



Haringey Council

Licensing Sub Committee A

TUESDAY, 6TH DECEMBER, 2011 at 19:00 HRS - CIVIC CENTRE, HIGH ROAD, WOOD GREEN, N22 8LE.

MEMBERS: Councillors Mallett, Peacock (Chair) and Scott

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 the 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 (PAGES 1 - 12)

To approve the minutes of the previous meetings of the Licensing Sub Committee A held on 4 October 2011 and 7 November 2011.

5. SUMMARY OF PROCEDURE (PAGES 13 - 14)

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

6. THE ALABAR LOUNGE, 807 HIGH ROAD, TOTTENHAM, LONDON N17 8ER (PAGES 15 - 74)

To consider an application to allow the Provision of Regulated Entertainment, Supply of Alcohol and the Provision of Late Night Refreshment.

7. ITEMS OF URGENT BUSINESS

To consider any new items of admitted under item 2 above.

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Monday, 28 November 2011

**MINUTES OF THE LICENSING SUB COMMITTEE A
TUESDAY, 4 OCTOBER 2011**

Councillors Mallett, Peacock (Chair) and Scott

Also Present: Councillor Erskine.

MINUTE NO.	SUBJECT/DECISION	ACTION BY
LSCA14.	<p>APOLOGIES FOR ABSENCE</p> <p>There were no apologies for absence.</p>	
LSCA15.	<p>URGENT BUSINESS</p> <p>There were no items of urgent business.</p>	
LSCA16.	<p>DECLARATIONS OF INTEREST</p> <p>There were no declarations of interest.</p>	
LSCA17.	<p>MINUTES</p> <p>RESOLVED</p> <p>That the minutes of the meeting held on 5 July 2011 be approved and signed by the Chair.</p>	
LSCA18.	<p>SUMMARY OF PROCEDURE</p> <p>Noted</p>	
LSCA19.	<p>KENTUCKY FRIED CHICKEN, 278 MUSWELL HILL BROADWAY, LONDON, N10 2QR</p> <p>Daliah Barrett, Licensing Officer, presented the report on the application for a premises licence variation in respect of Kentucky Fried Chicken under the Licensing Act 2003. By way of background, Ms Barrett advised the Committee of a number of late night premises in the immediate vicinity of KFC, and outlined the operating hours of these premises. Representations on the application had been received from the Police, Enforcement Response and a number of local residents and businesses.</p> <p>Sgt David Williams of the Metropolitan Police addressed the Committee, outlining his representation made in objection to the application. Sgt Williams advised that there had been issues in the area for a number of years centring around the nightclubs and fast food premises, involving instances of crime and disorder and anti-social behaviour. In the past year, Sgt Williams reported that there had been approximately 18 incidents recorded which related specifically to the KFC premises, of which around 5 were staff from the KFC calling police. Incidents in the area had included serious assaults and disorder, and there were further</p>	

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issues regarding dangerous and illegal parking outside premises. On Friday and Saturday nights in particular, the pavement outside the premises was very congested, with crowds spilling out into the road itself. It was noted that the location itself posed problems such as the pavement width, road layout and crossing position, and the police were actively looking at ways to make this area safer. Sgt Williams expressed concern that any increase in operating hours would increase the level of problems in the area and advised that police resources meant that it would not be possible to police the extended hours applied for. Sgt Williams asked to submit some photographs of the area to demonstrate some of the issues raised; the applicant did not object to the admission of these images and the Committee took them into consideration.

In response to questions from the applicant's representative, Mr Glazebrook, Sgt Williams confirmed that all of the 18 incidents related to KFC in the past year had taken place within the premises current opening hours, and that he did not have information on the number of incidents which occurred after KFC's current opening hours. It was also confirmed that it was not possible to say from which specific premises such problems were originating.

