

## NOTICE OF MEETING

# Licensing Sub-Committee B

WEDNESDAY, 17TH JUNE, 2009 at 17:00 HRS - CIVIC CENTRE, HIGH ROAD, WOOD GREEN, N22 8LE.

MEMBERS: Councillors Lister (Chair), Newton and Thompson

### AGENDA

## 1. APOLOGIES FOR ABSENCE

### 2. 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 at item 7 below).

### 3. DECLARATIONS OF INTEREST

A member with a personal interest in a matter who attends a meeting of the authority at which the matter is considered must disclose to that meeting the existence and nature of that interest at he commencement of that consideration, or when the interest becomes apparent.

A member with a personal interest in a matter also has a prejudicial interest in that matter if the interest is one which a member of the public with knowledge of the relevant facts would reasonably regard as so significant that it is likely to prejudice the member's judgement of the public interest **and** if this interest affects their financial position or the financial position of a person or body as described in paragraph 8 of the Code of Conduct **and/or** if it relates to the determining of any approval, consent, licence, permission or registration in relation to them or any person or body described in paragraph 8 of the Code of Conduct.

## 4. MINUTES

To approve the minutes of the previous meeting of the Licensing Sub Committee B held on 21<sup>st</sup> April 2009 (TO FOLLOW).

## 5. SUMMARY OF PROCEDURE (PAGES 1 - 2)

The Chair will explain the procedure that the Committee will follow for the hearing considered under the Gambling Act 2005 or the Licensing Act 2003. A copy of the procedure is attached.

# 6. ANASA, 9A THE BROADWAY, WOOD GREEN N22 (NOEL PARK WARD) (PAGES 3 - 54)

To reconvene the consideration of the application for variation of a premises license at the above premises.

## 7. NEW ITEMS OF URGENT BUSINESS

To consider any new items admitted under item 2 above.

Yuniea Semambo Head of Member Services 5<sup>th</sup> Floor River Park House 225 High Road Wood Green London N22 8HQ Natalie Cole Principal Support Officer Tel: 020-8489 2919 Fax: 020-8489 2660 Email: natalie.cole@haringey.gov.uk

Tuesday, 09 June 2009

## LICENSING SUB-COMMITTEE HEARINGS PROCEDURE SUMMARY

## INTRODUCTION

1.	The Chair introduces himself and invites other Members, Council officers, Police, Applicant	
	and Objectors to do the same.	
2.	The Chair invites Members to disclose any prior contacts (before the hearing) with the	1

- parties or representations received by them
- 3. The Chair explains the procedure to be followed by reference to this summary which will be distributed.

## **NON-ATTENDANCE BY PARTY OR PARTIES**

4. If one or both of the parties fails to attend, the Chair decides whether to:

(i) grant an adjournment to another date, or

(ii) proceed in the absence of the non-attending party.

Normally, an absent party will be given one further chance to attend.

## **TOPIC HEADINGS**

5. The Chair suggests the "topic headings" for the hearing. In the case of the majority of applications for variation of hours, or other terms and conditions, the main topic is:

# Whether the extensions of hours etc. applied for would conflict with the four licensing objectives i.e.

- (i) the prevention of crime and disorder,
- (ii) public safety,
- (iii) the prevention of public nuisance, and
- (iv) the protection of children from harm.
- 6. The Chair invites comments from the parties on the suggested topic headings and decides whether to confirm or vary them.

## WITNESSES

- 7. The Chair asks whether there are any requests by a party to call a witness and decides any such request.
- 8. Only if a witness is to be called, the Chair then asks if there is a request by an opposing party to "cross-examine" the witness. The Chair then decides any such request.

## DOCUMENTARY EVIDENCE

- 9. The Chair asks whether there are any requests by any party to introduce late documentary evidence.
- 10. If so, the Chair will ask the other party if they object to the admission of the late documents.
- 11. If the other party do object to the admission of documents which have only been produced by the first party at the hearing, then the documents shall not be admitted.

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12.	If the other party object to documents produced late but before the	
	hearing, the following criteria shall be taken into account when the	
	Chair decides whether or not to admit the late documents:	
	(i) What is the reason for the documents being late?	
	(ii) Will the other party be unfairly taken by surprise by the late documents?	
	(iii) Will the party seeking to admit late documents be put at a major disadvantage if	
	admission of the documents is refused?	
	(iv) Is the late evidence really important?	
	(v) Would it be better and fairer to adjourn to a later date?	
THE	LICENSING OFFICER'S INTRODUCTION	
13.	The Licensing Officer introduces the report explaining, for	
	example, the existing hours, the hours applied for and the	
	comments of the other Council Services or outside official bodies.	
	This should be as "neutral" as possible between the parties.	
14.	The Licensing Officer can be questioned by Members and then by	
	the parties.	
THE	HEARING	
15.	This takes the form of a discussion led by the Chair. The Chair can	
15.	•	
	vary the order as appropriate but it should include:	
	(i) an introduction by the Objectors' main representative	
	(ii) an introduction by the Applicant or representative	
	(iii) questions put by Members to the Objectors	
	(iv) questions put by Members to the Applicant	
	(iv) questions put by members to the Applicant	
	(a) avastices out huthe Objectors to the Applicant	
	(v) questions put by the Objectors to the Applicant	
	<ul><li>(vi) questions put by the Applicant to the Objectors</li></ul>	
	DSING ADRESSES	
16.	The Chair asks each party how much time is needed for their	
	closing address, if they need to make one.	
17.	Generally, the Objectors make their closing address before the	
	Applicant who has the right to the final closing address.	
THE	DECISION	
••••		
18.	Members retire with the Committee Clerk and legal representative	
	to consider their decision including the imposition of conditions.	
19.	The decision is put in writing and read out in public by the	
19.		
	Committee Clerk once Members have returned to the meeting.	
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# Agenda Item 6

## HARINGEY COUNCIL

Agenda Item Page No. 1

#### Licensing Act 2003 Sub-Committee on 21<sup>st</sup> APRIL 2009

Report title: Application for a variation of the Premises Licence at ANASA, 9A THE BROADWAY, WOOD GREEN, LONDON N22 6DS – NOW TO BE CALLED CUCCI

#### Report of: The Lead Officer Licensing

Ward(s) affected

#### 1. Purpose

To consider an application by **Precious Investments Ltd**. The objective of this application is to convert the premises to a night club.

