# **SPECIAL LICENSING SUB COMMITTEE**

# Thursday, 23rd June, 2022, 10.30 am - Microsoft Teams (watch the live meeting <u>here</u> and watch the recording <u>here</u>)

Members: Councillors Ajda Ovat (Chair), Sheila Peacock 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. OBJECTION TO A TEMPORARY EVENT NOTICE FOR CLASIC RESTAURANT, 502-508 HIGH ROAD, TOTTENHAM HIGH ROAD, LONDON N17 (TOTTENHAM HALE) (PAGES 1 - 24)

To consider an objection to a Temporary Event Notice.

Nazyer Choudhury, Principal Committee Co-ordinator Tel – 020 8489 3321 Fax – 020 8881 5218 Email: nazyer.choudhury@haringey.gov.uk

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

Monday, 20 June 2022

# Agenda Item 6

| Report for:<br>Item number: | Special Licensing Sub Committee 23rd June 2022              |
|-----------------------------|-------------------------------------------------------------|
| Title:<br>Report            | TEMPORARY EVENT NOTICE                                      |
| authorised by :             | Daliah Barrett-Licensing Team Leader – Regulatory Services. |
| Ward(s) affected            | Tottenham Hale                                              |

Report for Key/ Non Key Decision: Not applicable

#### 1. Describe the issue under consideration

- 1.2 Authorisation from the Council is required for the sale or supply of alcohol, the provision of regulated entertainment and the provision of late night refreshment.
- 1.3 While most large-scale or permanent businesses will hold Premises Licences to authorise their activities, the Act also provides a light-touch mechanism for smaller, infrequent events, known as Temporary Event Notices.
- 1.4 An individual (known as the "premises user") may give notice of a proposal to use premises for a temporary event, engaging in one or more licensable activities for a period of no more than 168 consecutive hours. The Licensing Sub-Committee is required to consider any objection notice received, and must give the premises user a counter-notice under section 105 of the Licensing Act 2003 if it considers it appropriate for the promotion of a licensing objective to do so. The temporary event may not proceed if a counter-notice has been issued.

#### 2. **Proposals/reason**

- 2.1 The Licensing Sub-Committee has responsibility for exercising many of the Council's powers in respect of the Licensing Act 2003. Consideration by the Committee of the notice(s) appended to this report is required because the notice(s) have attracted an objection from the Police and or Council's Noise Team RA.
- 2.2 Details of the notice are set out in the Appendix to this report. The statutory consultation requirement set out in paragraph 3 below has been complied with by the premises user(s), and has resulted in the Noise Team RA and/or the Police giving an objection notice to the licensing authority.
- 2.3 The premises user, the Police and the Public Protection Team have been invited to attend the hearing
- 2.4 The fee for giving a temporary event notice is prescribed within the Licensing Act 2003.

#### 3. Consultation requirements

3.1 The premises user is required to give a copy of any temporary event notice to the Police and the Council's ASB Noise Team no later than 10 working days before the first day of the proposed event. If either body is satisfied that allowing the premises to be used in accordance with the notice would undermine any of the licensing objectives,



they must give an objection notice to the licensing authority and to the premises user within three days of receiving the copy of the notice. It is also possible to give a late TEN with between 5 and 10 working days notice, however if an objection notice is given the event cannot proceed.

- 3.2 An applicant's' failure to comply with the above consultation requirements would invalidate the notice. All notices set out in the appendix of this report have complied with the consultation requirements.
- 3.3 The Act does not make provision for further consultation with any other responsible authorities nor interested parties, and there is no requirement for the premises user to publicise their notice.

