holding club premises certificate (if known) Horney Tavern, 26 High Street.

Number of premises licence or club premises certificate (if known) Not Known
--

Part 2 – Applicant details

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)

☒

2) a responsible authority (please complete (C) below)

☐

3) a member of the club to which this application relates (please complete (A) below)

☐

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick ✓ yes

Mr ☒ Mrs ☐ Miss ☐ Ms ☐ Other title

(for example, Rev)

Surname

Craggs

First names

James

I am 18 years old or over

Please tick ✓ yes

☐

Current postal address if different from premises address

Post town

London

Post Code

Daytime contact telephone number

E-mail address (optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

-

Telephone number (if any)

-

E-mail address (optional)

-

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address	-
Telephone number (if any)	-
E-mail address (optional)	-

This application to review relates to the following licensing objective(s)

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Please tick one or more boxes ✓

<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input type="checkbox"/>

Please state the ground(s) for review (please read guidance note 2)

Grounds for review:

1. prevention of crime and disorder -
 - a. Security in and around the premises - CD5(a)(b)(c)(d)(e) there is a lack of security or door staff to control and manage a large number of patrons in, around and outside the premises whilst patrons are entering are leaving. a lack of control is leading to increased drunkenness, disorder and littering outside the premises on the High street and adjoining road(s).
 - b. Disorder from customers queuing to enter the premises or when leaving the premises - CD33(a)(b) mass exit late at night and controlled shut down of the premises does not appear to be in place at the weekend in very early hours of the morning.
 - c. Customers getting drunk and dealing with drunken customers - CD36(b) patrons are in a state of drunkenness leading to excessive and disruptive noise and aggressive behaviour which should be identified and addressed prior to reaching this level CD36(a).
2. public safety -
 - a. smoking on the premises - (PS22) there is no designated smoking area at the premises and patrons gather in large numbers outside the premises on the High Street to smoke upto closing time causing a significant noise and littering issue.
3. prevention of public nuisance
 - a. Noise and nuisance from customers using external areas such as beer gardens or Forecourts - (PN13) there are no restrictions of the use of outside areas (High Street) after 10pm as premises are in a residential area
 - b. PN14(a) - no door supervision to regularly monitor or manage external areas to ensure that customers are not causing a disturbance to local residents
 - c. PN14(c) - no limitation to the amount of smokers permitted outside at any one time and after a certain time
 - d. PN14(d) - no discouragement to smokers from loitering outside by not permitting them to take drinks with them.
 - e. PN14(e) - no designated smoking area (located on high street) and is directly above and in the vicinity of residential dwellings
 - f. PN14(f) - patrons block entirety of pavement to passers by and St. Marys Road by congregating whilst smoking and whilst drinking outside which obstructs the highway to motor vehicles and other traffic.
 - g. PN7 - a contact telephone number has not been published for the premises to report excessive noise of music or noise disturbances to a responsible person at the venue.

Please provide as much information as possible to support the application (please read guidance note 3)

The premises and patrons (particularly at a weekend) are the source of a significant amount of noise, litter, antisocial behaviour and public nuisance. In particular, this occurs on a Friday and Saturday evening and early morning between 1800 - 0400 given the late licensing hours which are in place.

There is an excessive amount of patrons who make noise when outside the premises drinking and smoking, as well as excessive music and patron noise from inside the premises during licensing hours. Music has continued to operate past 12 midnight on multiple occasions at weekends.

I understand that Haringey Noise Response Service has been called out and visited the premises on multiple occasions as have other official authorities. These visits have appeared to make no difference to the quantity or level of disturbance experienced by residents.

The issues which are described above and in section Grounds For Review happen on a repeated, weekly basis at weekends. and have done since mid-December 2021. The continuous noise and nuisance since the premises re-opened after a significant closure has caused a degradation of the enjoyment of my home given the points outlined above and, as the time the premises is licensed until is until 3am on a weekend, materially affects my ability to rest and sleep. I and other residents have a reasonable expectation that sleep should not be unduly disturbed between the hours of 2300 - 0700 on any given day.

There have been no steps taken by the premises to address the issues raised in this application or those raised by responsible authorities since December 2021 and subsequently, the situation is deteriorating. As such, I am submitting this application for consideration.

Please tick ✓ yes

Have you made an application for review relating to the premises before

☐

If yes please state the date of that application

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

If you have made representations before relating to the premises please state what they were and when you made them

-

Please tick ✓ yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate ☒
- 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 3 – Signatures (please read guidance note 4)

Signature of applicant or applicant’s solicitor or other duly authorised agent (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature

.....

Date

13.03.2022

.....

Capacity

Individual

.....

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)

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Post town London	Post Code
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Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant’s agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.