This would in fact be a return to its former style of operation of a few months ago, and in consequence of the proposed changes to the layout of the premises are identified on the attached plans, the removal of condition 9 in Annexe 2 additional conditions as set out in the operating schedule.

The Hours of operation are to remain the same.

#### 2. Recommendations

#### 2.1 (a) Grant the application as asked

- (b) Modify the conditions of the licence, by altering or omitting or adding to them
- (c) Reject the whole or part of the application

The Committee is asked to note that it may not modify the conditions or reject the whole or part of the application unless it is necessary to promote the licensing objectives.

Repo	rt authorised by: Robin Payne	Assistant Director Enforcement Services
Conta	act Officer: Ms Daliah Barrett -Williams	Telephone: 020 8489 8232
3.	<b>Executive summary</b> For consideration by Sub Committee under Lice variation to the existing conditions	nsing Act 2003 for a Premises licence with
4.	Access to information: Local Government (Access to Information) Act 1 Background Papers The following Background Papers are used in th File: ANASA The Background Papers are located at Enforceme Ashley Road, Tottenham, London N17 9LN	e preparation of this Report:

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## Background

**5.1A**n application for a variation to an existing Premises Licence, by Precious Investments Ltd in respect of Anasa, 9A The Broadway, London N22 6DS under the Licensing Act 2003.

## App1 – Application form.

## App 2 – copy of current licence

## 5.2 Details of variation being sought under the Premises Licence

To consider an application by **Precious Investments Ltd**. The objective of this application is to convert the premises back to a nightclub from its current operation as a Green Entertainment venue.

## General-all four licensing objectives

To replace condition 9 in Annexe 2 with the following:

- There will be a minimum of six door supervisors after 9.00pm on Friday and Saturday evenings.
- There will be a minimum entrance fee charged of £10 to any customer entering after 9.00pm on Friday and Saturday.
- All promoters and DJ's employed at the premises are to be approved in advance by the police
- There shall be a dress code
- The other conditions of the licence remain unchanged

## 5.3 Crime and Disorder

See above.

## 5.4 Public Safety

See above, as well as compliance with the statutory requirements under relevant health and safety legislation, etc.

### 5.5 Public Nuisance

See above, as well as compliance with the statutory requirements under other legislation.

### 5.6 Child Protection

See above.

Children will only be allowed admission to the premises if accompanied by a person at or over the age of 18 years.

A challenge 21 scheme shall operate at the premises. Any person who appears to be under the age of 21 years shall not be permitted to purchase any alcohol at the premises unless they produce an acceptable form of identification comprising either:

- a) A valid passport;
- b) A photo driving licence issued in the European Union;

- c) A proof of age standard card system;
- d) A citizen card, supported by the Home Office

## 6. RELEVANT REPRESENTATIONS (CONSULTATION)

**Responsible authorities:** 

## 6.1 Comments of Metropolitan Police

Representation made against the application. App 3

## 6.2 Comments of Enforcement Services:

### **Noise Team**

representation made against the application. App 4

### Food Team

Have no objections to this application.

## Health and Safety

No representation made.

## **Trading Standards**

Have no objections to this application

### 6.3 Fire Officer

Have made no representation in relation to fire safety issues.

## 6.4 Planning Officer

Have no objections to this application

## 6.5 **Comments of Child Protection Agency or Nominee**

No representation made

## 7.0 Interested Parties – APP 5

Representations have been received against this application.

## 8.0 Financial Comments

The fee which would be applicable for this application was £190.00

# APP 1

# APPLICATION FORM

### Application to vary a premises licence under the Licensing Act 2003

#### PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records INMENTAL SERVICES DIRECTORATE

2 6 JAN 2009

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#### I/We Investments Ltd

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 342 of LE the Licensing Act 2003 for the premises described in Part 1-below

Premises licence number LN/00002528 ,/ LN00003379

#### Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description								
ANASA								
9A The Broa	9A The Broadway							
Post town	Post town London Post code N22 6DS							

Telephone number at premises (if any)	020 8888 0202
Non-domestic rateable value of premises	£33,000.00

#### Part 2 – Applicant details

Daytime contact telephone number	see below
E-mail address (optional)	
Current postal address if different from premises address	c/o Davenport Lyons - see below
Post Town	Postcode

#### Part 3 - Variation

	Please tick yes
Do you want the proposed variation to have effect as soon as possible?	$\boxtimes$

If not do you want the variation to take effect from

Da	ay	Mc	onth	ו	Ye	ar	

Please describe briefly the nature of the proposed variation (Please see guidance note 1)
The proposal is to revert the premises to a nightclub, by
1) change of layout, as per the attached plans ;
2) removal of condition 9 in Annex 2;
3) addition of conditions, as set below out in the operating schedule.
If your proposed variation would mean that 5,000 or more people

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

## Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Pro	vision of regulated entertainment	Please tick yes
a)	plays (if ticking yes, fill in box A)	
b)	films (if ticking yes, fill in box B)	
c)	indoor sporting events (if ticking yes, fill in box C)	
d)	boxing or wrestling entertainment (if ticking yes, fill in box D)	
e)	live music (if ticking yes, fill in box E)	
f)	recorded music (if ticking yes, fill in box F)	
g)	performances of dance (if ticking yes, fill in box G)	
h)	anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)	
<u>Pro</u>	vision of entertainment facilities:	
i)	making music (if ticking yes, fill in box I)	
j)	dancing (if ticking yes, fill in box J)	
k)	entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)	
<u>Pro</u>	vision of late night refreshment (if ticking yes, fill in box L)	
<u>Sal</u>	e by retail of alcohol (if ticking yes, fill in box M)	
In a	II cases complete boxes N, O and P	