#### 4 Legal and Democracy

- 4.1 The authorisation of premises for the supply of alcohol, regulated entertainment and late night refreshment fall within the provisions of the Licensing Act 2003.
- 4.2 When carrying out its licensing functions, the Sub-Committee shall act with regard to the Council's Licensing Policy, Statutory Guidance, and with a view to promoting the Licensing Objectives. The objectives are:
  - The prevention of crime and disorder
  - The prevention of public nuisance
  - Public safety
  - The protection of children from harm
- 4.3 The Sub-Committee must ensure that all licensing decisions have:
  - a direct relationship to the promotion of one or more of the 4 licensing objectives;
  - regard to the statement of licensing policy;
  - regard to the Secretary of State's Guidance;
  - there must not be a 'blanket policy' to the extent that it is applied so rigidly that an exercise of discretion in each individual case is precluded.
- 4.4 Applications must be considered with regard to the principles of fair process and the Human Rights Act.
- 4.5 The purpose of Haringey's Statement of Licensing Policy is to make clear to applicants and relevant representatives the considerations that will be taken into account when determining applications. It is also intended to guide the Licensing Committee when considering licensing applications; however the Licensing Committee must consider each application on its own merit and only allow exceptions to its own policy where the circumstances of the application justify it.
- 4.6 Subject to both the Council's Statement of Licensing Policy and Statutory Guidance having been properly considered a Sub Committee may depart from them if there are good reasons for doing so. Full reasons must be given and Sub-Committees should be aware that such departures could give rise to an appeal or judicial review.
- 4.7 Section 105(2)(b) of the Act requires that the licensing authority must, having regard to the objection notice, give the premises user a counter notice under this section if it considers it, "appropriate for the promotion of a licensing objective to do so." The temporary event may not proceed if a counter-notice has been given.
- 4.8 Section 106A(2) of the Act provides that the licensing authority may impose one or more



conditions on the standard TEN if:

- a) it considers it appropriate for the promotion of the licensing objectives to do so;
- b) the conditions are also imposed on a premises licence or club premises certificate that has effect in respect of or in any part of the same premises as the TEN;
- c) the conditions would not be inconsistent with the carrying out of licensable activities under the TEN.
- 4.9 It is considered inappropriate for officers involved in the administration of notices to make recommendations. However, the Committee may choose whether to have regard to any representations made by police officers or Council's ASB Noise Team if they believe that using the premises in accordance with the TEN will undermine the licensing objectives.
- 4.10 At any time prior to the hearing, the police or the Council's ASB Noise Team may, with the agreement of the premises user, modify the temporary event notice by making changes to the notice. The objection notice shall be treated as having been withdrawn from the time the temporary event notice is modified. The premises user may also withdraw the notice completely at any time up until 24 hours prior to the proposed start time of the notice.
- 4.11 In accordance with the provisions of Part 3 of Schedule 5 of the Act, where the licensing authority gives a counter-notice under section 105, the premises user may appeal against the decision. Where the authority does not give a counter-notice, the person giving the objection notice may appeal against the decision. In both cases, appeals must be made to a Magistrates Court within 21 days of receiving notification of the decision however, no appeal can be brought less than 5 working days prior to the first proposed event day.



#### SPECIAL LICENSING SUB-COMMITTEE 23rd June 2022

Report title: Clasic Restaurant -502-508 High Road Tottenham High Road London N17

Applicant: Ms Cotlogut

Application type: Temporary Event Notices (TEN)

Application date: 10<sup>th</sup> June 2022

Ward – Tottenham Hale

Premises Type – Snooker Hall now being used as a banqueting hall

#### 1 Application Summary

1.1 This is an application relating to TENs contested by The Metropolitan Police and the Councils ASB Noise Team RA for a counter-notice to be issued against the Temporary Event Notice.