Appendix 2 – Copy of Licence

PREMISES LICENCE**Receipt:** AG763090**Premises Licence Number:** LN/00002199
LN/000002982*This Premises Licence has been issued by:****The Licensing Authority, London Borough of Haringey,
1st Floor-North, River Park House, 225 High Road,
Wood Green, London N22 8HQ*****Signature:****Date:** 24th November 2005Transfer & DPS Variation: 14th December 2021**Part 1 – PREMISES DETAILS****Postal Address of Premises or, if none, Ordnance Survey map reference or description:*****HORNSEY TAVERN
26 HIGH STREET
HORNSEY, LONDON
N8 7PB*****Where the Licence is time limited, the dates:**

Not applicable

Licensable activities authorised by the Licence:**Regulated Entertainment:** Live Music & Recorded Music**Supply of Alcohol****The times the Licence authorises the carrying out of licensable activities:****Regulated Entertainment****Friday and Saturday** 2000 to 0000**Supply of Alcohol****Monday to Sunday** 1100 to 0300**New Years Eve:** from the start of permitted hours on 31 December until the start of permitted hours on 1 January.**The opening hours of the premises:****Monday to Sunday** 1100 to 0330**New Years Eve:** from the start of permitted hours on 31 December until the start of permitted hours on 1 January.**Where the Licence authorises supplies of alcohol whether these are on and/or off supplies:**Supply of alcohol for consumption both **ON** and **OFF** the premises.

LICENSING ACT 2003
Sec 24

Part 2

Name, (registered) address, telephone number and e-mail (where relevant) of holder of Premises Licence:

Hornsey Tavern Limited
26 High Street
Hornsey
London
N8 7PB

Registered number of holder, for example company number, charity number (where applicable):

13610520

Name, address and telephone number of designated premises supervisor where the Premises Licence authorises the supply of alcohol:

Thomas Kearns

Personal Licence number and issuing authority of personal licence held by designated premises supervisor where the Premises Licence authorises for the supply of alcohol:

Personal Licence:	0540
Issued by:	London Borough of Hackney

Annex 1 –Mandatory Conditions

Supply of alcohol.

1. No supply of alcohol may be made under the premises licence;
 - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. (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 disability).
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5. (1) The premises licence 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.
6. 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

Annex 1 –Mandatory Conditions

(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.

7. Prohibition on Sale of Alcohol below Cost of Duty plus VAT.

(1) 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.

(2) For the purposes of the condition set out in paragraph (1) —

(a) —duty^{ll} is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(6);

(b) —permitted price^{ll} is the price found by applying the formula —

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

Where —

(i) P is the permitted price,

(ii) D is the rate 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^{ll} 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^{ll} 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) —valued added tax^{ll} means value added tax charged in accordance with the Value Added Tax Act 1994

(3) Where the permitted price given by Paragraph (b) of paragraph (2) 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.

(4) (a) Sub-paragraph (b) below applies where the permitted price given by Paragraph (b) of paragraph (2) on a day (—the first day^{ll}) would be different from the permitted price on the next day (—the second day^{ll}) as a result of a change to the rate of duty or value added tax.

(b) 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.

Exhibition of films.

1. Admission of children to the exhibition of any film is to be restricted in accordance with the recommendations made by the specified film classification body.

2. Where —

(a) the film classification body is not specified in the licence, or

(b) the relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question,

admission of children must be restricted in accordance with any recommendation made by that licensing authority.

Annex 1 –Mandatory Conditions

3. In this section –

—childrenll means persons aged under 18; and —film classification bodyll means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c.39) (authority to determine suitability of video works for classification).

Door supervision.

1. Any person(s) required to be on the premises to carry out a security activity must be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001 or be entitled to carry out that activity by virtue of Section 4 of that Act.

Annex 2 – Conditions consistent with the Operating Schedule

THE PREVENTION OF CRIME AND DISORDER

A minimum of two door supervisors approved by the security industry authority will be employed on the premises, alternatively, there will be no new entry to the premises after midnight.

Staff to be supervised and trained to conduct themselves in accordance best practise guidelines thus adhere to the BBPA, Portman Group on drinks strategy, National Alcohol Harm Reduction Strategy and other voluntary codes of practise.

Premises to be a member of the Pub Watch scheme.

PUBLIC SAFETY

Management to ensure number of people on premises to remain within to capacity levels.

Risk management assessment will be reviewed weekly.

Procedures, appliances and systems are to be regularly tested and certified.

Toughened glass and plastic glass for outdoors will be used at all times on the premises.

Management will ensure that there is adequate outdoor lighting at the premises.

THE PREVENTION OF PUBLIC NUISANCE

Staff to be trained and supervised to prevent incidents of public nuisance.

Noise emanating from the premises to be kept to a minimum through the implementation of Best Practices Control of noise from pubs and clubs.

Premises to liaise with public and private transport providers.

Litter regularly collected and effective ventilation systems maintained on premises to prevent nuisance from odour.

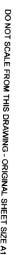
THE PROTECTION OF CHILDREN

Sufficient staff to be on site to secure the protection of children from harm with appropriate training, adoption of best practice guide (Public Places Charter).

