

## NOTICE OF MEETING

# LICENSING SUB COMMITTEE

Thursday, 8th February, 2024, 7.00 pm - Microsoft Teams (watch the live meeting [here](#) and watch the recording [here](#))

**Members:** Councillors Anna Abela (Chair), Barbara Blake and Nick da Costa

**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

The Chair will consider the admission of any late items of Urgent Business. (Late items will be considered under the agenda item where they appear. New items will be dealt with under item 7 below).

### 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 Sub-Committee will first hear from the Licensing Officer. After that, the applicant will present their application and the Sub-Committee and objectors will have the opportunity to ask questions. Then, the objectors will present their case and the Sub-Committee and objectors will have the opportunity to ask questions.

All parties will then have the opportunity to sum up, and then the meeting will conclude to allow the Sub-Committee to deliberate and reach a decision. This decision will then be provided in writing within five working days of this meeting.

## **6. APPLICATION FOR A VARIATION OF A PREMISES LICENCE AT MAMA JUANA RESTAURANT BAR, 420 HIGH ROAD, TOTTENHAM, LONDON N17 9JB (TOTTENHAM CENTRAL) (PAGES 1 - 52)**

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

## **7. NEW ITEMS OF URGENT BUSINESS**

To consider any items of urgent business as identified at item 3.

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

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

Wednesday, 31 January 2024

**Report for:** Licensing Sub Committee - 8 February 2024

**Item number:** 6

**Title:** Application for a Variation of a Premises Licence- Mama Juana Restaurant Bar, 420 High Road, Tottenham, London N17 9JB.

**Report authorised by :** Daliah Barrett-Licensing Team Leader – Regulatory Services.

**Ward(s) affected:** Tottenham Central

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

1. **Describe the issue under consideration**

1.1 This report relates to an application to vary an existing premises licence by Ms Yesinia Ramirez.

1.2 The application seeks to extend the hours as follows:

**Regulated Entertainment: Plays, Recorded Music, Performance of Dance & Anything of a similar description to Live Music, Recorded Music or Performance of**

**Dance**

Thursday	0800 to 0100 hours
Friday to Sunday	0800 to 0300 hours

**Live Music**

Thursday to Sunday	0800 to 0300 hours
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**Sale of Alcohol**

Thursday	0800 to 0100 hours
Friday to Sunday	0800 to 0300 hours

Supply of alcohol **ON** the premises.

**Hours open to Public**

Thursday	0800 to 0100 hours
Friday to Sunday	0800 to 0300 hours

1.3 The application can be found at - **Appendix A.**

1.4 **Representations have been received from:**

**Responsible Authorities - The Met Police App B.**

1.5 **Recommendation**

In considering the representations received and what is appropriate for the promotion of the licensing objectives, the steps the Sub-Committee can take are:

- Grant the application as requested
- Grant the application whilst imposing additional conditions and/or altering in any way the proposed operating schedule.
- Exclude any licensable activities to which the application relates
- Reject the whole or part of the application

Members of the licensing sub committee are asked to note that they may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must be appropriate in order to promote the licensing objectives.

## 2 Background

2.1 The premises is situated along the parade of commercial business in Tottenham High Road with residential above and directly across the road to it.

The premises has an existing Premises Licence attached at **App C**.

### 2.2 The premises has Planning permission that allows the following:

*'The use hereby permitted shall not be operated outside 08:00 to 23:00 Monday to Friday, 08:00 to 23:00 Saturdays and 09:00 to 21:00 Sundays and Bank Holidays.*

*No variation to the above hours shall be permitted without the prior written approval of the Local Planning Authority.*

*Reason: This permission is given to facilitate the beneficial use of the premises whilst ensuring that the amenities of adjacent residential properties are not diminished.*

*At no time shall any amplified music generated from the site be audible within the adjoining premises.*

*Reason: To prevent loss of amenity to neighbouring residential premises due to noise generated from the premises.'*

2.3 No application has been made to Planning for the later hours being requested under the licensing process.

2.4 The premises was visited by the Building Control Officer who raised concerns relating to fire safety matters that have been referred to the London Fire Authority for investigation. App D.

## 3 Licensing Policy

3.1 The committee will also wish to be aware of the guidance issued under section 182 of the Licensing Act 2003. Licensing is about regulating the provision of licensable activities on licensed premises, by qualifying clubs and at temporary events within the terms of the Licensing Act 2003. The terms and conditions attached to various permissions are focused on matters which are within the control of individual licensees and others granted relevant permissions. Accordingly, these matters will centre on the premises and places being used for licensable activities and the vicinity of those premises and places.

3.2 The objective of the licensing process is to allow for the carrying on of retail sales of alcohol and the prevention of public nuisance, prevention of crime and disorder, public safety and protection of children from harm. It is the Licensing

Authority's wish to facilitate well run and managed premises with licence holders displaying sensitivity to the impact of the premises on local residents.