#### 1.2 Policy implications

- 1.3 The Licensing Objectives engaged by this application are:
  - a. Prevention of crim and Disorder
  - b. Prevention of Public Nuisance
  - c. Public Safety
- 1.4 Application App A.
- 1.5 On 10<sup>th</sup> June 2022 Ms Cotlogut gave the Licensing Authority a Temporary Event Notice (TEN) under section 100 of the Licensing Act 2003. The notice giver seeks permission to host the event at a venue called Clasic Restaurant situated at 502-508 High Road Tottenham London N17. The premises is unlicensed and subject to a prosecution under the Licensing Act 2003.
- 1.6 The TENs seek to authorise the following licensable activities:
  - a. The provision of regulated entertainment; and,
  - b. Late night refreshment.
  - c. Sale by Retail of Alcohol (on sales)

The applicant is applying for the dates 24th June to 25th June starting 2000 hrs and ending 0330 Hrs (24th) for 300 people, to carry out the licensable activities.

1.7 The TEN's has received an objection notices from the Metropolitan Police and ASB Noise Team. The objections engage with the licensing objectives of the prevention of crime and disorder, the prevention of public nuisance and public safety. The Police note that Ms Cotlogut and her partner Mr Mandachi have continued to use the venue for unauthorised licensable activity.



#### 2 Background

- 2.1 The premises is situated behind McDonalds on High Road Tottenham N17. It consist of a large hall located upstairs on the first floor. The premises was previously a snooker hall but is now being operated as an entertainment venue and restaurant. We are advised that there is Planning permission in place for this use and the applicant has been provided with details to engage with Planning on this matter.
- 2.2 The premises has come to the attention of the Council and Police due to unauthorised activity found to be taking place onsite. These matters are now subject to enforcement/prosecution action.
- 2.3 Mr Cotlogut and her partner Mr Mandachi continues to operate the venue without a valid Licence. Police and Local Authority Enforcement have provided numerous guidance and information to Ms Cotlogut and Mr Mandachi about the need to ensure they were compliant with the law. At the worst point Mr Mandachi took steps to actively block and obstruct officers from entering the venue to investigate the unlawful activity. At one event in February 2022 fighting broke out and an attendee received an injury to their face. There were further events being promoted at this point and the Council took the step to serve a letter of intent to apply for a Closure Order if Mr Mandachi and Ms Cotlogut failed to cancel the then proposed events.

There is now an active prosecution case against Mr Mandachi and Ms Cotlogut for the incidents of unauthorised events at the venue.

#### 3 Representations

3.1 The application is opposed as the applicant has not demonstrated that they would comply with relevant law or conditions put in place with regards to promoting or upholding the licensing objectives.

#### 4 Licensing Officer comments

- 4.1 The part of the Statutory Guidance (May 2018) relevant to this application and The representation are Chapters:
  - 7) Temporary Event Notices;
  - 9) Determining Applications; and,
  - 15) Regulated Entertainment.
- 4.2 The parts of the statement of Licensing policy that are relevant to this application are: Section: 9.4
  - 14.1 16 20.9

#### 5 Conclusion:

5.1 Section 106A(2) of the Act provides that the licensing authority may impose one or more



conditions on the standard TENs if:

- It considers it appropriate for the promotion of the Licensing Objectives to do so;
- The conditions are also imposed on a premises licence or club premises certificate that has effect in respect of any or in any part of the same premises as the TEN;
- The Conditions would not be inconsistent with the carrying out of licensable activities under the TEN.

5.2 Members have three options when determining the Notice,

- To issue a Counter Notice
- To impose conditions on the TEN where those are already imposed on the premises licence.
- To refuse to issue a Counter Notice.

#### 6. 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".

#### 7 Human Rights

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
- $\circ$  Article 6(1) Right to a fair hearing.
- Article 10 Freedom of Expression
- 8 Use of Appendices

Appendix 1 – Application document Appendix 2 – Representation from Met Police & ASB Noise Team

#### Background papers: Section 82 Guidance Haringey Statement of Licensing policy

# Appendix 1

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#### London Borough of Haringey, Licensing Team, Level 1, River Park House 225 High Road, London N22 8HQ

#### **Temporary Event Notice**

Before completing this notice, please read the guidance notes at the end of the notice. If you are completing this notice by hand, please write legibly in block capitals. In all cases, ensure that your answers are inside the boxes and written in black ink or typed. Use additional sheets if necessary. You should keep a copy of the completed notice for your records. You must send at least one copy of this notice to the licensing authority and additional copies must be sent to the chief officer of police and the local authority exercising environmental health functions for the area in which the premises are situated. The licensing authority will give to you written acknowledgement of the receipt of the notice.