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

Annex 3 – Conditions attached after a hearing by the licensing authority

Not applicable



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Appendix 3 – Licensing Authority Representation

Your Ref:

Our Ref: Licensing

Date: 07TH April 2022

The Licensing Authority

Cc:Mr Cragg - Applicant for Review.

By email

REPRESENTATION LETTER

Dear Sir/Madam,

Representation relating to the Review against Hornsey Tavern 26 Hornsey High Street London N8-on behalf of the Licensing Authority.

The resident Mr Cragg has submitted a review against the Hornsey Tavern Public citing its poor management and failure to uphold the licensing objectives of the prevention of public nuisance, prevention of crime and disorder.

The Licensing Authority can confirm that residents have submitted complaints directly to the Licensing Service on the following dates:

December 12th 2021 – NS1 –NS1A/B- one residents.

December 30th 2021 – NS2 –NS2A – three residents' complaints.

The records held also show that residents have made numerous calls to the Councils Out of Hours Team. The LSC should note that the Out of Hours Team as either not had officers on duty or not attended when complaints have been received. The table is attached as NS3.

In total there has been 29 complaints since the start of 2022 relating to the Hornsey Tavern, the majority state loud music. Rowdy behaviours from patrons outside on the street, late night people noise from crowds attending the premises.

It is also a fact that the Police have attended the public house on at least 2 occasions:

CAD 4616/27DEC21 at 18:15 hours – Call stating there are around 30 travellers inside venue refusing to leave and demanding more alcohol. Informant states pub and tills have been closed and have refused to serve them any further. At 19:19 hours all persons had vacated premises and asked to move on by officers.

CAD 8088/29JAN22 at 23:01 hours – Call stating female has been assaulted outside premises. A birthday party had been held inside premises and male and female known to each other had gotten into an argument and gone outside. Whilst outside the male has assaulted the female. Another male unknown to both has intervened and also been assaulted by the male. Suspect has then left the scene prior to police arrival and female has refused all details. Landlady, Katie Kearns contacted re CCTV. The request for the review has come about following the growing number of complaints from residents. The operation of the premises has impacted on the licensing objectives in terms of the prevention of public nuisance significantly.

The Licensing Authority therefore propose a number of conditions to alleviate the concerns raised but all of which is heavily reliant on the LSC having confidence in the licence holders to actively manage the public house with due regard to the licensing objectives. The LSC should note that the current conditions on the licence refer to policies that the previous holder (pub chain) had in place across its estate and therefore is now out of step with the new ownership now subject to this review.

Prevention of Public nuisance:

Hours of operation are reduced to the following
Regulated Entertainment

Friday and Saturday 2000 to 2300

Supply of Alcohol

Monday to Sunday 1100 to 2300

New Years Eve: from the start of permitted hours on 31 December until the start of permitted hours on 1 January.

The opening hours of the premises:

Monday to Sunday 1100 to 2330

New Years Eve: from the start of permitted hours on 31 December until the start of permitted hours on 1 January.

The reduction in times for licensable activity will have a significant impact on the draw of customers to the venue and will reduce the likelihood of people staying to consume alcohol for long periods of time, which then impacts on their behaviour over time.

The reduction in times for Regulated entertainment is still late in terms of residents that live nearby and they could still be impacted up to 2300pm each day. The LSC should note that music within licensed premises with an On license is subject to the exemption but this can be altered or withdrawn following complaints that have led to a review of that licence. The LSC may wish to consider any alternative hours it may consider appropriate.

Prevention of Crime and disorder:

(a) The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Police Licensing Team – see below.

(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 5 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

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 **(28:00)** 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.

Staff Training – Appropriate induction 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.
- D. Fire safety & emergency evacuation procedures

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.

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.

Prevention public nuisance

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 Noise Officer,
- (d) No alteration or modification to any existing sound system(s) should be affected without prior knowledge of the Environmental Health Noise 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.

No street drinking by customers attending the venue.

The premises licence holder shall ensure that all staff receive training on checking customer identification, and in not serving those under the influence of alcohol and drugs. 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.

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 and 21.00, 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.

Yours sincerely

Licensing Authority RA

PREMISES LICENCE**Receipt:** AG763090**Premises Licence Number:** LN/00002199
LN/000002982*This Premises Licence has been issued by:****The Licensing Authority, London Borough of Haringey,
1st Floor-North, River Park House, 225 High Road,
Wood Green, London N22 8HQ*****Signature:****Date:** 24th November 2005Transfer & DPS Variation: 14th December 2021**Part 1 – PREMISES DETAILS****Postal Address of Premises or, if none, Ordnance Survey map reference or description:*****HORNSEY TAVERN
26 HIGH STREET
HORNSEY, LONDON
N8 7PB*****Where the Licence is time limited, the dates:**

Not applicable

Licensable activities authorised by the Licence:**Regulated Entertainment:** Live Music & Recorded Music**Supply of Alcohol****The times the Licence authorises the carrying out of licensable activities:****Regulated Entertainment****Friday and Saturday** 2000 to 0000**Supply of Alcohol****Monday to Sunday** 1100 to 0300**New Years Eve:** from the start of permitted hours on 31 December until the start of permitted hours on 1 January.**The opening hours of the premises:****Monday to Sunday** 1100 to 0330**New Years Eve:** from the start of permitted hours on 31 December until the start of permitted hours on 1 January.**Where the Licence authorises supplies of alcohol whether these are on and/or off supplies:**Supply of alcohol for consumption both **ON** and **OFF** the premises.