Derek Pearce, Enforcement Response Officer, outlined the Enforcement Response Team's representation on the application, which focussed on the issue of public nuisance. Mr Pearce noted that the proposed operating schedule did not address the issue of people waiting outside the premises, leaving with food purchased and litter. Mr Pearce echoed the concerns of the Police regarding the large crowds congregating in the area at weekends and illegal parking issues, which tended to start from midnight onwards. It was felt that the hours requested were not appropriate as they would encourage more people to stand out in the street and increase the potential for public nuisance. The Enforcement Response Team recommended that the hours remain as at present, however if the Committee were minded to grant an extension of hours it was suggested that the hours not exceed those of the nearby kebab shop and a number of conditions were suggested. It was clarified that the main recommendation of the Enforcement Response Team was that no extension of hours be granted, as this would add to the number of people congregating in the area.

In response to questions from Mr Glazebrook, Mr Pearce confirmed that there had been no noise complaints in relation to the premises over the past four years, and that while general complaints had been made regarding people congregating in the street, these were regarding the area in general and did not necessarily relate to any specific premises. Mr Pearce confirmed that the majority of issues occurred on Friday and Saturday nights, particularly those relating to large congregations of people in the street. Mr Pearce agreed that a second door supervisor on duty at weekends could assist with managing any queues outside the premises.

Rachel Sheridan, a local resident, addressed the Committee in objection to the application. Ms Sheridan had collected 61 signatures from local

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businesses expressing concerns regarding the late hours applied for by KFC and advised that the premises attracted aggressive customers who had caused damage to other local businesses, harassed local residents and obstructed people's access to their properties. Ms Sheridan expressed concern regarding noise from the kitchen late at night, from extractor fans and from the bins being wheeled outside at the close of trading, which would continue for some time after the premises closed and have an impact on the ability of local residents to sleep. It was reported that customers of the KFC lingered outside the premises and that measures that KFC had offered in the past such as litter patrols had never been implemented.

In response to questions from the applicant's representative, Ms Sheridan reported that she had previously had a good relationship with the owners of KFC and stated that all of the signatures collected on the petition were genuine and from local businesses.

Cllr Erskine addressed the Committee on behalf of herself, Cllr Martin Newton and the Ward Councillors for Muswell Hill. Cllr Erskine endorsed the comments of the Police, who did not support the application, and expressed concern for local residents who were affected by late-night anti-social behaviour in the area such as loitering and noise. It was felt that any extension of hours would make these issues worse, in an area where there was a significant number of residential properties. Residents felt that if the premises was open for longer, it would attract greater numbers of people to the area late at night. Cllr Erskine requested that the application be rejected, but if it were to be granted, she requested that conditions be applied requiring SIA-registered door staff and that the premises take responsibility for noise issues.

Paul Wallace, a local resident, addressed the Committee to state that local residents were sick of the noise in the area and wanted to be able to sleep. If the premises were to be open later then staff would be putting the bins out even later and leaving later, all creating noise much later than at present. Mr Wallace also noted that there were issues with KFC staff using local residents' parking spaces.

Mr Glazebrook addressed the Committee and stated that the premises had been operating for 20 years, and this was the first variation in hours requested. It was reported that the application was to bring the hours in line with other local businesses. The restaurant was a franchise, family-run, and the applicants operated 6 restaurants in London. The restaurant in Camden had applied for and been granted an extension in hours previously, with conditions attached in line with those set out in the operating schedule. In addition, Mr Glazebrook stated that the applicant would be happy to offer a condition for 2 SIA-registered door staff to be on duty from 10pm until close, Friday and Saturday although this was not felt to be necessary during the week. It was further offered that the door staff would wear high-visibility jackets to make them more visible, that a nominated responsible manager would be on duty at all times, that a log book would be maintained and made available for inspection, that there would be CCTV - it was noted that there had been CCTV coverage of

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internal area for some time already - and that there would be no admission to new customers 15 minutes before closing time. Mr Glazebrook furthermore requested that the hours applied for could be rolled back to 2am Sunday to Thursday and 4am Friday and Saturday to be more in line with local businesses. It was further suggested that the door staff would manage a queuing system at weekends and that rubbish bins would be retained inside at the end of trading in order to reduce the noise caused to local residents.