- 3.3 In considering licence applications, where relevant representations are made, this Licensing Authority will consider the adequacy of measures proposed to deal with the potential for public nuisance and/or public disorder having regard to all the circumstances of the case.
- 3.4 Where relevant representations are made, this authority will demand stricter conditions with regard to noise control in areas that have denser residential accommodation, but this will not limit opening hours without regard for the individual merits of any application. This authority will consider each application and work with the parties concerned to ensure that adequate noise control measures are in place. Any action taken to promote the licensing objectives will be appropriate and proportionate.
- 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.
- 3.6 Where relevant representations are made, this authority will demand stricter conditions with regard to noise control in areas that have denser residential accommodation, but this will not limit opening hours without regard for the individual merits of any application. This authority will consider each application and work with the parties concerned to ensure that adequate noise control measures are in place.
- 3.7 Also The Licensing Authority may not impose conditions unless its discretion has been exercised following receipt of relevant representations and it is satisfied as a result of the hearing that it is appropriate to impose conditions to promote one or more of the four licensing objectives. Therefore conditions may not be imposed for the purpose other than promoting the licensing objectives and in some cases no additional conditions will be required.
- 3.8 In cases Members should make their decisions on the civil burden of proof, that is the balance of probability.
- 3.9 Members should consider in all cases whether or not primary legislation is the appropriate method of regulation and should only consider licence conditions when the circumstances in their view are not already adequately covered elsewhere.
- 3.10 The Government has advised that conditions must be tailored to the individual type, location and characteristics of the premises and events concerned. Conditions cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder and their staff.  
The Councils Licensing policy generally expects applicants to address the licensing objectives and discuss how to do this with the relevant responsible authorities.

## 4 Licensing hours

- 4.2 Where relevant representations are made, the Council will consider the proposed hours on their individual merits. Notwithstanding this, the Council may require stricter conditions in areas that have denser residential accommodation to prevent public nuisance. The Council will endeavour to work with all parties concerned in such instances to ensure that adequate conditions are in place.

The Council may restrict the hours that certain premises can offer alcohol for sale for consumption off the premises for preventing crime, disorder and nuisance.

## 5 Powers of a Licensing Authority

- 5.1 The decision should be made with regard to the Secretary of the State's guidance and the Council's Statement of Licensing Policy under the Licensing Act 2003. Where the decision departs from either the Guidance or the Policy clear and cogent reasons must be given. Members should be aware that if such a departure is made the risk of appeal / challenge is increased.
- 5.2 The licensing authority's determination of this application is subject to a 21 day appeal period or if the decision is appealed the date of the appeal is determined and /or disposed of.

## 6. Other considerations

**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".

### 6.1 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
- Article 6(1) – Right to a fair hearing.
- Article 10 – Freedom of Expression

## 7 Use of Appendices

**Appendix A – Variation Application.**

**Appendix B – Met Police Representations.**

**Appendix C – Existing licence**

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

# Appendix A

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\* required information

### Section 1 of 18

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes  No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

### Applicant Details

\* First name

YESENIA

\* Family name

CUEVAS RAMIREZ

\* E-mail

Main telephone number

Include country code.

Other telephone number

contacted by telephone

Are you:

Applying as a business or organisation, including as a sole trader  
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

### Applicant Business

Is your business registered in the UK with Companies House?

Yes  No

Note: completing the Applicant Business section is optional in this form.

Registration number

13880224

Business name

DOMINICAN RESTAURANT BAR MAMA JUANA UK LTD

If your business is registered, use its registered name.

VAT number

- 434776274

Put "none" if you are not registered for VAT.

Legal status

Private Limited Company

*Continued from previous page...*Your position in the business Home country 

The country where the headquarters of your business is located.

**Registered Address**

Address registered with Companies House.

Building number or name Street District City or town County or administrative area Postcode Country **Section 2 of 18****APPLICATION DETAILS**

**This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.**

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

\* Premises Licence Number 

Are you able to provide a postal address, OS map reference or description of the premises?

 Address     OS map reference     Description
**Postal Address Of Premises**Building number or name Street District City or town County or administrative area Postcode Country **Premises Contact Details**Telephone number

*Continued from previous page...*

Non-domestic rateable value of premises (£)

**Section 3 of 18**

**VARIATION**

Do you want the proposed variation to have effect as soon as possible?  Yes  No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

Yes  No

You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

**Describe Briefly The Nature Of The Proposed Variation**

Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.

MAMA JUANA RESTAURANT BAR IS DESIGNED TO HOLD FAMILY CELEBRATIONS, EVENTS SUCH AS: BIRTHDAYS , ENGAGEMENT PARTIES, BAPTISMS,ETC ACCORDING TO OUR CULTURE . CONSIDERING THA WE HAVE AN ADEQUATE STRUCTURE SUCH AS: 1 MAIN DOOR AND EMERGENCY EXIT , THE NECESSARY SINGS, FIRE EXTINGUISHER, ADEQUATE TOILETS, SECURITY SYSTEM CCTV, SECURITY PERSONNEL ,AND TRAINED SERVICE PERSON, ETC.

**Section 4 of 18**

**PROVISION OF PLAYS**

[See guidance on regulated entertainment](#)

Will the schedule to provide plays be subject to change if this application to vary is successful?

Yes  No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

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WEDNESDAY

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Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

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FRIDAY

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SATURDAY

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SUNDAY

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Will the performance of a play take place indoors or outdoors or both?

- Indoors
  Outdoors
  Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

Provide further details here.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for performing plays.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where the premises will be used for the performance of a play at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Continued from previous page...

**Section 5 of 18**

**PROVISION OF FILMS**

[See guidance on regulated entertainment](#)

Will the schedule to provide films be subject to change if this application to vary is successful?