I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

| 1. The personal de                      | tails of premises user (Please                                  | read note 1)                                      |  |  |
|-----------------------------------------|-----------------------------------------------------------------|---------------------------------------------------|--|--|
| 1. Your name                            |                                                                 |                                                   |  |  |
| Title                                   | Mrs X Other (please state)                                      | Miss                                              |  |  |
| Surname                                 | Cornelia                                                        |                                                   |  |  |
| Forenames                               | Cotlogut                                                        |                                                   |  |  |
| 2. Previous names<br>Please continue on | (Please enter details of any p<br>a separate sheet if necessary | revious names or maiden names, if applicable.     |  |  |
| Title                                   | Mr Mrs Miss M                                                   |                                                   |  |  |
| Surname                                 | N/A                                                             |                                                   |  |  |
| Forenames                               | N/A                                                             |                                                   |  |  |
| 3. Your date of bir                     | th                                                              | Day                                               |  |  |
| 4. Your place of bi                     | rth                                                             |                                                   |  |  |
| 5. National Insurar                     |                                                                 |                                                   |  |  |
| 6. Your current add                     | dress (We will use this address                                 | ss to correspond with you unless you complete the |  |  |
| separate correspon                      | dence box below)                                                |                                                   |  |  |
|                                         | and a state of the state                                        | 물건 사람이 나는 것 같아요. 것 같아요. 이 같아요. 가지 않는 것 같아요.       |  |  |
|                                         |                                                                 |                                                   |  |  |
|                                         |                                                                 |                                                   |  |  |
|                                         |                                                                 |                                                   |  |  |
| Post town:                              |                                                                 | Postcode:                                         |  |  |
|                                         |                                                                 |                                                   |  |  |
| 7. Other contact de                     | tails                                                           |                                                   |  |  |
| Telephone number                        | s                                                               |                                                   |  |  |
| Daytime                                 |                                                                 |                                                   |  |  |
|                                         |                                                                 |                                                   |  |  |
| Evening (optional)                      |                                                                 |                                                   |  |  |
|                                         |                                                                 |                                                   |  |  |
| Mobile (optional)                       | 1)                                                              |                                                   |  |  |
| Fax number (option<br>E-Mail address    | nal)                                                            |                                                   |  |  |
| (if available)                          |                                                                 |                                                   |  |  |
|                                         | ess for correspondence (If vo                                   | u complete the details below, we will use this    |  |  |
| address to correspo                     |                                                                 | a complete the details below, we will use this    |  |  |
|                                         |                                                                 |                                                   |  |  |
| N/A                                     |                                                                 |                                                   |  |  |
|                                         |                                                                 |                                                   |  |  |
|                                         |                                                                 |                                                   |  |  |
|                                         |                                                                 |                                                   |  |  |

| Post town N/A                     |               | Postcode N/A | 0    |  |
|-----------------------------------|---------------|--------------|------|--|
| 9. Alternative contact details (i | f applicable) |              |      |  |
| Telephone numbers:                |               |              |      |  |
| Daytime                           |               |              |      |  |
|                                   |               |              |      |  |
| Evening (optional)                |               |              |      |  |
|                                   |               |              |      |  |
| Mobile (optional)                 |               |              |      |  |
| Fax number (optional)             |               |              |      |  |
| E-Mail address                    |               |              |      |  |
| (if available)                    |               |              |      |  |
|                                   |               |              |      |  |
| 2. The premises                   |               |              |      |  |
| Plance give the address of the    | • 1           |              | 1 11 |  |

Please give the address of the premises where you intend to carry on the licensable activities or, if it has no address, give a detailed description (including the Ordnance Survey references) (Please read note 2)

502-508 High road, Tottenham, London, N17 9JF

Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below.