Mr Glazebrook stated that the conditions offered should address the relevant issues, and that many of the other issues raised were more general issues relating to the area as a whole and not this specific premises. Mr Glazebrook requested that the Committee grant the application, with the proposed conditions.

In response to questions from the Committee, it was confirmed that the applicant did not have the ability to increase the number or size of bins on the pavement outside the premises, as this would potentially cause obstruction and would be a planning issue. It was further confirmed that, were the surrounding nightclubs to reduce their operating hours, the premises would respond to demand accordingly. In response to a question from the Legal Officer regarding those conditions put forward by the Enforcement Response Officer which had not been mentioned earlier in the discussion, the applicant's representative advised that they were happy to accept those conditions.

Local residents asked questions of the applicants. In response to concern raised regarding problems with rats in the vicinity of the premises, Mr Glazebrook advised that the premises had never had a problem with rats, was inspected regularly and had received a 5* rating from the Council with regards to hygiene. The applicants confirmed that they had had issues in the past with rowdy customers, and when asked whether this was likely to worsen if hours were increased, stated that it was only an issue when customers were queuing and became impatient, if they were served quickly, there were no issues.

In response to a question regarding how local residents could be sure that the applicant would adhere to any conditions imposed, Mr Glazebrook responded that up until now there had been no conditions on the licence, but by imposing conditions, these would now be enforceable.

In conclusion, Ms Sheridan stated that there had been problems in the past but that businesses in Muswell Hill were trying to change things and that this process should be embraced by KFC. The current situation was felt to be out of control with regards to noise, nuisance, anti-social behaviour and litter, which was affecting the quality of life and rights of residents to enjoy their property. Cllr Erskine concluded that the application should be refused as it would increase the existing issues in the area such as loitering and noise, and would attract more people into the area causing further problems. Cllr Erskine also noted the comments of the police that they would not be able to provide support for such late hours.

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Mr Glazebrook concluded by saying that the premises at Camden, run by the applicant, was very successful and gave reason to be confident that, despite the issues in the area, the premises could be managed with extended hours. Mr Glazebrook advised that, were any of the conditions breached then the licence could be reviewed. The Committee were reminded that the businesses took its reputation very seriously. Mr Glazebrook requested that the application be granted.

The Committee adjourned to deliberate.

RESOLVED

The Committee carefully considered the application, the Council's Statement of Licensing Policy, the Section 182 guidance and all the representations. The Committee decided to grant the application, but only in part, namely by one hour every day.

The Provision of Late Night Refreshment may be provided:

Sunday to Thursday: 2300 – 0100
Friday and Saturday: 2300 – 0300

The Committee considered that, whilst all the representations clearly suggested that there were issues relating to public nuisance in particular, the imposition of conditions could adequately promote the Licensing Objectives. In essence, the Committee considered that the issues were not sufficiently attributable to KFC in the context of the surrounding premises to reject the application outright. The evidence suggested that the issues of concern were present at times well past KFC's current operating hours. The evidence that KFC being open longer would exacerbate the issue was not sufficient in considering that no conditions could adequately promote the Licensing Objectives.

All the conditions proposed by the applicant in the operating schedule and by the enforcement response team in the agenda pack are imposed, except where there are contradictions with the following, which broadly reflect those proposed by the applicant in open committee. For clarification, such additional conditions imposed are as follows:

- 1 SIA-certified door supervisors from 10pm until closing, Sunday to Thursday and 2 such supervisors from 10pm until closing, Friday and Saturday. High visibility jackets will be worn by door supervisors.
- There will be a nominated manager on duty at all times.
- CCTV will also be installed to cover the outside front of the premises, as well as the internal customer area.
- A queuing system will be operated by the door supervisors.