- Yes  No

**Section 6 of 18**

**PROVISION OF INDOOR SPORTING EVENTS**

[See guidance on regulated entertainment](#)

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

- Yes  No

**Section 7 of 18**

**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

[See guidance on regulated entertainment](#)

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

- Yes  No

**Section 8 of 18**

**PROVISION OF LIVE MUSIC**

[See guidance on regulated entertainment](#)

Will the schedule to provide live music be subject to change if this application to vary is successful?

- Yes  No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

THURSDAY

Start  End

Start  End

FRIDAY

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SATURDAY

Start  End

Start  End

SUNDAY

Start  End

Start  End

Will the performance of live music take place indoors or outdoors or both?

- Indoors       Outdoors       Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

MUSIC AMPLIFIER COULD BE TURNED ON, BEACUSE THE PLACE IS SOUNDPROOF

State any seasonal variations for the performance of live music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

HOLIDAYS THAT ARE IN VARIATION FOR EXAMPLE , DAYS ON CHRSTMAS, CHRISTMAS EVE, NEW YEAR'S DAY, THREE KING S DAY, JANUARY 6, DOMINICAN REPUBLIC INDEPENDENCE DAY FEBRUARY 27, EASTER AND LONDON HOLLIDAY

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed, above below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

HOLIDAYS THAT ARE IN VARIATION FOR EXAMPLE , DAYS ON CHRSTMAS, CHRISTMAS EVE, NEW YEAR'S DAY, THREE KING S DAY, JANUARY 6, DOMINICAN REPUBLIC INDEPENDENCE DAY FEBRUARY 27, EASTER AND LONDON HOLLIDAY

**Section 9 of 18**

**PROVISION OF RECORDED MUSIC**

[See guidance on regulated entertainment](#)

*Continued from previous page...*

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

- Yes                       No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

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WEDNESDAY

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THURSDAY

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FRIDAY

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SATURDAY

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End

SUNDAY

Start

End

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

- Indoors                       Outdoors                       Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

BIRTHDAY, COMMUNION PARTY, INDEPENDENCE PARTY, HALLOWEEN, VALENTINES DAY PARTIES, CARNIVAL, ENGAGEMENT PARTY, ETC.

State any seasonal variations for playing recorded music.

*Continued from previous page...*

For example (but not exclusively) where the activity will occur on additional days during the summer months.

HOLIDAYS THAT ARE IN VARIATION FOR EXAMPLE , DAYS ON CHRSTMAS, CHRISTMAS EVE, NEW YEAR'S DAY, THREE KING S DAY, JANUARY 6, DOMINICAN REPUBLIC INDEPENDENCE DAY FEBRUARY 27, EASTER AND LONDON HOLLIDAY

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

HOLIDAYS THAT ARE IN VARIATION FOR EXAMPLE , DAYS ON CHRSTMAS, CHRISTMAS EVE, NEW YEAR'S DAY, THREE KING S DAY, JANUARY 6, DOMINICAN REPUBLIC INDEPENDENCE DAY FEBRUARY 27, EASTER AND LONDON HOLLIDAY

**Section 10 of 18**

**PROVISION OF PERFORMANCES OF DANCE**

[See guidance on regulated entertainment](#)

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

- Yes                       No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

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WEDNESDAY

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THURSDAY

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FRIDAY

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SATURDAY

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SUNDAY

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Will the performance of dance take place indoors or outdoors or both?

- Indoors
  Outdoors
  Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

BIRTHDAY, COMMUNION PARTY, INDEPENDENCE PARTY, HALLOWEEN, VALENTINES DAY PARTIES, CARNIVAL, ENGAGEMENT PARTY, ETC

State any seasonal variations for the performance of dance.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

HOLIDAYS THAT ARE IN VARIATION FOR EXAMPLE , DAYS ON CHRSTMAS, CHRISTMAS EVE, NEW YEAR'S DAY, THREE KING S DAY, JANUARY 6, DOMINICAN REPUBLIC INDEPENDENCE DAY FEBRUARY 27, EASTER AND LONDON HOLLIDAY

Non-standard timings. Where the premises will be used for the performance of dance at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

HOLIDAYS THAT ARE IN VARIATION FOR EXAMPLE , DAYS ON CHRSTMAS, CHRISTMAS EVE, NEW YEAR'S DAY, THREE KING S DAY, JANUARY 6, DOMINICAN REPUBLIC INDEPENDENCE DAY FEBRUARY 27, EASTER AND LONDON HOLLIDAY

**Section 11 of 18**

**PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**

[See guidance on regulated entertainment](#)

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

- Yes
  No

**Standard Days And Timings**

Continued from previous page...

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

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WEDNESDAY

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THURSDAY

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FRIDAY

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SATURDAY

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End

SUNDAY

Start

End

Start

End

Provide a description of the type of entertainment that will be provided.

LIVE MUSIC, RECORDED MUSIC, DANCE AND KARAOKE

Will this entertainment take place indoors or outdoors or both?

- Indoors       Outdoors       Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

BIRTHDAY, COMMUNION PARTY, INDEPENDENCE PARTY, HALLOWEEN, VALENTINES DAY PARTIES, CARNIVAL, ENGAGEMENT PARTY, ETC

Continued from previous page...