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Plays Standard days and timings (please read			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
guidan	ce note 6	)		Outdoors	
Day	Start	Finish	А	Both	
Mon			Please give further details here (please read gu	idance note 3)	
Tue 🔊					
Wed			State any seasonal variations for performing p guidance note 4)	llays (please re	ead
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Fri			Non standard timings. Where you intend to us for the performance of plays at different times the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please read the column on the colu	to those lister	<u>d in</u>
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Films Standard days and timings (please read		read	Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
guidan	ce note 6	)		Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read gu	idance note 3)	
Tue					
Wed			State any seasonal variations for the exhibition read guidance note 4)	<b>n of films</b> (plea	ase
Thur					
Fri			Non standard timings. Where you intend to us for the exhibition of films at different times to column on the left, please list (please read guid	those listed ir	
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Indoor sporting events Standard days and timings (please read guidance note 6)		nd ead	Please give further details (please read guidance note 3)
Day	Start	Finish	* *
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)
Fri			
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entert	Boxing or wrestling entertainments Standard days and		Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
timings	s (please r ice note 6)	ead		Outdoors	
Day	Start	Finish	*	Both	
Mon			Please give further details here (please read gu	iidance note 3)	
Tue					
Wed			State any seasonal variations for boxing or wr entertainment (please read guidance note 4)	estling	
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Fri			Non standard timings. Where you intend to us for boxing or wrestling entertainment at different listed in the column on the left, please list (please list)	<u>ent times to th</u>	<u>nose</u>
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Standa timings	e music ndard days and ngs (please read lance note 6)		Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
guiuan		)		Outdoors	
Day	Start	Finish	4	Both	
Mon			Please give further details here (please read gu	idance note 3)	
Tue					
Wed			State any seasonal variations for the performa (please read guidance note 4)	nce of live mu	<u>isic</u>
Thur					-
Fri		-	Non standard timings. Where you intend to us for the performance of live music at different ti listed in the column on the left, please list (please list)	mes to those	
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Standa	<b>Recorded music</b> Standard days and imings (please read		Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
	ce note 6)		(please read guidance note 2)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read gu	idance note 3)	)
Tue	3				
Wed			State any seasonal variations for the playing of (please read guidance note 4)	of recorded m	<u>usic</u>
Thur					
Fri			Non standard timings. Where you intend to us for the playing of recorded music at different listed in the column on the left, please list (ple	<u>times to those</u>	2
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dance	Standard days and		Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
	(please r ce note 6)			Outdoors	
Day	Start	Finish	*	Both	
Mon			Please give further details here (please read gu	idance note 3)	
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Wed			State any seasonal variations for the performa (please read guidance note 4)	nce of dance	
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Fri			Non standard timings. Where you intend to us for the performance of dance at different times the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please list (please read the column on the left, please read the column on the colu	to those liste	ed in
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Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of enterta	ainment you w	<u>/ill</u>
Day	Start	Finish	Will this entertainment take place indoors or	Indoors	
Mon			<u>outdoors or both – please tick</u> (please read guidance note 2)	Outdoors	
	9			Both	
Tue Wed			Please give further details here (please read gu	idance note 3)	
Thur			State any seasonal variations for entertainment description to that falling within (e), (f) or (g) ( guidance note 4)		
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Sat			Non standard timings. Where you intend to us for the entertainment of a similar description to within (e), (f) or (g) at different times to those is column on the left, please list (please read guid	<u>o that falling</u> isted in the	<u>es</u>
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<b>Provision of facilities for making music</b> Standard days and timings (please read guidance note 6)			<u>Please give a description of the facilities for m</u> will be providing	aking music v	<u>you</u>
			<u>Will the facilities for making music be</u> indoors or outdoors or both – please tick	Indoors	
, so <sup>1</sup>	52 		(please read guidance note 2)	Outdoors	
Day	Start	Finish		Both	
Mon Tue			Please give further details here (please read gu	idance note 3)	
Wed			State any seasonal variations for the provision making music (please read guidance note 4)	n of facilities f	<u>or</u>
Thur					
Fri			Non standard timings. Where you intend to us for provision of facilities for making music at c those listed in the column on the left, please list	lifferent times	to
Sat			guidance note 5)		
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Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)	Indoors
	Start	Finish	<u>Please give a description of the facilities for daption of the fa</u>	ancing you will be
Day Mon	Start	1111511	Please give further details here (please read gu	uidance note 3)
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Wed			State any seasonal variations for providing da (please read guidance note 4)	ncing facilities
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Fri			Non standard timings. Where you intend to us for the provision of facilities for dancing at dif those listed in the column on the left, please listed in the column on the left.	ferent times to
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Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and		ent of a tion to hin i or j and	Please give a description of the type of enterta you will be providing	ainment facilit	У
	(please i ce note 6		у Ф		
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both – please tick (please read	Indoors	
Mon			guidance note 2)	Outdoors	
n3 <sup>545</sup>				Both	
Tue			Please give further details here (please read gu	idance note 3)	
Wed					
Thur			State any seasonal variations for the provision entertainment of a similar description to that fa		
			(please read guidance note 4)		
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		-			
Sat			Non standard timings. Where you intend to us for the provision of facilities for entertainment	e the premise of a similar	<u>s</u>
			description to that falling within i or j at differe listed in the column on the left, please list (plea	nt times to the	
			note 5)	ase reau guiua	lice
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Standa	Late night refreshment Standard days and timings (please read		Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
	ce note 6)		produce for guidance note 2)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read gu	idance note 3)	
Tue					
Wed			State any seasonal variations for the provision refreshment (please read guidance note 4)	n of late night	
Thur					
Fri			Non standard timings. Where you intend to us for the provision of late night refreshment at d those listed in the column on the left, please li	ifferent times	<u>, to</u>
Sat			guidance note 5)		
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Standa	<b>upply of alcohol</b> tandard days and mings (please read		Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	
	ce note 6			Off the premises	
Day	Start	Finish	*	Both	
Mon			State any seasonal variations for the supply of read guidance note 4)	<b>f alcohol</b> (plea	se
Tue					
Wed					
Thur			Non-standard timings. Where you intend to us for the supply of alcohol at different times to the column on the left, please list (please read guid	nose listed in	
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Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8) n/a

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Hours premises are open to the public Standard days and timings (please read guidance note 6)		olic nd read	State any seasonal variations (please read guidance note 4) no change to current
Day	Start	Finish	
Mon	no	chang e	
Tue	_"_	_"_	
Wed	_11_	_"_	Non standard timings. Where you intend the premises to be
Thur	_"_	-"-	open to the public at different times from those listed in the column on the left, please list (please read guidance note 5) no change to current
Fri	-"-	_"_	
Sat	_"_	-"-	
Sun	_''_	_"_	

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

remove condition 9 "Apart from persons seated on stools at the bar counter, alcohol will only be sold and supplied to person who are seated at tables."