LICENSING ACT 2003
Sec 24

Part 2

Name, (registered) address, telephone number and e-mail (where relevant) of holder of Premises Licence:

Hornsey Tavern Limited
26 High Street
Hornsey
London
N8 7PB

Registered number of holder, for example company number, charity number (where applicable):

13610520

Name, address and telephone number of designated premises supervisor where the Premises Licence authorises the supply of alcohol:

Thomas Kearns

Personal Licence number and issuing authority of personal licence held by designated premises supervisor where the Premises Licence authorises for the supply of alcohol:

Personal Licence:	0540
Issued by:	London Borough of Hackney

Annex 1 –Mandatory Conditions

Supply of alcohol.

1. No supply of alcohol may be made under the premises licence;
 - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. (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 disability).
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5. (1) The premises licence 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.
6. 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;

Annex 1 –Mandatory Conditions

(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.

7. Prohibition on Sale of Alcohol below Cost of Duty plus VAT.

(1) 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.

(2) For the purposes of the condition set out in paragraph (1) —

(a) —duty^{ll} is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(6);

(b) —permitted price^{ll} is the price found by applying the formula —

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

Where —

(i) P is the permitted price,

(ii) D is the rate 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^{ll} 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^{ll} 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) —valued added tax^{ll} means value added tax charged in accordance with the Value Added Tax Act 1994

(3) Where the permitted price given by Paragraph (b) of paragraph (2) 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.

(4) (a) Sub-paragraph (b) below applies where the permitted price given by Paragraph (b) of paragraph (2) on a day (—the first day^{ll}) would be different from the permitted price on the next day (—the second day^{ll}) as a result of a change to the rate of duty or value added tax.

(b) 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.

Exhibition of films.

1. Admission of children to the exhibition of any film is to be restricted in accordance with the recommendations made by the specified film classification body.

2. Where —

(a) the film classification body is not specified in the licence, or

(b) the relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question,

Annex 1 –Mandatory Conditions

admission of children must be restricted in accordance with any recommendation made by that licensing authority.

3. In this section –

—children means persons aged under 18; and —film classification body means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c.39) (authority to determine suitability of video works for classification).

Door supervision.

1. Any person(s) required to be on the premises to carry out a security activity must be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001 or be entitled to carry out that activity by virtue of Section 4 of that Act.

Annex 2 – Conditions consistent with the Operating Schedule

THE PREVENTION OF CRIME AND DISORDER

A minimum of two door supervisors approved by the security industry authority will be employed on the premises, alternatively, there will be no new entry to the premises after midnight.

Staff to be supervised and trained to conduct themselves in accordance best practise guidelines thus adhere to the BBPA, Portman Group on drinks strategy, National Alcohol Harm Reduction Strategy and other voluntary codes of practise.

Premises to be a member of the Pub Watch scheme.

PUBLIC SAFETY

Management to ensure number of people on premises to remain within to capacity levels.

Risk management assessment will be reviewed weekly.

Procedures, appliances and systems are to be regularly tested and certified.

Toughened glass and plastic glass for outdoors will be used at all times on the premises.

Management will ensure that there is adequate outdoor lighting at the premises.

THE PREVENTION OF PUBLIC NUISANCE

Staff to be trained and supervised to prevent incidents of public nuisance.

Noise emanating from the premises to be kept to a minimum through the implementation of Best Practices Control of noise from pubs and clubs.

Premises to liaise with public and private transport providers.

Litter regularly collected and effective ventilation systems maintained on premises to prevent nuisance from odour.

THE PROTECTION OF CHILDREN

Sufficient staff to be on site to secure the protection of children from harm with appropriate training, adoption of best practice guide (Public Places Charter).

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

Annex 3 – Conditions attached after a hearing by the licensing authority

Not applicable

[illegible]