State any seasonal variations for entertainment.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

HOLIDAYS THAT ARE IN VARIATION FOR EXAMPLE , DAYS ON CHRSTMAS, CHRISTMAS EVE, NEW YEAR'S DAY, THREE KING S DAY, JANUARY 6, DOMINICAN REPUBLIC INDEPENDENCE DAY FEBRUARY 27, EASTER AND LONDON HOLLIDAY

Non-standard timings. Where the premises will be used for entertainment at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

HOLIDAYS THAT ARE IN VARIATION FOR EXAMPLE , DAYS ON CHRSTMAS, CHRISTMAS EVE, NEW YEAR'S DAY, THREE KING S DAY, JANUARY 6, DOMINICAN REPUBLIC INDEPENDENCE DAY FEBRUARY 27, EASTER AND LONDON HOLLIDAY

**Section 12 of 18**

**PROVISION OF LATE NIGHT REFRESHMENT**

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

- Yes  No

**Section 13 of 18**

**SUPPLY OF ALCOHOL**

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

- Yes  No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

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WEDNESDAY

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THURSDAY

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FRIDAY

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SATURDAY

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SUNDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="21:00"/>
Start	<input type="text" value="21:00"/>	End	<input type="text" value="03:00"/>

Will the sale of alcohol be for consumption?

- On the premises     
  Off the premises     
  Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

BIRTHDAY, COMMUNION PARTY, INDEPENDENCE PARTY, HALLOWEEN, VALENTINES DAY PARTIES, CARNIVAL, ENGAGEMENT PARTY, ETC

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

HOLIDAYS THAT ARE IN VARIATION FOR EXAMPLE , DAYS ON CHRSTMAS, CHRISTMAS EVE, NEW YEAR'S DAY, THREE KING S DAY, JANUARY 6, DOMINICAN REPUBLIC INDEPENDENCE DAY FEBRUARY 27, EASTER AND LONDON HOLLIDAY

**Section 14 of 18**

**ADULT ENTERTAINMENT**

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

*Continued from previous page...*

Provide information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

WE DON'T HAVE ANY OF THESE MENTIONED ABOVE.

**Section 15 of 18**

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

[Empty box for continuation]

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

HOLIDAYS THAT ARE IN VARIATION FOR EXAMPLE , DAYS ON CHRSTMAS, CHRISTMAS EVE, NEW YEAR'S DAY, THREE KING S DAY, JANUARY 6, DOMINICAN REPUBLIC INDEPENDENCE DAY FEBRUARY 27, EASTER AND LONDON HOLLIDAY

Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

[Empty box for identifying conditions]

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

[Empty box for reasons]

**Section 16 of 18**

**LICENSING OBJECTIVES**

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

REQUIRE SECURITY TO REVIEW ALL PEOPLE BEFORE ENTERING THE ESTABLISHMENT , REQUIRE IDENTIFICATION AT NIGHT , DON'T ALLOW ACCESS TO DRUNK PEOPLE OR SALE OF ALCOHOL TO MINORS,, AND ALSO DON'T ALLOW GOING OUT WITH ALCOHOL OUTSIDE. OF THE ESTABLISHMENT, MAINTAIN A MODERATE VOLUMR OF MUSIC.

b) The prevention of crime and disorder

HAVE CONTROL WHEN SELLING ALCOHOL TO AVOID DRUNKENNESS AND DISORDER, OFFER A HEALTHY ENVIRONMENT BY PROMOTING HEALTHY FUN ACTIVITIES WITHEIN THE ESTABLISHMENT.

c) Public safety

DON'T ALLOW THE USE OR SALE SUBSTANCES IN OR AROUND THE ESTABLISHMENT, DON'T ALLOW ENTRY TO HE ESTABLISHMENT WITH ANY TYPE OF WEAPON, INTRUCT WORK STAFF TO CONSTANTLY MONITOR TO AVOID INAPPROPIATE ACTIONS.

*Continued from previous page...*

d) The prevention of public nuisance

MAKE AS LITTLE NOISE AS POSSIBLE INSIDE THE ESTABLISHMENT FOR EXAMPLE, KEEP THE MUSIC AT A MODERATE VOLUME, DON'T ALLOW CROWDING OUTSIDE THE ESTABLISHMENT DURING OUR OPENIN HOURS.

e) The protection of children from harm

DON'T ALLOW CHILDREN INSIDE THE ESTABLISHMENT AFTER 22:00 EVEN IF THEY ARE ACCOMPANIED BY THEIR PARENTS, DON'T SELL ALCOHOL TO MINORS UNDER 18 YEARS OF AGE AND DON'T ALLOW OTHER PEOPLE INSIDE THE ESTABLISHMENTE TO OFFER ALCOHOL TO MINORS.

**Section 17 of 18**

**NOTES ON REGULATED ENTERTAINMENT**

*Continued from previous page...*

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.



**Continued from previous page...**

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

**Section 18 of 18****PAYMENT DETAILS**

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Variation Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at [http://www.voa.gov.uk/business\\_rates/index.htm](http://www.voa.gov.uk/business_rates/index.htm)

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £8700	£315.00
Band D - £87001 to £12500	£450.00*
Band E - £125001 and over	£635.00*

\*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

The following credit or debit cards are accepted in Haringey:

Maestro - Mastercard Debit - Mastercard Credit - Solo - Visa Credit - Visa Debit (formerly Delta) and Visa Electron

We cannot accept liability if payment is refused or declined by the card supplier.

Due to end of day processing, this service will not be available between 10pm and 11pm every weekday evening (Mon- Fri).