Please tick	yes
	$\boxtimes$

• I have enclosed the relevant part of the premises licence

I have enclosed the premises licence

0

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

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

to follow - as per telephone conversation

**P** Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

To replace condition 9 in Annex 2 with the following:

1. There will be a minimum of six door supervisors after 9.00 pm on Friday and Saturday evenings.

2. There will be a minimum entrance fee charged of £10 to any customer entering after 9.00 pm on Friday and Saturday nights.

3. All promoters and DJ's employed at the premises are to be approved in advance by the police.<sup>®</sup>

4. There shall be a dress code.

The other conditions of the licence are to remain unchanged.

#### b) The prevention of crime and disorder

see above,

#### c) Public safety

see above, as well as compliance with the statutory requirements under relevant health & safety legislation etc.

## d) The prevention of public nuisance

see above, as well as compliance with the statutory requirements under other relevant legislation

#### e) The protection of children from harm

see above

	Please tic	k yes
Θ	I have made or enclosed payment of the fee	$\boxtimes$
0	l្ធhave sent copies of this application and the plan to responsible authorities and others where applicable	$\boxtimes$
0	I understand that I must now advertise my application	$\boxtimes$
0	I have enclosed the premises licence or relevant part of it or explanation	$\boxtimes$
0	I understand that if I do not comply with the above requirements my application will be rejected	$\boxtimes$

#### 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

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature	De-
Date	23 January 2009
Capacity	Davenport Lyons - Solicitors for the Applicant

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note12). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

Peter Glazebrook (PGG/TB/PRE.27.1) Davenport Lyons 30 Old Burlington Street

Post town | London

Post code

**W1S 3NL** 

 Telephone number (if any)
 020 7468 5573 / 020 7468 5564

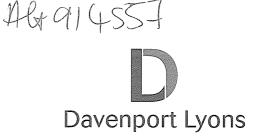
If you would prefer us to correspond with you by e-mail your e-mail address (optional) tburton@davenportlyons.com / pglazebrook@davenportlyons.com

#### Notes for Guidance

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.

- 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.
- 2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
- 3. For example 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.
- 4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
- 5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
- 6. Please give 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.
- 7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
- 8. Please give 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, the presence of gaming machines.
- 9. Please list here steps you will take to promote all four licensing objectives together.
- 10. The application form must be signed.
- 11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
- 12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
- 13. This is the address which we shall use to correspond with you about this application.

Your Ref: Our Ref: PGG/TB/PRE.27.1



30 Old Burlington Street London W1S 3NL Tel: +44(0)20 7468 2600 Fax: +44(0)20 7437 8216

Licensing Team Enforcement Service Environmental Services Technopark Ashley Road Tottenham London N17 9LN

**BY COURIER** 

23 January 2009

Dear Sir

#### Licensing Act 2003 Anasa, 9A The Broadway N22 6DS

We enclose:

- 1. application for variation of premises licence;
- 2. plans of premises;
- 3. cheque for £190;
- 4. Original premises licence. ► to follow

The poster notice will be displayed at the premises for 28 days, and a notice will be advertised in a local newspapers. A copy of the published newspaper will be forwarded to you upon receipt.

A copy of this application and supporting documentation has been served upon the responsible authorities at the addresses advised by the Council.

Yours faithfully Davenport Lyons

Enc

Direct telephone numbers for the Licensing Team 020 7468 1616 (Alun Thomas) 020 7468 5573 (Peter Glazebrook) 020 7468 5562 (Thomas 0'Maoileoin) 020 7468 5564 (Tilly Burton) 020 7468 1617 (Rachel Hepworth)



# APP 2

# COPY OF CURRENT LICENCE

LICENSING ACT 2003 Sec 24

## PREMISES LICENCE

Page 31

Receipt: AG 749054

Premises Licence Number: LN/00003379

This Premises Licence has been issued by: **The Licensing Authority, London Borough of Haringey, Technopark, Ashley Road, Tottenham, London N17 9LN** 

Signature:

Date: 18<sup>th</sup> April 2007, 24<sup>th</sup> June 2008

Part 1 – PREMISES DETAILS

<u>Postal Address of Premises or, if none, Ordnance Survey map reference or</u> <u>description:</u>

#### ANASA 9A THE BROADWAY WOOD GREEN LONDON N22

Telephone: 020 8888 0202

Where the Licence is time limited, the dates:

N/A

Licensable activities authorised by the Licence:

Supply of Alcohol

**Regulated Entertainment:** Recorded Music, Live Music, Performances of Dance & Provision of Facilities for Dancing

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

Supply of AlcoholMonday to Sunday1900 to 0400Recorded Music, Live Music& Provision of Facilities for DancingMonday to Sunday1900 to 0600Performances of DanceMonday to Sunday1900 to 0600Nonday to Sunday1900 to 0600

New Years Eve licensable activities permitted from the start of permitted hours on 31 December until the start of permitted hours on 1 January

#### PREMISES DETAILS [CONT'D]

#### The opening hours of the premises:

Monday to Sunday 1900 to 0600

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

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

Supply of alcohol for consumption both **ON** and **OFF** the premises

Part 2

## <u>Name, (registered) address, telephone number and e-mail (where relevant) of</u> <u>holder of Premises Licence:</u>

Precious Investments Ltd 9A The Broadway Wood Green London N22 6DS

## <u>Registered number of holder, for example company number, charity number</u> (where applicable):

4817910

## <u>Name, address and telephone number of designated premises supervisor where</u> <u>the Premises Licence authorises the supply of alcohol:</u>

Christodoulos Socratous

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

#### Personal Licence Number

015/WK/200500582

The London Borough of Barnet

## **Annex 1 – Mandatory Conditions**

(2) Supply of alcohol: 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.

(3) The second condition is that every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

#### Door supervision:

At specified times one or more individuals must be at the premises to carry out a security activity and each of these individuals must be licensed by the Security Industry Authority.

## Annex 2 – Conditions consistent with the Operating Schedule

It is considered that these radical changes will overcome the radical problems that have been encountered particularly in recent months. Apart from the layout changes to the premises, additional conditions attached hereto are proposed to reinforce the measures primarily targeting the issue of crime and disorder, which have hitherto bedevilled these premises.