Premises licence number

Club premises certificate number

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3)

Please describe the nature of the premises below. (Please read note 4)

Banqueting hall

Please describe the nature of the event below. (Please read note 5)

Private event

We will have 6 Security Guards with SIA License

| Plance state the licenselyle estimates that a state of                                                                                                                                                                                                                                                                                                                                                                            |                                                                                                                                        |                 |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------|-----------------|
| Please state the licensable activities that you intend<br>licensable activities you intend to carry on). (Please                                                                                                                                                                                                                                                                                                                  | to carry on at the premises (p<br>e read note 6)                                                                                       | lease tick all  |
| The sale by retail of alcohol                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                        |                 |
| The supply of alcohol by or on behalf of a club to, of the club                                                                                                                                                                                                                                                                                                                                                                   | or to the order of, a member                                                                                                           | X               |
| The provision of regulated entertainment (Please n                                                                                                                                                                                                                                                                                                                                                                                | read note 7)                                                                                                                           | X               |
| The provision of late night refreshment                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                                                                        | X               |
| Are you giving a late temporary event notice? (Plea                                                                                                                                                                                                                                                                                                                                                                               | use read note 8)                                                                                                                       | X               |
| Please state the dates on which you intend to use th                                                                                                                                                                                                                                                                                                                                                                              | ese premises for licensable                                                                                                            |                 |
| activities. (Please read note 9)                                                                                                                                                                                                                                                                                                                                                                                                  | ese premises for neensable                                                                                                             |                 |
| activities. (Please read note 9)<br>24/06/2022-25/06/2022                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                        |                 |
| Advictivities. (Please read note 9)<br>24/06/2022-25/06/2022<br>Please state the times during the event period that y                                                                                                                                                                                                                                                                                                             | ou propose to carry on licensa                                                                                                         | ble activities  |
| Activities. (Please read note 9)<br>24/06/2022-25/06/2022<br>Please state the times during the event period that y<br>please give times in 24 hour clock). (Please read no                                                                                                                                                                                                                                                        | ou propose to carry on licensa                                                                                                         | able activities |
| activities. (Please read note 9)                                                                                                                                                                                                                                                                                                                                                                                                  | ou propose to carry on licensa                                                                                                         | able activities |
| Activities. (Please read note 9)<br>Ad/06/2022-25/06/2022<br>Please state the times during the event period that y<br>please give times in 24 hour clock). (Please read no<br>please state the maximum number of people at any<br>llow to be present at the premises during the times<br>icensable activities, including any staff, organisers<br>ote 11)                                                                         | ou propose to carry on licensa<br>ote 10)<br>one time that you intend to<br>when you intend to carry on                                | able activities |
| Please state the maximum number of people at any<br>low to be present at the premises during the times<br>including any staff, organisers<br>ote 11)<br>f the licensable activities will include the sale or<br>upply of alcohol, please state whether these will                                                                                                                                                                 | ou propose to carry on licensa<br>ote 10)<br>one time that you intend to<br>when you intend to carry on                                |                 |
| Activities. (Please read note 9)<br>24/06/2022-25/06/2022<br>Please state the times during the event period that y<br>please give times in 24 hour clock). (Please read no<br>2pm – 3:30am<br>Please state the maximum number of people at any<br>llow to be present at the premises during the times<br>icensable activities, including any staff, organisers<br>ote 11)<br>f the licensable activities will include the sale or | ou propose to carry on licensa<br>ote 10)<br>one time that you intend to<br>when you intend to carry on<br>or performers. (Please read | 300             |

please state the times during the event period that you propose to provide relevant entertainment (including, but not limited to lap dancing and pole dancing). (Please see note 13)