*Continued from previous page...*

Users should note that any payments in process after the 10pm deadline need to be completed by 10.05pm

\* Fee amount (£)

**DECLARATION**

\* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

\* Full name

\* Capacity

\* Date  /  /   
dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/haringey/change-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

**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.**

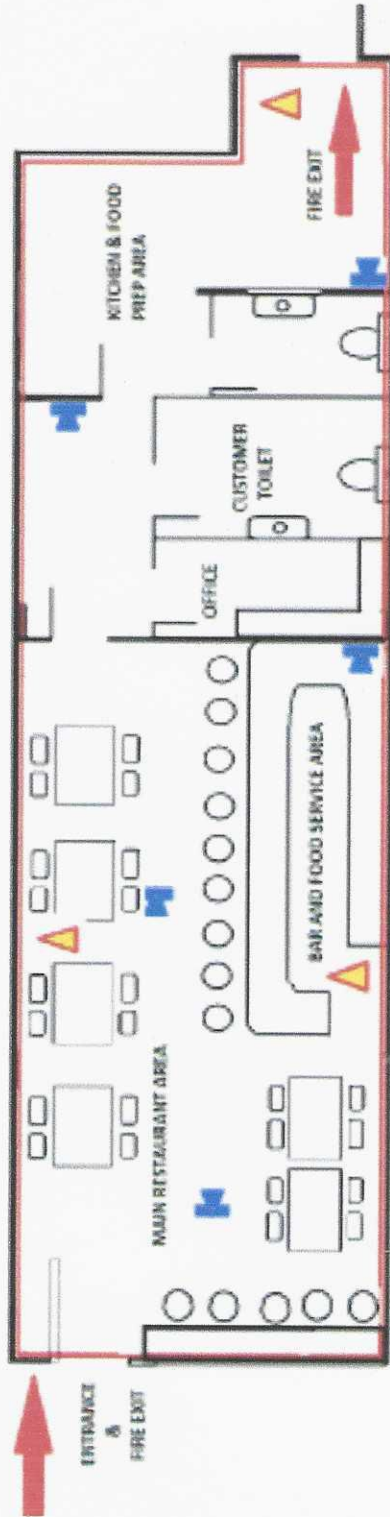
**OFFICE USE ONLY**

Applicant reference number	<input type="text"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [Next >](#)

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Annex 4 – Plans



LICENSING PLAN SCALE 1:100  
MAMA JUANA RESTAURANT & BAR  
420 HIGH ROAD  
LONDON  
N11 7SB

KEY

- LICENSABLE AREA
- CCTV CAMERA
- FIRE ESCAPE
- FIRE EXTINGUISHERS

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# Appendix B

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Licensing Authority  
River Park House  
Level 1 North  
225 High Road  
London  
N22 8HQ

Licensing Unit  
Edmonton Police Station  
462 Fore Street,  
London  
N9 0PW

PCSO Pantelitsa Yianni 7140NA  
pantelitsa.yianni@met.pnn.police.uk  
[www.met.police.uk](http://www.met.police.uk)

29/11/2023

**APPLICATION FOR A FULL VARIATION – MAMA JUANA RESTAURANT BAR, 420  
HIGH ROAD, TOTTENHAM, LONDON N17 9JB**

Dear Licensing Team,

This application is submitted by MS CUEVAS RAMIREZ for a full variation of her current licence. The operating times requested are as follows:

Regulated Entertainment: Plays, Recorded Music, Performance of Dance & Anything of a similar description to Live Music, Recorded Music or Performance of Dance

Thursday 0800 to 0100 hours

Friday to Sunday 0800 to 0300 hours

Live Music

Thursday to Sunday 0800 to 0300 hours

Sale of Alcohol

Thursday 0800 to 0100 hours

Friday to Sunday 0800 to 0300 hours

Supply of alcohol **ON** the premises.

Hours open to Public

Thursday 0800 to 0100 hours

Friday to Sunday 0800 to 0300 hours

State any seasonal variations for the performance of live music

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed

Non-standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above

HOLIDAYS THAT ARE IN VARIATION FOR EXAMPLE, DAYS ON CHRSTMAS, CHRISTMAS EVE, NEW YEAR'S DAY, THREE KINGS DAY, JANUARY 6, DOMINICAN REPUBLIC INDEPENDENCE DAY FEBRUARY 27, EASTER AND LONDON HOLIDAY

**The current licence operating hours are as follows**

Licensable activities authorised by the Licence:

Supply of Alcohol

Monday to Saturday 0800 to 2300

Sunday 0800 to 2100

Bank Holidays 0800 to 2100 hours

The opening hours of the premises:

Monday to Saturday 0800 to 2300

Sunday 0800 to 2100

Bank Holidays 0800 to 2100 hours

Supply of alcohol for consumption ON the premises, ancillary to a meal.

Police do not agree to the requested alterations of time as we feel that the licensing objectives of the following objective will not be upheld:

- 1. Public Safety**
- 2. Prevention of Crime and Disorder**
- 3. Prevention of Public Nuisance**

Police are satisfied that the grant of this full variation would undermine the above licensing objectives.

The premises is in a parade of shops with several residential premises above and opposite the venue, on a busy High Street. Police have researched the transport options available to customers leaving the restaurant and there are bus stops in the vicinity that service the restaurant that are every 15 minutes after 1am on a Friday and Saturday and whilst one can argue this is a good thing to help dispersal of customers this can also be argued the other way that whilst customers are waiting for said bus that ASB and Crime and Disorder can take place as person may be intoxicated.

Police believe this would have a knock on effect to residents living within close proximity of the venue affecting their quality of life with the later licensable activity taking place.