## THE PREVENTION OF CRIME AND DISORDER

- Alcohol not to be served to any person who appears to be intoxicated
- CCTV at entrance and devices throughout the premises
- Door supervisors to be present at premises, carry out body scanning and entrance search ---
- Toilets to have attendants on duty

## PUBLIC SAFETY

- Fire/Building regulations to be constantly complied with
- Emergency lighting to be checked every 6 months
- Limiters to be maintained on sound system
- Numbers of patrons on premises to be constantly monitored and shall not exceed 260 persons
- Extraction fans on premises to be maintained
- It is required that food be available at all times when the premises are open.
- All Furniture and effects that come into contact with the public to be kept in good order

as well as compliance with the statutory requirements under relevant health and safety legislation, etc.

### THE PREVENTION OF PUBLIC NUISANCE

- Doorman request customers to leave quietly
- Licensed minicabs to be provided on demand
- Signage to be displayed to direct patrons to leave quietly
- Triple glazed windows & noise limiters on premises
- Management to continue their good practice of door supervision and taking all reasonably practicable measures to protect the amenity of local residents and this to be further improved through regular informal meetings with the residents in order to hear and address their concerns

as well as compliance with the statutory requirements under other legislation.

### THE PROTECTION OF CHILDREN FROM HARM

Children will only be allowed admission to the premises if accompanied by a person at or over the age of 18 years.

#### **Annex 1 – Mandatory Conditions**

A challenge 21 scheme shall operate at the premises. Any person who appears to be under the age of 21 years shall not be permitted to purchase any alcohol at the premises unless they produce an acceptable form of identification comprising either:

- a) A valid passport;
- b) A photo driving licence issued in the European Union;
- c) A proof of age standard card system;
- d) A citizen card, supported by the Home Office

#### Additional conditions offered by applicant:

- 1.
- (a) A CCTV system shall be maintained and working to the satisfaction of the police and shall include at least one camera to cover the entrance/exit to the premises as well as cameras sufficient to cover and monitor the activities within all parts of the premises where licensable activities are permitted.
- (b) The CCTV shall operate at all times whilst the premises remain open to the public (including during any private parties) and all images captured shall be recorded and stored on site.
- (c) Recordings shall be sufficient in quality to identify persons on the recordings.
- (d) Recordings shall be maintained for a minimum period of 31 days and copies of such recordings shall be made available to the police upon request within 48 hours of such request being made.
- (e) If the CCTV equipment is inoperative, or is otherwise not installed and working to the satisfaction of the police, then within 48 hours the police shall be notified and an estimate given of the repair timescale and the premises to comply with all reasonable requests from the police which may include the suspension of licensable activities if necessary.
- (f) At least two people would be trained to operate the recording equipment and be competent in its operation. At least one such trained person will be on the premises at all times when licensable activities are carried out at the premises.
- (g) Notices shall be displayed at the entrance of the premises, and in prominent positions throughout, advising that CCTV is in operation.
- 2. A minimum of SIA male registered door supervisor and one SIA female registered door supervisor shall been duty at all ties that the premises are open, and that a log sheet shall be kept and made available to the police upon request recording who is working on any given time at the premises.
- 3. Notices will be prominently displayed explaining that "persons entering these premises will be searched by way of a body scanning device. Agreement to such search is a condition of entry. If persons do not consent, entry will be refused. The police may be called if any drugs or weapons are found as a result of such search.
- 4. The designated premises supervisor will ensure that all staff employed at the premises are trained to use and maintain an incident book to the satisfaction of the police. The incident book shall be properly maintained and it shall be produced to the police upon request. All refusals of entry or rejections of such customers from the premises shall be contemporaneously recorded in the incident book and drawn to the attention of the DPS who shall countersign the b.

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

- 5. Any incident of assault to the person, by, or on, customers and staff at the premises (whether inside or immediately outside) shall be notified to the police immediately.
- 6. Any drugs/offensive weapons found at the premises will be recorded in the incident book. The following details shall be recorded:

Date/time/item found

Where found

Details of item

Action taken (e.g. person detained, police called)

Signature of person who instigated the seizure

Signature of DPS or designated duty manager

Details of persons searched (if possible)

- 7. At least one personal licence holder shall remain on the premises at all times when open and trading.
- 8. The number of persons allowed outside the premises at any one time particularly for the Purpose of smoking, must not be such a number as to cause an obstruction of the highway and the door supervisors are to actively monitor and manage those persons accordingly.
- 9. Apart from persons seated on stools at the bar counter, alcohol will only be sold and supplied to persons who are seated at tables.

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

#### Annex 4 – Plans

LODGED WITH LICENSING AUTHORITY

# APP 3

# REPRESENTATION FROM METROPOLITAN POLICE

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Your reference:

Ms D.BARRETT ENVIRONMENTAL CONTROL SERVICES TECHNO PARK ASHLEY ROAD TOTTENHAM N.17 FEB 2009

#### **Metropolitan Police Service**

*Licensing* Quicksilver Patrol Base Western Road Wood Green N.22 6UH

Tel: 0203 - 276 -0150

Dear Ms. Barrett

#### Re:- Application for a variation to a Premises Licence:-

Page 40

#### Anasa, 9A The Broadway, High Road N.22

With reference to the above application Police have considered the application and wish to make the following representations. These are under the following licensing objectives:-

1) The Prevention of Crime and Disorder.

2) The Prevention of Public Nuisance.

3) Public Safety.

On the 10<sup>th</sup> April 2008 police made an application to review the premises licence for the K.O.Club, 9A The Broadway, High Road N.22. The circumstances, which resulted in this review are:-

Research carried out over a period of six months prior to the review papers show that there were 115 emergency calls made to the venue. The majority of these calls originate in the early hours towards the end of the licensing hours. Additionally an area of immense concern was that many of the calls highlight the door staff as being involved in some way.

In the same period there were a total of 36 allegation of crime ranging from minor drug possession to GBH and firearm offences. Once again a large number of the offences concern the door staff.

In the same period 13 CRIMINT reports were inputted onto the system and were based around information that relates to violence and issues around the door staff.

Police were investigating allegations of rape and GBH on two separate occasions and were met by obstructive behaviour with regard to obtaining CCTV evidence on both instances from members of the staff.

On the 29<sup>th</sup> February 2008 police executed a Sec 46 Firearms search warrant at the club. In total seven persons were arrested and property was recovered. The property was cannabis, five canisters of spray, one leather cosh,one police style baton and four forged Italian driving licences. Checks revealed that four of the people arrested who were acting as door staff were not Security Industry Authority registered.