Date	Time	Method	Issue
29/01/2022	01:06	CS contact form	Loud music and shouting continuously at 1am
30/01/2022	00:12	Website	It's midnight and the pub downstairs is noisy. Loud people inside and outside. Not sure when until can be open but it's already late. There was also a fight an hour ago and the police had to come.ID: HC-14091179
05/02/2022	00:21	Website	It's past midnight and there's a full-on nightclub noise in the pub downstairs. ID: HC-14219426
12/02/2022	17:49	Telephone	
12/02/2022	17:52	Telephone	
12/02/2022	23:52	Telephone	
14/02/2022	10:10	CS contact form	The Hornsey Tavern plays loud music on Friday, Saturday and Sunday nights until past midnight. It attracts antisocial behaviour regularly outside our building and domestic incidents have occurred and fights. The music is horribly loud
21/02/2022	11:10	Website	Loud music and shouting coming from The Hornsey Tavern at 23h55 Friday night - noise goes on till 1am weekend nights
26/02/2022	00:23	CS contact form	caller reporting very loud music coming from the pub below callers flat - ongoing issue
26/02/2022	00:26	CS contact form	Excessive noise coming through from 3 floors below. Bass shaking the floorboards
12/02/2022	00:22	Website	Hornsey Tavern plays loud music, predominantly Fri-Sun & attracts antisocial behaviour outside
12/02/2022	00:32	Website	Loud music and voices heard, on going issue.
27/02/2022	02:57	Website	Loud music, shouting from multiple people till 2.50am Date and Time Submitted: 27/02/2022, 02:56 Noise Problem Reference ID: HC-14473994
04/03/2022	19:22	CS contact form	Loud music from the pub, the floor is vibrating. She has missed a call today from the Noise Team. REF HC14511490
04/03/2022	23:53	CS contact form	Caller reporting loud music - there is a band playing and it is very loud. Loud music every Friday, Saturday and Sunday evening
10/03/2022	11:24	Website	Ongoing excessive noise including loud music, shouting, banging and anti social behaviour at unreasonable hours. More recently happening until 3am on weekdays.
11/03/2022	22:55	Telephone	Caller reporting really loud music coming from the pub. Ongoing issue with music playing loudly every weekend. Caller and partner in property have covid so couldn't have the noise officers inside their property.

11/03/2022	23:42 Website	Hornsey Tavern. I have complained and I know that others have too. We would like something doing about this. When you have sent people in the past they merely turn music down for all of ten mins and then carry on.
12/03/2022	21:50 Telephone	There is a very loud music and also very loud noise from the people there. General noise of the people, constant noise from the pub and they might not even close till 3am or 4am. All through its open its a very massive big noise.
12/03/2022	CS contact 23:37 form	Caller reporting extremely loud music coming from the pub. Sounds like a rave and caller can hear it above their TV. Pub usually plays music from Thursday - Sunday. Unable to relax.
13/03/2022	00:09 Telephone	Loud music and shouting coming from the Hornsey Tavern EVERY FRIDAY AND SATURDAY NIGHT, never stops before midnight, usually not before 1am
13/03/2022	CS contact 19:50 form	I live 3 floors above the Hornsey tavern pub. My floor boards are shaking from the karaoke going on below. This is every Fri/Sat/Sun
17/03/2022	15:55 Website CS contact	The Hornsey Tavern pub on Hornsey High Street is pumping out music because it is St Patrick's Day. The high street is flooded with the noise. The pub is subject to a serious Haringey Licensing Dept review yet are flaunting it.
17/03/2022	18:05 form CS contact	
17/03/2022	18:12 form	
17/03/2022	18:18 Website CS contact	V loud music since 5pm frm Hornsey Tavern- loud enough to penetrate double glazing across busy road. Repeated noise from this property previously, getting more frequent
18/03/2022	23:12 form	

18/03/2022	18:59 Website	Antisocial level of music coming from Hornsey Tavern. Floors are vibrating on the third floor of building due to bass
18/03/2022	22:35 Website	The music level being played at the Hornsey Tavern is causing disturbance
21/03/2022	23:18 Website	Thumping music and shouting coming from Hornsey Tavern- this happens every weekend night often till 1am - loud even across street and through double glazing

Outcome

Called complainant at 1:20 no answer - Not visited

Log only

Log only

Called complainant at 00:28 no answer - Not visited

Called complainant at 00:36 no answer - Not visited

Called complainant at 23:35 no answer - Not visited

No Officer on Duty

No Officer on Duty - Warning letter sent

Called complainant at 00:45 no answer - Not visited

Called complainant at 00:45 no answer - Not visited

No Action Recorded

No Action Recorded

No Officer on Duty

Nuisance not established

No visit - Noise Stopped

No Action Recorded

Called complainant 12/3/22 at 16:18 no answer - Not visited

No Action Recorded

Arrived at St Marry's Road N8 and exit the car to carry out visit. Loud music could be heard from ST Mary's Road N8 as we approached the Tavern from the High Street N8.

We entered compt flat at apporx 22:00pm and went to the sitting room.

No music or noise from the patrons outside the Hornsey Tavern could be heard from the property.

Compt concerned about the drinking on the streets and the loitering outside the premises.

Explained that we are monitoring the business regarding issues that he raised.

Nuisance not established from compt's property. We walked from compt's flat back to the car and approached the entrance to the Hornsey Tavern . Loud music could be heard from opposite the Tavern, on the other side of the road.

Spoke to the security guard by entrance door and requested to speak to the DPS/manager.