An incident occurred on the 02/04/2023 at the premises which involved a firearm. Police visited the premises several times in order to speak to MS Ramirez but found the premises closed and shutters down during operating hours.

Several visits were made along with letters hand delivered to MS Ramirez to make contact with Police regarding the serious incident, but No contact was made.

An application for a TEN was refused on 17/07/2023 as we were unable to locate MS Ramirez as above. MS Ramirez made contact once the TEN was refused and on the 31/07/2023 MS Ramirez was finally spoken to in person on invitation into the Police Station. It took the applicant 3 and a half months to make contact with Police upon initial request and several attempts of visits within this time frame.

The premises has in the past run events without applying for a Temporary Event Notice. The Premises was warned that action will be taken if this occurs again.

A designated premises supervisor's role is to act as a single point of contact with Police, the Local community and Local authority in respect of any issues concerning the premises. MS Ramirez failed to adhere to this responsibility as the DPS and Police believe the premises may be being kept closed at times in order to negate any complaints in order to be able to submit a variation to expend the licensing hours.

We feel the current timings that the premises currently have are adequate and appropriate for the type of premises and location.

Granting a variation to extend the current hours of Licensable activity would be irresponsible as MS Ramirez cannot prove to Police that the licensing objectives are taken seriously and being upheld by her in full.

I reserve the right to provide further information to support this representation.

Regards,

PCSO 7140 NA PANTELITSA YIANNI  
North Area Licensing Officer

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**From:** Haringey Building Control <[building.control@haringey.gov.uk](mailto:building.control@haringey.gov.uk)>  
**Sent:** Friday, November 24, 2023 4:14 PM  
**To:** Licensing <[licensing.licensing@haringey.gov.uk](mailto:licensing.licensing@haringey.gov.uk)>  
**Subject:** LL/2023/2682 Shop, 420 High Road, Tottenham, London, N17 9JB



Dear Sir/Madam

### Licensing Act 2003

**Application No:** LL/2023/2682  
**Works:** Application for a Variation of a Premises Licence- Mama Juana Restaurant Bar  
**Site Address:** Shop, 420 High Road, Tottenham, London, N17 9JB

I refer to the Suitability inspection carried out today for the above premises license application.

During the inspection, the following points were raised;

1. Please confirm that the maximum number of people you wish to accommodate in the restaurant is 50 persons at any one time.
2. No fire alarm system was observed in the restaurant, there should be a system installed which links the restaurant area with the kitchen.
3. The interior of the Electrical cupboard's timber stud walls should be lined with 12.5mm plasterboard and skimmed with plaster to provide adequate fire resistance and a Fire door provided to the cupboard.

4. Please confirm that the proposed live music aspect of the license application is for music to be incidental to the restaurant function. The live music will not be the main attraction.

In addition to the points above, it was noted that there is an issue with the rear exit from the kitchen area. The exit door in the kitchen, as shown on the plan, doesn't lead directly out to external air, but instead goes into a covered corridor approximately 10m long. This corridor has copious quantities of storage lining either side and is not adequately illuminated or signposted. The final exit has a loose paving slab installed as a step, and the final exit door is blocked due to the proximity of a lamp post outside.

I think this matter is an RRO issue and it might be prudent to forward this information to the Fire Brigade for their comment.

Yours faithfully

**Pierre Chénier**

**Principal Building Surveyor**

Building Control Service

Placemaking & Housing

Planning, Building Standards & Sustainability

Alexandra House

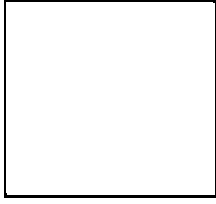
Level 5

10 Station Road

LONDON N22 7TR

TEL: 0208 489 5504

*Please reply directly to this email to ensure the correct officer receives your response.*



[ ref:a0ZTu0000001penMAA;a2906e8245e293df4171376fd9e046e3:ref ]

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# Appendix C

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LICENSING ACT 2003  
Sec 24

**PREMISES LICENCE**

Receipt: SMYAC00240004

Premises Licence Number: LN/000025659

*This Premises Licence has been issued by:*

**The Licensing Authority, London Borough of Haringey,  
Level 4 Alexandra House, 10 Station Road,  
Wood Green, London N22 7TR**

Signature: .....

Date: 16<sup>th</sup> July 2022

**Part 1 – PREMISES DETAILS**

**Postal Address of Premises or, if none, Ordnance Survey map reference or description:**

**MAMA JUANA RESTAURANT BAR  
420 HIGH ROAD  
TOTTENHAM  
LONDON N17 9JB**

Telephone:

**Where the Licence is time limited, the dates:**

Not applicable

**Licensable activities authorised by the Licence:**

Supply of Alcohol

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

Supply of Alcohol

Monday to Saturday                    0800 to 2300

Sunday                                        0800 to 2100

Bank Holidays 0800 to 2100 hours

**The opening hours of the premises:**

Monday to Saturday                    0800 to 2300

Sunday                                        0800 to 2100

Bank Holidays 0800 to 2100 hours

**Where the Licence authorises supplies of alcohol whether these are on and/or off supplies:**

Supply of alcohol for consumption **ON** the premises, ancillary to a meal.