In May 2008 a meeting took place between the management of the club and police along with Davenport Lyons solicitors who were representing the KO Club. The proposal was to change the mode of operation from a nighclub to a Greek style restaurant and entertainment venue. These proposals were acceptable to police and an application to vary the premises licence was submitted.

The police withdrew the application for a review on the 11<sup>th</sup> September 2008.

The club re opened under the name of Anasa and traded until early 2009. Whilst it was trading as a Greek style restaurant and entertainment venue police had no concerns or calls to the premises.

The application to vary the premises licence seeks to take away the condition that alcohol will only be sold and supplied to persons who are seated at tables. The aim is to revert the premises back to a night club.

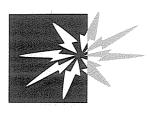
If the variation is granted it would impact on police resources when consideration is given to the few hours per week that the club is open it must be seen that this disproportionate commitment is a massive burden on police resources and therefore the public purse.

The owner of the club and the management will remain the same, which leads us to believe that the undermining of the licensing objectives on a weekly basis is likely to continue.

Graham Dean Superintendent Operations Quicksilver Patrol Base

# APP 4

# REPRESENTATION FROM NOISE TEAM



Haringey Council

Licensing Consultation - Internal Memo

To: Licensing Officer

From: Enforcement Response Officer (Noise)

Name of Officer preparing representation: Mark Eastwood cc: Team Leader Enforcement Response

Our Reference: WK/000109470

Date: 17th February 2009

Premises: Anasa, 9A The Broadway, Wood Green, London, N22 6DS

Type of application: Variation

I would like to confirm that I have considered the above proposal with regard to the prevention of public nuisance on behalf of the Enforcement Response (Noise) Team & would like to **make** representations to the Application on the following grounds.

The operating schedule does not address the prevention of public nuisance from:

- Structure borne noise or vibrations from entertainment
- Noise generated from patrons queuing to enter
- Noise from patrons exiting the premises
- Noise from plant and machinery
- Light nuisance

#### Supporting Information

These premises were previously operated as a night club under the name KO. The noise team received several complaints between October 2006 and December 2007 from tenants living in the property immediately to the right of the club. This was being used as a multiple occupancy bed sit accommodation, and had approximately 5 small rooms, each with a tenant. Visits were made and the music coming through the wall from the club was very loud and intrusive and a nuisance. As a result, a noise abatement notice was served on Club KO and its owners. To prevent further complaints we understand that the club then took over the lease of the residential property next door, rehoused the tenants and put in its own staff as residents. This stopped all complaints from occupants of the property. However, should this arrangement stop at any time and new tenants take up residency, I would expect complaints of loud music to resume.

I would recommend the following alterations/conditions to the operating schedule:

#### Prevention of nuisance from noise/vibration

Entry to the premises will be restricted to a particular entrance(s) whilst the premises is being used for regulated entertainment licensed activity

Entrance/exit from the premises whilst regulated entertainment licensable activities are ongoing shall be via a lobbied door to minimise noise breakout.

#### Structure borne noise

All speakers are mounted on anti-vibration mountings to prevent vibration transmission of sound energy to adjoining properties

#### Sound limits

The licensee shall ensure that no music played in the licensed premises is audible at or within the site boundary of any residential property

All regulated entertainment with amplified activity will utilise the in-house amplification system, the maximum output of which is controlled by the duty manager

#### **Outside Areas**

No form of loudspeaker or sound amplification equipment is to be sited on or near the exterior premises or in or near any foyer, doorway, window or opening to the premises

#### Plant and machinery

All plant and machinery is correctly maintained and regularly serviced to ensure that it is operating efficiently and with minimal disturbance to neighbours arising from noise

#### Patrons entering/exiting premises.

Where people queue to enter the premises a licensed door supervisor shall supervise and ensure the potential patrons behave in an acceptable manner

When the premises turn out a licensed door supervisor shall supervise patrons and ensure the leave in a prompt and courteous manner, respecting the neighbours

Signs should be displayed requesting patrons to respect the neighbours and behave in a courteous manner

A licensed door supervisor will patrol the curtilage of the premises to prevent patrons urinating in public areas in the vicinity of the premises

#### Prevention of nuisance from light

Illuminated external signage shall be switched off when the premises is closed Security lights will be positioned to minimise light intrusion to nearby residential premises

# APP 5

# REPRESENTATION FROM INTERESTED PARTIES

Daliah Barrett Lead Licensing Officer Licensing Team Haringey Council 1/F Lee Valley Technopark. Ashley Road Tottenham London N17 9LN

Karen Gui Flat 2 162 High Road Wood Green London N22 6EB Tel: 0208 881 0340

4<sup>th</sup> February 2009

Dear Ms Barrett,

#### LICENSING ACT 2003 – APPLICATION FOR A PREMISE LICENSE VARIATION TO ANASA 9A THE BROADWAY, LONDON N22

Thanks for your letter of 29<sup>th</sup> January 2009 advising that the above named premises have applied for a premises license variation and to allow the premises to be reverted to a night club.

As I live in the vicinity of the premises I would like to formally make a representation against this application on the following grounds:

- The prevention of crime and disorder
- The prevention of public nuisance

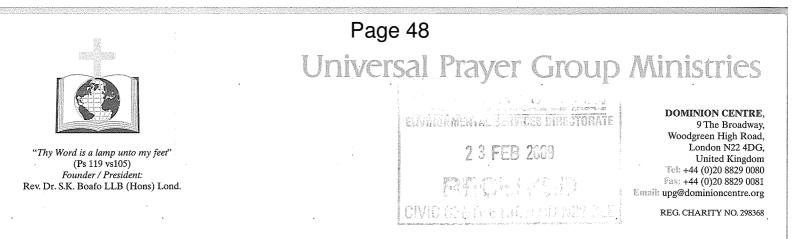
These premises were previously held by the nightclub Club Ko. Under Club Ko, every Saturday and Sunday morning until nearly 5am I was subjected to very loud noise and an increase in crime and disorder by patrons of the nightclub. This included but was not limited to: shouting and street fights; hooting of horns; playing of loud music from car stereos; and drunk and disorderly behaviour in general by patrons.

I made two complaints to Haringey Council about Club Ko and the increase of public nuisance, crime and disorder on the nights they were open. One complaint was made by phone, the other in writing by filling in your online form on 12<sup>th</sup> February 2008 I believe.