8pm - 3:30am

I will have Security 6 guards with SIA badge

| 4. Personal licence holders (Please | e read note 14)                 |       |    |
|-------------------------------------|---------------------------------|-------|----|
| Do you currently hold a valid perso | onal licence?                   | Yes N | No |
| (Please tick)                       |                                 |       | X  |
| If "Yes" please provide the details | of your personal licence below. |       |    |
| Issuing licensing authority         |                                 |       |    |

| Licence number               |  |  |  |
|------------------------------|--|--|--|
| Date of issue                |  |  |  |
| Any further relevant details |  |  |  |

| 5. Previous temporary event notices you have given (Please read note 15 and tick apply to you)                                                                                                                                                            | the bo | xes that |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------|----------|
| Have you previously given a temporary event notice in respect of any premises<br>for events falling in the same calendar year as the event for which you are now<br>giving this temporary event notice?                                                   | Yes    | No<br>X  |
| If answering yes, please state the number of temporary event notices (including<br>the number of late temporary event notices, if any) you have given for events in<br>that same calendar year                                                            |        |          |
| <ul><li>Have you already given a temporary event notice for the same premises in which the event period:</li><li>a) ends 24 hours or less before; or</li><li>b) begins 24 hours or less after</li><li>the event period proposed in this notice?</li></ul> | Yes    | No<br>X  |

| 6. Associates and business colleagues (Please read note 16 and tick the boxes that                                                                                                                                                                                                                   | t apply | to you) |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|---------|
| Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?                                                                                                                                 | Yes     | No<br>X |
| If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year.                                                                                         |         |         |
| <ul><li>Has any associate of yours already given a temporary event notice for the same premises in which the event period:</li><li>a) ends 24 hours or less before; or</li><li>b) begins 24 hours or less after</li><li>the event period proposed in this notice?</li></ul>                          | Yes     | No<br>X |
| Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?                                                                             | Yes     | No<br>X |
| If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your business colleague(s) have given for events in the same calendar year.                                                                                |         |         |
| Has any person with whom you are in business carrying on licensable activities<br>already given a temporary event notice for the same premises in which the event<br>period:<br>a) ends 24 hours or less before; or<br>b) begins 24 hours or less after<br>the event period proposed in this notice? | Yes     | No<br>X |

| 7. Checklist (Please read note 17)                                                                               |   |
|------------------------------------------------------------------------------------------------------------------|---|
| I have: (Please tick the appropriate boxes, where applicable)                                                    |   |
| Sent at least one copy of this notice to the licensing authority for the area in which the premises are situated | Х |

| Sent a copy of this notice to the chief officer of police for the area in which the premises are situated                                                                                                                  | Х |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---|
| Sent a copy of this notice to the local authority exercising environmental health functions for the area in which the premises are situated                                                                                | Х |
| If the premises are situated in one or more licensing authority areas, sent at least one copy of this notice to each additional licensing authority                                                                        | Х |
| If the premises are situated in one or more police areas, sent a copy of this notice to<br>each additional chief officer of police                                                                                         | Х |
| If the premises are situated in one or more local authority areas, sent a copy of this notice to each additional local authority exercising environmental health functions                                                 | Х |
| Please note payment will be taken over the phone once the application has been accepted; a reference number will be allocated to you. We will contact you via phone to take payment. You will need a debit or credit card. | Х |
| Signed the declaration in Section 9 below                                                                                                                                                                                  | Х |

#### 8. Condition (Please read note 18)

It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the sale or supply of alcohol that all such supplies are made by or under the authority of the premises user.

#### 9. Declarations (Please read note 19)

The information contained in this form is correct to the best of my knowledge and belief.