LICENSING ACT 2003  
Sec 24

**Part 2**

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

Dominican Restaurant Bar Mama Juana  
420A High Road  
Tottenham  
London  
N17 9JB

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

13880224

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

Yesenia Cuevas Ramirez

**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:	LN/202200190
Issued by:	The London Borough of Enfield

## **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<sup>ll</sup> is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(6);

(b) —permitted price<sup>ll</sup> 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<sup>ll</sup> 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<sup>ll</sup> 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) —value added tax<sup>ll</sup> 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<sup>ll</sup>) would be different from the permitted price on the next day (—the second day<sup>ll</sup>) 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 digital CCTV system recommended to be installed in the premises. I am aware of the applicants proposals in relation to CCTV, however wish to have the following added and complied with also;

- (a) Camera(s) must be sited to observe the entrance doors from both inside and outside.
- (b) Camera(s) on the entrance must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification.
- (c) Camera(s) must be sited to cover all areas to which the public have access, excluding toilets if on site.
- (d) Provide a linked record of the date, time of any image.
- (e) Provide HD digital quality images in colour during opening times.
- (f) Have a monitor to review images and recorded quality.
- (g) Be regularly maintained to ensure continuous quality of image capture and retention.
- (h) Member of staff trained in operating CCTV at venue during times open to the public.
- (i) Digital images must be kept for 31 days. The equipment must have a suitable export method, e.g. CD/DVD writer so that Police can make an evidential copy of the data they require.

An incident log shall be kept at the premises, it will be in a hardback durable format handwritten at the time of the incident or as near to as is reasonable and made available on request to the Police, which will record the following:

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

On any occasion when the premises are to remain open after 2300 hours, one SIA licensed operative will be employed, to commence work at 2000 hours.

No more than 3 patrons to be permitted to smoke outside the front of the premises at any one time. The number of smokers to be supervised by a member of staff when an SIA is not in operation.

That alcohol will be served ancillary to food to customers eating a meal onsite.

The applicants will also ensure that they actively manage the premises to ensure that there is no advertisement or items placed on the pavement outside to cause obstruction and that any customers are discouraged from standing outside the premises to consume alcohol

The Police will be informed if the CCTV system not be operating for longer than one day of business for any reason.

One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering.

The system will provide full coverage of the interior of the premises and any exterior part of the premises accessible to the public.

The system will record in real time and recordings will be date and time stamped.

At all times during operating hours, there will be at least 1 member of staff on the premises who can operate the CCTV system sufficiently to allow Police or authorised Council officers to view footage on request.

The licence holder will at all times maintain adequate levels of staff and security. Such



## **Annex 2 – Conditions consistent with the Operating Schedule**

staff and security levels will be disclosed, on request, to the Licensing Authority and the Police.

### **PUBLIC SAFETY**

Written training records will be kept for each staff member and produced to police & authorised council officers on request.

The premises licence holder shall endeavour to eliminate or minimise any nuisance arising out of its licensable activities. In doing so the premises licence holder will work with enforcement authorities where any issues are identified.

A complaints procedure will be maintained in order that local residents have a means of contact if necessary. A direct telephone number for the manager at the premises shall be publicly available at the times the premises is open. The telephone number will be made available to residents and businesses in the vicinity.

No vertical drinking in the premises at any time.

A full menu of hot food and soft/non-intoxicating drinks will be offered at all times when the premises is open for licensable activities.

All fire safety precautions will be considered and implemented under the fire risk assessment to include:- Fire Separation, fire resistant finishes, smoke detection and ventilation, emergency lighting Decorations and Furnishings.

All electrical Installations whether permanent or temporary will be inspected on a regular basis by a qualified electrician. All permanent installations such as Emergency Lighting, heating / ventilation Generators or any other electrical equipment as deemed to be a permanent fixture will have a current Certificate.

Adequate changing facilities, toilets and the storage and disposal of refuse have been supplied or will be arranged.

Hand sanitisers will be placed in strategic positions with signage requesting customers to use them. signage informing customers to follow social distancing laws and guidelines as given by the government and local Authority.

All Fire and Emergency Warning Systems including Fire Extinguishing Equipment will be tested on a regular basis and documented.

All regulatory signs will be displayed as an additional means of information.

Staff will have additional training with regards to Covid 19 Government and Local Authority guidelines.

### **THE PREVENTION OF PUBLIC NUISANCE**

The use hereby permitted shall not be operated outside 08:00 to 23:00 Monday to Friday, 08:00 to 23:00 Saturdays and 09:00 to 21:00 Sundays and Bank Holidays. No variation to the above hours shall be permitted without the prior written approval of the Local Planning Authority.

At no time shall any amplified music generated from the site be audible within the adjoining premises.

The Licensee will be responsible for ensuring that the premises does not cause any nuisance to the local residents, other business operators or the general public. They will monitor the external areas of the premises in relation to public nuisance or antisocial behaviour.

## **Annex 2 – Conditions consistent with the Operating Schedule**

Noise or vibration will not emanate from the premises so as to cause a nuisance to nearby properties.

Noise and/or Odour from any flue used for the dispersal of cooking smells serving the building shall not cause a nuisance to the occupants of any properties in the vicinity. Any filters, ducting and extract fan shall be cleaned and serviced regularly.

In the event of a noise/nuisance complaint substantiated by an authorised officer, the Licensee shall take appropriate measures in order to prevent any recurrence.

Prominent, clear and legible notices will be displayed at all exits requesting the public to respect local residents and to leave the premises and the area quietly.

No rubbish will be moved, removed or placed in bins outside the premises between 23:00 - 07:00hrs.