While waiting outside the premises, I observed a group of around 10 to 20 patrons standing outside the premises on the High Street N8 and the side road Birkbeck Road N8,, screaming, laughing loud and holding glasses wich may contained alcohol, while obstructing the footway. Also patrons smoking and throwing cigarette buts on the floor. - **To be discussed with Team Leader**

No Action Recorded

Called complainant at 00:09 no answer - Not visited

Called complainant at 20:49 line did not connect - Not visited

No Action Recorded

No visit - Noise Stopped

Called complainant at 18:42 no answer - Not visited

No Action Recorded

Called complainant at 23:38 no answer - Not visited

No Action Recorded

No Action Recorded

No Action Recorded

From: [Barrett Daliah](#)
To: [Barrett Daliah](#)
Subject: FW: The Hornsey Tavern Licensing Hours NS 1 COMPLAINT
Date: 05 April 2022 10:56:44

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

Sent: 13 December 2021 14:52

To: ASB.Enforcement@haringey.gov.uk; Barrett Jennifer <Jennifer.Barrett@Haringey.gov.uk>

Subject: FW: The Hornsey Tavern Licensing Hours

Please see a [complaint below for action](#).

Thanks

From: >

Sent: 12 December 2021 14:42

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

Subject: The Hornsey Tavern Licensing Hours

Dear Sir/Madam,

We would like to know the licensing hours for Hornsey Tavern, as we are tenants who live above this pub? We have had no information of this space becoming a pub until a week prior to their reopening on Friday. Since then we've had loud music on Wednesday night till 2am and yesterday night (Saturday) till 3am. The address is

26 High Street

Hornsey

N8 7PB

I would appreciate a quick response, as well as what our rights are regarding noise issues?

Kind regards,

From: [Barrett Daliah](#)
To: [Barrett Daliah](#)
Subject: FW: I am sharing "00002199 HORNSEY TAVERN" with you NS1A
Date: 05 April 2022 10:59:09

From: Barrett Daliah <Daliah.Barrett@haringey.gov.uk> **On Behalf Of** Licensing

Sent: 12 December 2021 23:46

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

Subject: Re: I am sharing '00002199 HORNSEY TAVERN' with you

Hi Isobel

This is a licence that was already in existence. We do not and the law certainly does not place any requirements on notifying residents in these circumstances. The new operators have not applied for any changes to the existing licence. Had they done so, then yes, under Licensing law there would have been a statutory consultation.

The new owners will be spoken to as they do need to have regard to do all they can to prevent public nuisance.

In terms of what steps/ options are open to residents, you could gather evidence to submit a review to show how they are failing to uphold or promote the licensing objectives.

I will send you information on this on Monday.

Regards

Daliah Barrett

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From: >

Sent: Sunday, December 12, 2021 10:02:22 PM

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

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

Subject: Re: I am sharing '00002199 HORNSEY TAVERN' with you

Hi Barrett,

I understand this has been a pub for many years but circumstances have changed since it's originally started and reopened. There are residence that live above this pub now and would you think 3am every night is acceptable?

This is something we have not heard anything about until a week before and I also had the idea that it wouldn't be allowed open until 3am every night to serve alcohol with residence above it?

I am sure I will be permitting noise issues to the team when they happen, I'm not very happy with this outcome as we've heard nothing about it- no sign on the premise of the license?

Please advice what we can do

Kind Regards,

On 12 Dec 2021, at 18:34, Barrett Daliah <Daliah.Barrett@haringey.gov.uk> wrote:

Hello

The premises has operated a pub for many many years, granted it has been closed for a year or so but the use as a public house still remains.

The Premises Licence is still valid and has been transferred to new owners. Regulated entertainment is permitted, I have attached a copy of the licence above.

However, if you are affected by the operation of the premises I would advise that you submit reports to the ASB Noise Team so they are able to have officers attend to witness and take any necessary action.

We will in the meantime speak to the current licence holders about the concerns you have raised.

Regards

Daliah Barrett

Licensing Team Leader

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<00002199 HORNSEY TAVERN.pdf>

From: [Barrett Daliah](#)
To: [Barrett Daliah](#)
Subject: FW: HORNSEY TAVERN NS1 B
Date: 05 April 2022 11:00:18

NS1B

From: Barrett Daliah
Sent: 14 December 2021 10:16
To: 'Guy Hicks' <>
Subject: RE: HORNSEY TAVERN

Hi Guy

It is happening on a daily basis. Its ok I understand the enforcement officers will be attending directly and will issue an abatement notice if noise nuisance is witnessed. They can gather the contact details onsite for me at the time.

Regards

Daliah

From: Guy Hicks <>
Sent: 14 December 2021 10:13
To: Barrett Daliah <Daliah.Barrett@haringey.gov.uk>
Subject: Re: HORNSEY TAVERN

Hi Daliah,

I agree, can you let me have details times and dates please and I will get you the appropriate contact number.

Kind regards

Guy

On Monday, 13 December 2021, 15:06:22 GMT, Barrett Daliah <daliah.barrett@haringey.gov.uk> wrote:

Hello Guy,

Can you please provide a contact number for the Premises Licence holder at the Horney Tavern, we are receiving complaints of noise nuisance and I would like to have it dealt with as soon as possible.