I understand that it is an offence:

(i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine of any amount; and

(ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine of any amount, or to imprisonment for a term not exceeding six months, or to both.

| Signature                 |                  |  |
|---------------------------|------------------|--|
|                           |                  |  |
| Date                      | 09/06/2022       |  |
| Name of<br>Person signing | Conelia Cotlogut |  |

For completion by the licensing authority

| 10. Acknowledg   | gement (Please read note 20)           |
|------------------|----------------------------------------|
| I acknowledge re | eccipt of this temporary event notice. |
| Signature        |                                        |
|                  |                                        |
|                  | On behalf of the licensing authority   |
| Date             |                                        |
| Name of          |                                        |
| Officer signing  |                                        |

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# Appendix 2

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From: Barrett Jennifer <Jennifer.Barrett@Haringey.gov.uk>
Sent: 14 June 2022 17:20
To: Shah Noshaba <Noshaba.Shah@haringey.gov.uk>; Licensing
<Licensing.Licensing@haringey.gov.uk>
Subject: RE: TEN - Clasic Restaurant, 502-508 High Road (24/06/22) WK537001

Dear Licensing TEN - Clasic Restaurant, 502-508 High Road (24/06/22) WK537001

The applicant has requested a TEN for permission to operate on 24<sup>th</sup> to 25<sup>th</sup> June 2022 and until 03:00hours.

We believe the operator continues to hold events in the absence of a licence or permission.

The applicant continues to operate in breach the licensing act despite warnings issued. Most recently we attended the premises at 00:48hours 12<sup>th</sup> June 2022 and believe they were operating as we observed people leaving and entering the venue at this time.

They continue to operate in breach of the licensing act (and despite our warnings about the consequences of non-compliance). There is insufficient information provided on the TEN about the measures they will undertaken to uphold the Prevention of Public Nuisance Licensing Objective (bar the employment of 6 SIA).

As a result of the above we recommend REFUSAL of the TEN.

Yours sincerely

Jennifer Barrett

Noise and Nuisance Manager Environment & Neighbourhoods

M 07989 223 970

jennifer.barrett@haringey.gov.uk www.haringey.gov.uk



For the latest updates on the Coronavirus visit <u>www.haringey.gov.uk/news-and-</u> events/haringey-coronavirus-covid-19-updates

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1<sup>st</sup> Floor, River Park House 225 High Road, London,

N22 8HQ twitter@haringeycouncil facebook.com/haringeycouncil Please consider the environment before printing this email

From: Justyna.Golota <Justyna.Golota
Sent: 14 June 2022 15:00
To: Licensing <Licensing.Licensing@haringey.gov.uk>; Barrett Daliah
<Daliah.Barrett@haringey.gov.uk>
Subject: RE: TEN - Clasic Restaurant, 502-508 High Road (24/06/22) WK537001

Please see attached updated rep for the above TEN application

Kindly

J.

From: Barrett Daliah <<u>Daliah.Barrett@haringey.gov.uk</u>> On Behalf Of Licensing
Sent: 13 June 2022 15:32
To: NA Mailbox - Licensing <<u>NAMailbox-.Licensing@met.police.uk</u>>; Poorman Lea
<<u>Lea.Poorman@haringey.gov.uk</u>>; Barrett Jennifer <<u>Jennifer.Barrett@Haringey.gov.uk</u>>; Licensing
<<u>Licensing.Licensing@haringey.gov.uk</u>>; Golota Justyna - NA-CU 
Subject: RE: TEN - Clasic Restaurant, 502-508 High Road (24/06/22) WK537001

Dear all

This is not a Late TENS, there are 10 clear working days between the application submission and the proposed event date.

Mr Mandachi has asked for a hearing to make his case to the LSC, I will source a date, which will be a daytime hearing.

