

**MINUTES OF THE LICENSING SUB-COMMITTEE A
THURSDAY, 4 DECEMBER 2008**

Councillors *Patel (Chair), *Vanier and Reid

Also Present: Councillor Beacham

*Members present

MINUTE NO.	SUBJECT/DECISION	ACTION BY
LSCA01.	<p>APOLOGIES FOR ABSENCE</p> <p>Apologies for absence were received from Cllr Reid for whom Cllr Beacham was substituting.</p>	
LSCA02.	<p>URGENT BUSINESS</p> <p>There were no items of urgent business.</p>	
LSCA03.	<p>DECLARATIONS OF INTEREST</p> <p>There were no declarations of interest.</p>	
LSCA04.	<p>MINUTES</p> <p>The Committee was asked to approve the minutes of the previous meeting of the Licensing Sub Committee A held on 9 September 2008.</p>	
LSCA05.	<p>SUMMARY OF PROCEDURE</p> <p>Noted.</p>	
LSCA06.	<p>BRITISH QUEEN, 21 LOVE LANE N117 8HG (NORTHUMBERLAND PARK WARD)</p> <p>Ms Barrett, the Licensing Officer, advised the Committee that there had been some development between the parties. The Police representative and the applicant Admiral Taverns had agreed to an adjournment, as the representative of Admiral Taverns would like the opportunity to reapply for a different designated premises supervisor.</p> <p>The Police representative addressed the Committee and advised that if the licensee was the new designated premises supervisor in the near future then their representations would be withdrawn.</p> <p>The Committee agreed to adjourn the application until a future date of the Sub Committee.</p> <p>RESOLVED</p> <p>That the application be adjourned until a future date of the Sub Committee.</p>	

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LSCA07.	<p>OCEAN TRADITIONAL TURKISH CAFE HOUSE, 210-212 PHILIP LANE N15 4HH (BRUCE GROVE WARD)</p> <p>At the start of the item the Chair clarified whether any parties had additional documents they wished to submit. In response two objectors requested to table photographs of the premises taken that morning. The applicant's representative objected to the photographs being tabled as they did not provide a printed date and time on them.</p> <p>The Licensing Officer presented the report and outlined the purpose and recommendations. Ms Barrett explained that background and the details of the application being sought for a new premises licence. The licensing officer further explained the relevant representations received from the Metropolitan Police, planning officer and interested parties who were in attendance. The Licensing Officer further informed the Committee that at the time of writing the report it was confirmed that the applicant had not applied for a personal licence and so could not be assigned to the role of the designated premises supervisor, there could be no sale of alcohol on the premises.</p> <p>The objectors queried whether the application was submitted in the name of Mr or Mrs Sumbul. The licensing officer clarified that the application was made on behalf of Mr Sumbul. The Objectors further enquired whether the Members had seen the premises. The Chair confirmed that site visits were anonymously made by the Committee.</p> <p>Local residents objected to the application on the basis that another premises selling alcohol would be detrimental to an already rowdy area. There was no need for the sale of alcohol from 9am until 11pm as this would not create a positive effect on the environment. Concern was raised regarding the amount of litter and cigarette ends in the street, there was further noise nuisance of patrons congregating outside the premises, particularly on Wednesday nights. The patrons were regularly standing in the street smoking, drinking and all night activities were taking place in the premises for example, playing cards.</p> <p>In response to questions raised by the Committee the local objectors replied that there was a small forecourt at the side of the premises where two or three tables and chairs could be placed for patrons to sit outside. It was confirmed that none of the objectors had in the past reported noise nuisance to the Noise Team in respect of the premises.</p> <p>The applicant's representative informed the Committee that the application had been advertised and applied for properly. Representations had been received from the Police in relation to the hours of operation and the hours for the sale of alcohol being the same. It was recommended that the hours for the sale of alcohol should be reduced by 15 minutes each day. The applicants had amended their application accordingly and that the premises would not cause crime and disorder or be unsafe to the public. The representative confirmed that the applicant would be willing to supply a cigarette bin outside the</p>	

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premises for patrons to extinguish their cigarettes and further that only three patrons would be allowed outside to smoke at any one time. It was not the intention to place tables and chairs outside the premises and this could be added to the licence as a condition. The representative further proposed that the applicants would be prepared to clear any litter outside the premises after closing time. It was proposed that background music would also be played in the premises. The agent also advised that Turkish people were part of the community who happened to enjoy the café culture.

The applicant replied in response to questions from the objectors and the Committee that it was not the intention to apply for a gambling licence as the premises were not used for gambling purposes but for playing card games. The café would be open to all members of the community. The applicant's representative further stated that he was happy for the operating hours to be amended on the application from 11am – 11pm.

The objectors were requested to sum up their case and in response stated that despite the comments raised were opposed to the venue having an alcohol licence, however if the application were granted then the hours for the supply of alcohol should be reduced. That the premises did not improve the area as there were already social clubs in the location.

The Licensing Officer reminded the Committee that the applicant did not currently have a personal licence.

The applicant's representative summed up by advising that the applicant had applied for a personal licence, was waiting confirmation of a CRB check and until the personal licence was obtained would not sell alcohol and requested the Committee to grant the application.

RESOLVED

That the Licensing Sub Committee decided to grant the application as amended subject to the mandatory and default conditions:

1. Mandatory condition 19.
2. Opening hours for public
Monday to Sunday 11:00am – 11:00pm
3. Supply of Alcohol
Monday to Sunday 11:00am – 10:30pm

Subject to the following additional conditions and informative:

4. No tables or chairs shall be placed outside the premises on the forecourt.
5. A cigarette bin is to be installed on the external frontage along

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	<p>with an appropriate sign asking patrons to extinguish their cigarettes.</p> <p>6. The forecourt and pavement outside the premises are to be cleared of all litter each evening immediately following the closure of the premises.</p> <p>7. No alcohol shall be consumed within the external boundary of the premises or on the pavement and no bottles or glasses shall be taken outside.</p> <p>INFORMATIVE</p> <p>The Committee would remind the applicant that the mandatory condition 19 provides that no supply of alcohol may be made under this premises license until such time as there is a designated premises supervisor on the licence.</p> <p>The Committee heard evidence from objectors stating that they were experiencing problems with noise and anti social behaviour in the area. The objectors made reference to over proliferation of restaurants, pubs and social clubs in the area but this was not a matter that the Committee could take into account under Licensing Legislation. Reference was also made to parking however, this was not attributable to the premises and not a matter that could be legitimately considered by the Committee.</p> <p>The applicant's representative confirmed that the representations made by the police had been amended on the application accordingly. There were no links with the premises and crime or drunk and disorderly behaviour. There were a number of Turkish people who lived around the premises, part of the community who enjoyed the café culture. Based on these findings and having taken all the verbal and written evidence presented into consideration the Committee decided to grant the application as amended with the additional conditions.</p>	
<p>LSCA08.</p>	<p>OZAN TURKISH COFFEE HOUSE, 72 GRAND PARADE N4 1DU (ST ANN'S WARD)</p> <p>The Committee was advised that the objector had not arrived at the meeting. The Legal Officer clarified the Committee's position and advised that under the Council's procedures, non attendance of party or parties, the Chair decides to:</p> <ol style="list-style-type: none"> 1. grant a adjournment to another date 2. proceed in the absence of the non attending party. Normally, an absent party would be given one further opportunity to attend the hearing. <p>The Committee considered the options and decided to adjourn the hearing until a future date of the Committee.</p> <p>RESOLVED</p>	

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	That the application be deferred until a future date of the Committee.	
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Councillor Jayanti Patel
Chair