Regards

Daliah Barrett

Licensing Team Leader

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From: [Barrett Daliah](#)
To: [Barrett Daliah](#)
Subject: FW: The Hornsey Tavern, Hornsey High Street N8 NS 2 COMPLAINTS
Date: 05 April 2022 10:54:58

NS 2

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

Sent: 30 January 2022 21:56

To:

Cc: Licensing <Licensing.Licensing@haringey.gov.uk>; Cllr Jogee Adam <Adam.Jogee@haringey.gov.uk>; Cllr Carlin Dana <Dana.Carlin@haringey.gov.uk>; NAMailbox-.Licensing@met.police.uk

Subject: RE: The Hornsey Tavern, Hornsey High Street N8

Dear residents,

So sorry to hear that the operation of the venue is impacting you in this way. I am not aware of any of the incidents referred to but I have asked the Police Licensing Team for information.

As the pub is licensed under the Licensing Act 2003 the premises licence can be reviewed at any time, however evidence of the issues arising must be obtained.

The Hornsey Tavern holds a Premises licence that allows for alcohol sales, regulated entertainment, and late-night refreshment, I have attached a copy of the licence and the conditions imposed on it.

Licensable activity as defined by the law is:

- The sale of alcohol
- Regulated entertainment (live music, recorded music, boxing, plays, showing of films etc)
- Late night refreshment - the provision of hot food and hot drink between the hours of 23:00-0500am

They must do all they can to promote the licensing objectives as

- the prevention of crime and disorder,
- the prevention of public nuisance,
- public safety, and
- the protection of children from harm.

Failure to comply with the conditions is unlawful. If we get evidence that any of the licensing objectives above are not being upheld, we can take steps to remedy the matter. This can range from the issue of guidance to formal warnings to the revocation of the licence and prosecution in extreme cases. A Premises Licence can be reviewed at any time and by anyone, but they must be able to provide evidence of a problem. The council would only initiate a review where all other enforcement avenues have been exhausted.

What we can do to investigate your complaints

For us to take further action we need to evidence the issue.

Residents can submit recordings (video etc) or reports to us to log so we can build a case. We need to verify how you are affected at home too so won't be able to rely solely on street level assessments of noise. Once we can establish that noise nuisance / public nuisance or issues relating to any of the other licensing objectives are persistent and ongoing we can act. The Police act in a similar capacity for Crime and disorder so any issues of a criminal nature should be reported to them in the first instance but will also inform the process.

We would encourage you to continue to use the online form for reporting noise as its happening so that we can log all reports.

You can also contact us via asb.enforcement@haringey.gov.uk for an update on the

case. We will update you periodically or following complaints too.

Requesting a Review of a premises licence

We suggest that a review should only be initiated where all other enforcement avenues have been exhausted. Interested parties considering making a review application are strongly encouraged to contact the Licensing Team before making an application for a review to discuss whether all areas of dispute resolution have been explored.

A review requires that you have gathered evidence of the issues that the licence holder is failing to comply with.

Before applying for a review, applicants may want to consider whether their concern(s) could be effectively dealt with outside of the formal review process. This could involve, for example:

- Talking to the licence or certificate holder to determine whether there are any steps they may be willing to take to rectify the situation
- Asking us to talk to the licensee on your behalf
- Asking your local MP or councillor to speak to the licence or certificate holder on your behalf
- Talking to the relevant responsible authority (for example, environmental health in relation to noise nuisance, or the police in relation to crime and disorder) to determine whether there is other legislation that could help resolve the issue.

Evidence is a crucial factor when applying for a review, things you may want to consider when seeking a review:

- It may be helpful to get the backing of other people living, or businesses operating in the vicinity of the premises, or other responsible authorities
- Look at our official records about the premises kept in the licensing register. This will show you if other people have made representations or asked for a review of a premises in the past
- If you are thinking of raising a petition, it is important to include names and addresses and indicate clearly on what grounds a review is being applied for. It would also help if a spokesperson could volunteer to receive details about the hearings from us and may be willing to speak on behalf of the petitioners at the hearing.
- If you want to ask another person such as an MP or local councillor to represent you at the review, it is advisable to make such a request in writing so that the individual can demonstrate he or she was asked. It will be a matter for the MP or councillor to decide whether they should agree to your request. They are not obliged to do so, however, most elected representatives are happy to help residents with this sort of issue, and there is no requirement for them to live in the vicinity of the premises in question for them to be able to make representations on behalf of residents that do. It should be noted that councillors who are part of the licensing committee hearing the application will not be able to discuss the application with you outside the formal hearing, so it is suggested that you do not approach them to try to.
- For individual incidents, try to get as much information as possible about any official response (for example, police being called out).
- You may also be able to back up your application with data such as crime statistics. However, it should be noted that conditions attached to licences cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder and his/her staff or agents, but they can seek to control the behaviour of customers on the premises or in the immediate vicinity of the premises as they seek to

enter or leave.