I was very glad when Club Ko closed and I was finally able to sleep at night and be without fear for my safety on weekend nights. My flat overlooks Gladstone Avenue and Club Ko patrons would often spill out onto this street between 3am and 5am. I was also glad to see that Anasa's patrons were quiet and considerate of residents in the area. Unless steps are taken to ensure this standard of considerate behaviour is maintained, I would strongly object to the proposed variation of Anasa's license.

Yours sincerely,

Karen Gui



We would also like to bring to your attention that since the premises has been operating as a banqueting hall, Dominion Centre has had no problems of criminal damage to its premises. However, we believe that if the applicants are granted a night club license, previous patrons would be drawn back to the venue and the maintenance of public safety will be jeopardised more so now that it will operate for seven days a week instead of the three days it operated during its previous existence. The likelihood of public nuisance and trhe endangerment of public safety will be magnified if the variation sought is granted.

In the light of the above, we appeal to the council that the variation in the license sought should be denied.

Amelia Quansah <u>Adminstrator</u> Dominion Centre

 DOMINION CENTRE - 9 The Broadway, Woodgreen High Road, London N22 4DG, United Kingdom

 Tel: +44 (0)20 8829 0080 • Fax: +44 (0)20 8829 0081 • Email: info@dominioncentre.org • Minister in charge - Rev. Samuel Ohene-Apraku

SOUTH LONDON TEMPLE - 1st & 2nd Floor, 117 - 125 Rye Lane, Peckham London SE15 4ST, United Kingdom Tel: +44 (0)20 7277 8700 Fax: +44 (0)20 7277 8711 Email: admin@slt-upg.com Minister in charge - Rev. Dr. Shadrach Ofosuware



# Page 49 Universal Prayer Group Ministries

"Thy Word is a lamp unto my feet" (Ps 119 vs105) Founder / President: Rev. Dr. S.K. Boafo LLB (Hons) Lond. DOMINION CENTRE, 9 The Broadway, Woodgreen High Road, London N22 4DG, United Kingdom Tel: +44 (0)20 8829 0080 Fax: +44 (0)20 8829 0081

REG. CHARITY NO. 298368

20<sup>th</sup> February 2009

Daliah Barrett Licensing Team 1<sup>st</sup> Floor Lee Valley Technopark Ashley Road, Tottenham London\_N17 9LN

Dear Daliah Barrett,

#### **OBJECTION TO THE APPLICATION FOR A VARIATION IN LICENSE**

RE: APPLICATION FOR A PREMISE LICENSE VARIATION TO ANASA 9A THE BROADWAY, LONDON N22

We hereby lodge an objection against the re-licensing of 9A The Broadway, as a nightclub on the grounds that it will endanger public safety and cause public nuisance, in our capacity of Freeholders of 9 The Broadway, London N22.

Number 9, The Broadway is Dominion Centre Church which is situated beneath 9A, which used to operate as a club known as KO.

When the club used to operate, Dominion Centre Church had to endure excessive noise whenever the club was open and the church also held activities at the same time – this usually constituted a public nuisance and affected the operation of church activities.

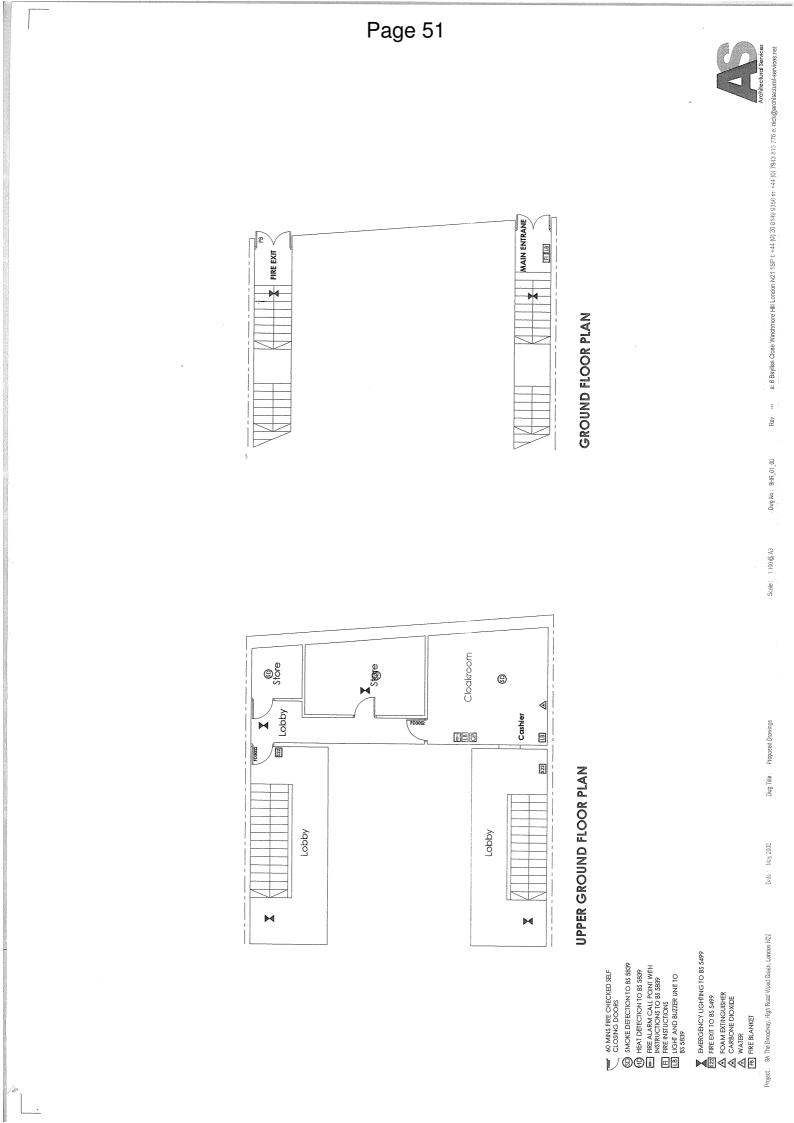
Secondly, club patrons gather around the entrance of 9 The Broadway which leads to fights and other altercations. This endangers public safety, causes nuisance and on numerous occasions the doors of 9 the Broadway have been smashed. Smashed doors have not only caused Dominion Centre inconvenience, but have also meant substantial costs in repairs.