The collection of refuse or delivery of consumables will be restricted to the hours between 07:00 and 23:00 Monday-Saturday. No deliveries or waste collections shall be made on a Sunday or Bank Holiday.

The delivery of licensable goods will be restricted to the hours between 07:00 and 23:00 Monday-Saturday. No deliveries shall be made on a Sunday or Bank Holiday.

The outside frontage will be swept and cleared of any rubbish associated with the business at the end of trade each evening.

Any music shall be restricted to ambient background levels of sound.

The last sale of alcohol shall be 30 minutes before the stated closing time.

Alcohol will not be sold or supplied on the premises otherwise than to persons purchasing food there and for consumption by such a person as an ancillary to his/her meal.

The shutters to the front of the premises will be maintained so as not to cause a noise nuisance when in operation to residential properties in close vicinity.

### **THE PROTECTION OF CHILDREN**

The DPS will ensure that all staff receive fully documented training in relation to 'Challenge 25' and the licensing Objectives.

A refusal book will be kept on the premises for inspection by the authorities.

All necessary signage will be displayed with regard to challenge 25 and the fact that 'NO ID NO SALE' policy is in place.

A personal Licence holder will be on duty throughout the time of licensable activity is taking place to authorise any sale of Alcohol.

The licensee will ensure that all staff are trained on relevant matters, including:

- the conditions of the premises licence
- age restricted products and [if they are ever left in charge of the shop]
- operation of the CCTV system and how to deal with visits from authorised officers.

The licensee will keep written records of training and instructions given to each member of staff, detailing the areas covered to include the Licensing Objectives, identifying persons under 25, making a challenge, acceptable proof of age & checking it, making & recording a refusal, avoiding conflict & responsible alcohol retailing.

Staff shall sign to confirm that they have received and understood the training.

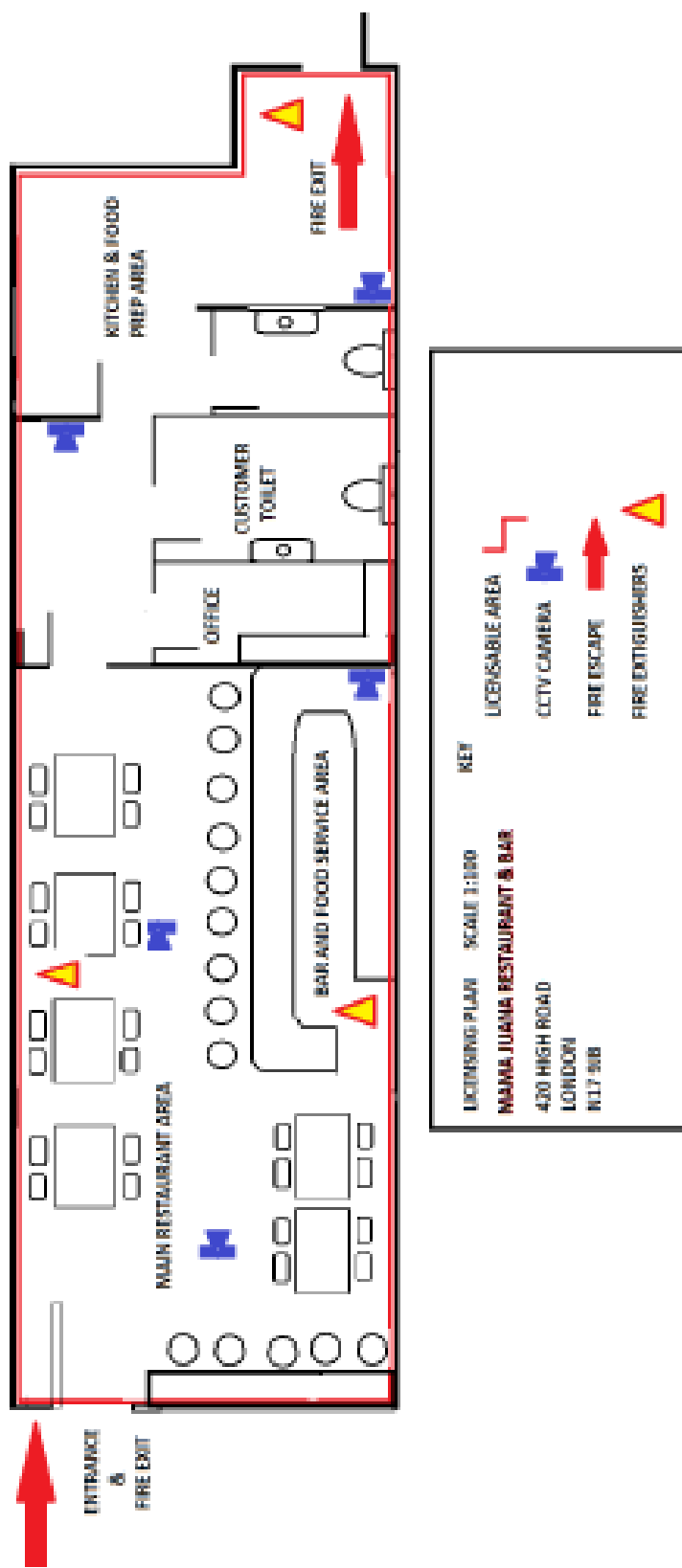
**Annex 2 – Conditions consistent with the Operating Schedule**

All staff who work at the till will be trained for their role on induction and be given refresher training every six months.

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

Not applicable

Annex 4 – Plans



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