- If there is general noise nuisance on streets because of licensed premises, you will probably need to show how it relates to the specific premises.
- It is important to be able to back up your claims. You could do this by keeping a diary over a period of time, for example. Sound or video recordings may also be helpful. It may also be a while before any hearing, so it is good to keep a clear record.
- Residents or businesses applying for a review following a particular incident should be cautious, as a licensee may argue that this was a one-off problem that can be rectified without a review.
- Have a good idea how you'd like the situation to be resolved.

Noise Team can be contacted via

<https://www.haringey.gov.uk/environment-and-waste/noise-and-animal-control/noise-control#report>

Or during normal office hours for the attention of Jennifer Barrett, ASB Enforcement Manager (West)

Asb.enforcement@haringey.gov.uk

We will make contact with the licence holder once we have had some information back from the Police.

I shall also ask the Out of Hours Team to monitor the premises on late duties.

Kind regards

Daliah Barrett, Licensing Team Leader

licensing@haringey.gov.uk

From:

Sent: 30 January 2022 19:48

To:

Cc: Licensing <Licensing.Licensing@haringey.gov.uk>; Cllr Jogee Adam <Adam.Jogee@haringey.gov.uk>; Cllr Carlin Dana <Dana.Carlin@haringey.gov.uk>

Subject: Re: The Hornsey Tavern, Hornsey High Street N8

Hi

I was also woken up & was very concerned by the seen in the high street. The music was loud & not at all contained, the crowd were also shouting & swearing. Many of them came across into Rectory gardens & although clearly worse for ware climbed into cars a sped off. The Tav which has moved several doors down has never given us cause to worry. I think the current owners need to be made aware this is a residential area & this sort of behaviour is not going to be tolerated. Dot & myself both work on Sundays & having turn up for work at 6am frazzled is not acceptable.

Yours sincerely

Sent from my iPad

On 30 Jan 2022, at 18:43, > wrote:

Dear Licensing Department

Residents in the area are being negatively affected by the newly reopened Hornsey Tavern. We are increasingly concerned about the recent incidents that required police attendance and by the noise levels and the conduct of

this pub's clientele.

In the second significant incident in recent times that I know of, the police were in attendance at the pub last night around 11pm to deal with disorder and an ambulance was also required. The pub crowd out on the street were rowdy and the music level was far too high for a residential area. At one stage between 40 and 50 people were on the pavement directly at the front of the pub while many others were gathered in the street to the side of the pub. The previous incident led to the pub being closed in the early evening due to an incident at which police were present in force to disperse and pacify a large unruly crowd.

I went to the pub 2 weeks ago and was given a very unsympathetic response to my concerns from the landlord's daughter.

The licensing hours at this pub appear to be until 3am Thursdays to Sundays, which may be different to the other three pubs along this High Street. It seems far too late for a pub in a residential area to be open, where people live alongside, above and opposite and are being disturbed into the early hours most weekends and many weekday evenings when the pub clientele are creating noise, especially when leaving on 3am nights. There was also a parking issue as many cars were parked against the railings opposite causing difficulties for other vehicles to pass easily.

If this is the level of antisocial behaviour and noise level in January, it can only get worse as the weather improves and the clientele will be out on the street far more.

I hope you are aware of all the logs of police attendance at this pub since reopening in December 2021 and be advised of concerns about this pub attracting an unwelcome clientele, where the landlord appears unwilling or unable to manage the noise and behaviour problems which this neighbourhood is facing on a regular basis.

I have copied in my local councillors who may already be aware of these concerns from other residents.

Thanks for your attention in this matter.

Sent from [Outlook](#)

From: [Barrett Daliah](#)
To: [Barrett Daliah](#)
Subject: FW: The Hornsey Tavern, Hornsey High Street N8 NS2A
Date: 05 April 2022 11:06:00

NS2A

-----Original Message-----

From: >

Sent: 03 February 2022 12:50

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

Cllr Jogee Adam <Adam.Jogee@haringey.gov.uk>; Cllr Carlin Dana <Dana.Carlin@haringey.gov.uk>; >

Subject: RE: The Hornsey Tavern, Hornsey High Street N8

Dear Daliah Barrett

Thanks for your email and thanks to and for their contributions.

The burden on residents to provide evidence is heavy but I at least am willing to carry on recording and logging incidents and noise levels and ask that from your side you look into the police attendances and report back.

Some questions:

I am going to send you in a separate email video evidence of last Saturday's disturbances as an example of what we are talking about. Is this the kind of recorded evidence you are looking for?

Some traders close to this pub close up by 6pm and will not be affected as they don't live in the area.

Restaurants are usually closed by 11pm but this pub is open for many hours after that time. How do their licensing hours compare to the Three Compasses and Great Northern Railway Tavern further up the high street? The Hornsey Tavern appears to be open potentially until 5am which seems incredible.

I hope you can open the link below to the pub's Facebook page. The pub offers many time limited deals on reduced price drink offers and free food offers and a series of bar tab offers around pool competitions. Is this in the spirit of the licensing regarding responsible promotions?

3. (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;

<https://www.facebook.com/thehornseytavern/>

Dear Licensing Department

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