Regards Daliah

From: Justyna.Golota On Behalf Of <u>NAMailbox-.Licensing@met.police.uk</u>
Sent: 13 June 2022 12:05
To: Poorman Lea <<u>Lea.Poorman@haringey.gov.uk</u>>; Barrett Jennifer
<<u>Jennifer.Barrett@Haringey.gov.uk</u>>; Licensing <<u>Licensing@haringey.gov.uk</u>>
Cc: <u>NAMailbox-.Licensing@met.police.uk</u>
Subject: RE: TEN - Clasic Restaurant, 502-508 High Road (24/06/22) WK537001

Dear licencing

Please see police representation in relation to the above LATE TEN application Kind regards



Police Constable Justyna GOLOTA 2211NA North Area BCU Partnership & Prevention Licencing Officer Metropolitan Police Service North Area BCU (Enfield & Haringey)



Edmonton Police Station, 462 Fore Street, N9 0PW
 07922044307
 www.met.police.uk Justyna.Golota@met.police.uk
 Ewfield Haringey
 Unless otherwise stated this email is GSC Code – Official

From: Poorman Lea <Lea.Poorman@haringey.gov.uk>
Sent: 10 June 2022 09:49
To: NA Mailbox - Licensing <<u>NAMailbox-.Licensing@met.police.uk</u>>;
ASB.Enforcement@haringey.gov.uk; Barrett Jennifer <<u>Jennifer.Barrett@Haringey.gov.uk</u>>
Cc: Shah Noshaba <<u>Noshaba.Shah@haringey.gov.uk</u>>; Barrett Daliah
<<u>Daliah.Barrett@haringey.gov.uk</u>>
Subject: TEN - Clasic Restaurant, 502-508 High Road (24/06/22) WK537001

Dear all,

Please see attached.

Please ensure you respond or send any correspondence to <u>licensing@haringey.gov.uk</u>. If it is sent to me directly it there may be a delay in obtaining a response.

Kind Regards,

Lea Poorman Licensing Administrator



Haringey London Licensing Authority, River Park House, Level 1 North, 225 High Road, Wood Green, London, N22 8HQ T. 020 8489 8232

E. licensing@haringey.gov.uk

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#### Our reference:

Date: 14 June, 2022

#### **Metropolitan Police Service**

LICENSING AUTHORITY RIVER PARK HOUSE LEVEL 1 NORTH 225 HIGH ROAD LONDON N22 8HQ

> Edmonton Police Station 462 Fore Street London N9 0PW

Dear Licensing

#### **Re: Late Temporary Event Notice**

#### Clasic Restaurant, 502-508 High Road, Tottenham N17 9JF

With reference to the above premises, the Police Licensing Team will be rejecting the Temporary Event Notices.

The applicant is applying for the dates 24t<sup>th</sup> June to 25<sup>th</sup> June starting 2000 hrs and ending 0330 Hrs (24<sup>th</sup>) for 300 people, to carry out the licensable activities of:

- Supply of alcohol by or on behalf of a club to a member
- Provision of regulated entertainment
- Late night Refreshment

Police object in entirety and make representations due to the fact that the local authority following numerous breaches of the Licencing act by the premises are currently under notice of intention to serve a closure notice pursuant to S76 Antisocial Behaviour, Crime and Policing Act 2014 by the Local Authority.

Notice to this effect was served to a Mr Alin Mandache on the 16<sup>th</sup> February 2022 by the Senior Lawyer Litigation Dept. for the London Borough of Haringey.

In addition to this on the 14<sup>th</sup> February 2022 whilst licensable activities were being carried out at the premises without lawful authority, disorder broke out and it was discovered that a patron had received injuries consistent with an offence of assault occasioning Grievous bodily harm from within the premises whereby Police were called by a victim in the street.

The above application was submitted by Miss Cornelia Cotlogut, with limited information as to the nature of the event, and submitted as a TEN on Friday the 10<sup>th</sup> June 2022.

Police have concerns that premises are not managed in a lawful manner and we have no trust that these premises would uphold any of the licensing objectives if allowed a temporary event notice .In fact from previous history all indications would be that there is a real risk of Public Nuisance and risk to patrons due to insufficient effective management of the premises whereby Crime and Disorder is allowed to proliferate unabated.

Officer: Justyna Golota 2211NA

Licensing Officer Haringey and Enfield Police

Justyna.Golota@met.police.uk

Date: 13/06/2022