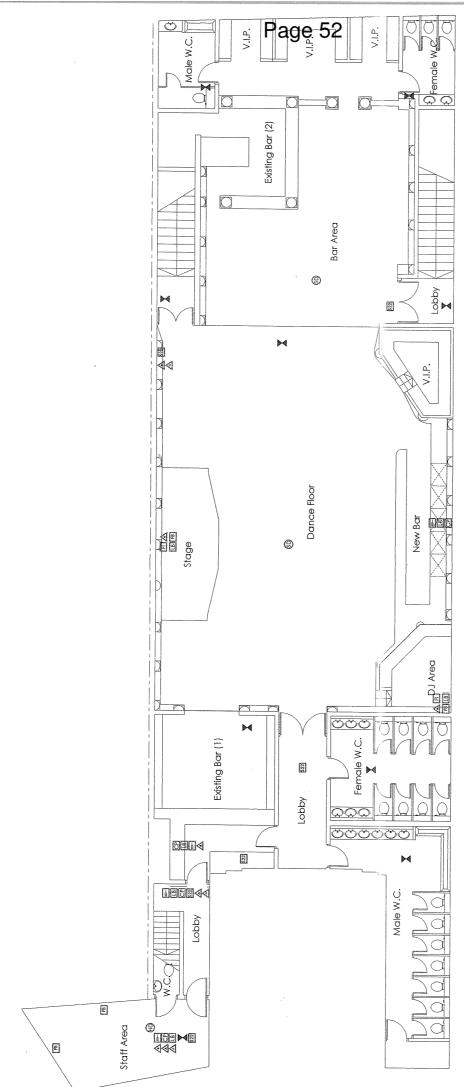
The club owners always claimed that they are not able to control their customers' behavior, but it is fairly obvious that operating a club for alcohol consumption invariably leads to aggressive behaviour on the part of a significant number of patrons who end up causing public nuisance and endangering public security in an area which is the retail centre of the borough. The inability of the operators to keep their trade within their premises means that they operate without a duty of care for public safety and the prevention of public nuisance. In the view of Dominion Centre, they therefore do not merit the right to carry on the business of a night club.

DOMINION CENTRE - 9 The Broadway, Woodgreen High Road, London N22 4DG, United Kingdom Tel: +44 (0)20 8829 0080 • Fax: +44 (0)20 8829 0081 • Email: info@dominioncentre.org • Minister in charge - Rev. Samuel Ohene-Apraku

SOUTH LONDON TEMPLE - 1st & 2nd Floor, 117 - 125 Rye Lane, Peckham London SE15 4ST, United Kingdom Tel: +44 (0)20 7277 8700 • Fax: +44 (0)20 7277 8711 • Email: admin@slt-upg.com • Minister in charge - Rev. Dr. Shadrach Ofosuware

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# **1ST FLOOR PLAN**

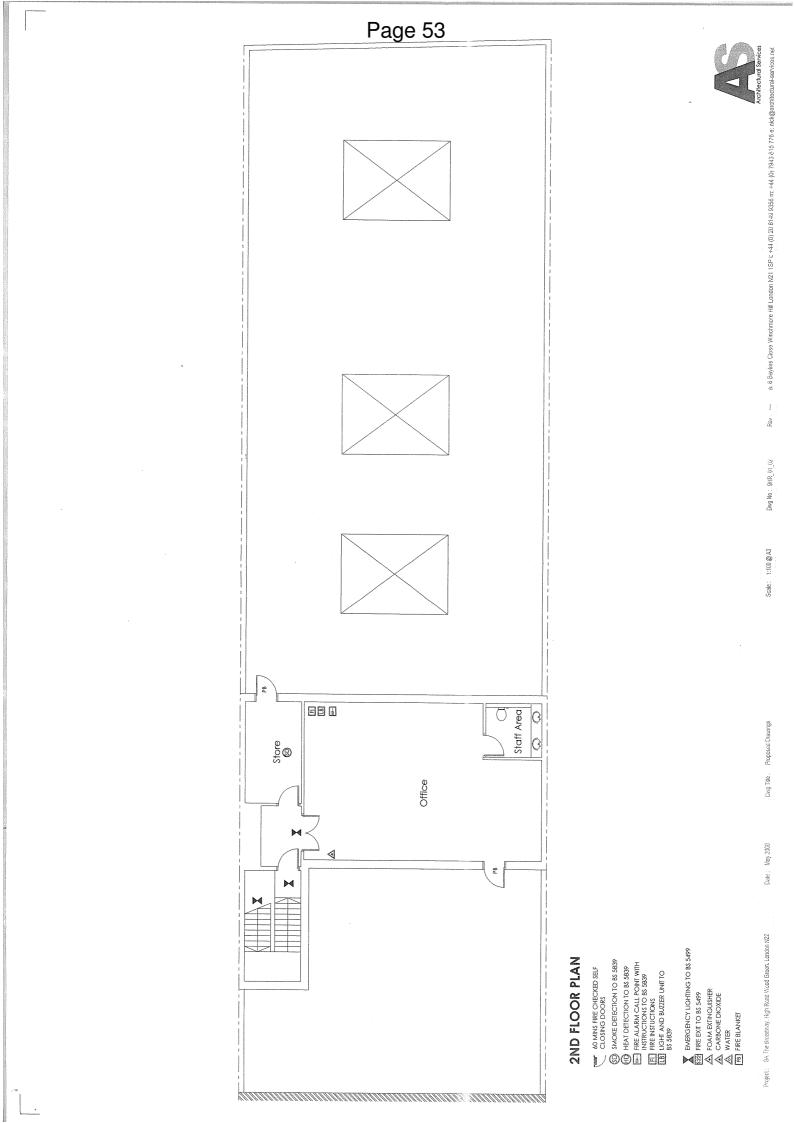
- CLOSING DOORS
- ODE CONTRACTION OF DESCRIPTION
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- E EMERCENCY LIGHTING TO 85 5499 E23 FIRE EXIT TO 85 5499 ▲ FOAM EXTINGUISHER ▲ CARBONE DIOXIDE ▲ MATER MATER EA3 PIRE BLANKET

Dwy Title : Proposed Drawings

Date : May 2008

Froject : 9A The Broadway, Migh Road Wood Green, London N22

- Scale : 1:100 @ A3
- Dwg No: 3HR\_01\_01



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