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	<ul style="list-style-type: none">- The outside front area shall be cleared of litter regularly past 10pm.- An incident log will be maintained at all times and made available to responsible authorities on request.- Commercial waste will be kept internally and placed outside no earlier than 7am, the precise times the applicant is to arrange with their waste contractor. <p>The Committee have taken the approach that by granting the application in part, a number of conditions could therefore be imposed which would promote the Licensing Objectives and positively address the issues that have been raised.</p> <p>All parties are reminded that should the Licensing Objectives be compromised, procedures exist to have the licence reviewed.</p>	
LSCA20.	ITEMS OF URGENT BUSINESS There were no items of urgent business. The meeting closed at 22:25hrs.	

Cllr Sheila Peacock
Chair

**MINUTES OF THE LICENSING SUB COMMITTEE A
MONDAY, 7 NOVEMBER 2011**

Councillors Demirci, Scott and Waters

Apologies Councillors Peacock and Mallett

Also Present: Councillor Brabazon

MINUTE NO.	SUBJECT/DECISION	ACTION BY
LSCA21.	<p>WEBCASTING</p> <p>The meeting was filmed for broadcast on the Council's website.</p>	
LSCA22.	<p>APOLOGIES FOR ABSENCE</p> <p>Apologies for absence were received from Cllr Peacock, for whom Cllr Demirci was substituting and from Cllr Mallett, for whom Cllr Waters was substituting.</p>	
LSCA23.	<p>URGENT BUSINESS</p> <p>There were no new items of urgent business.</p>	
LSCA24.	<p>DECLARATIONS OF INTEREST</p> <p>There were no declarations of interest.</p>	
LSCA25.	<p>MINUTES</p> <p>This item was deferred until the next meeting of the Committee.</p>	
LSCA26.	<p>SUMMARY OF PROCEDURE</p> <p>Noted.</p>	
LSCA27.	<p>CHESTNUTS COMMUNITY CENTRE, 280 ST ANN'S ROAD, TOTTENHAM N15 5BN</p> <p>The Licensing Officer, Dale Barrett, presented the report on an application for a review of the premises licence at the Chestnuts Community Centre, 280 St Ann's Road, which had been made by the Enforcement Response Team on the grounds that the operation of the premises had failed to uphold the licensing objective of the Prevention of Public Nuisance. Ms Barrett presented the details of the existing licence and the conditions on it. A number of representations had been received, both those in support of the review application and those in support of the premises. Ms Barrett reported that a mediation meeting had been held between the premises, local residents and the Enforcement Response Team to identify issues.</p>	

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In response to a request made on behalf of the community centre that the hearing be adjourned, pending another forthcoming hearing, the Legal Officer, Mr Michael, advised that this other hearing was a prosecution for an alleged breach of a condition on the licence and was a completely separate process which would have no bearing on the current hearing. The Committee considered this issue and it was:

RESOLVED

That the current licensing review hearing should continue.

Derek Pearce, Enforcement Response, advised that the Enforcement Response Team's representations and recommendations were set out in the report. Given the complaints received, it was advised that, were the Committee minded to permit the licence to continue, the hours should be reduced and the conditions amended to address the issues raised. The current management of the conditions on the licence had not managed to address the issues relating to noise, and warning letters and an abatement notice had been served on the premises. The Enforcement Response Team were recommending that no regulated entertainment should take place at the premises after 2300 and that the licence should be suspended until such time as all the conditions were in place to avoid noise nuisance continuing. Mr Pearce advised that there was a history of complaints in relation to the premises and gave an outline of some of the complaints made and the actions undertaken by Enforcement Response as a consequence.

Three local residents and Cllr Zena Brabazon, Ward Councillor for St Ann's, addressed the Committee in support of the application for review, and raised the following issues:

- Music from the premises was often audible within residential properties at night and during the day at weekends and prevented residents from sleeping. This was in breach of an existing condition on the licence.
- The fire doors were often left open in breach of an existing condition on the licence, allowing music to escape from inside, and people also stood outside, making further noise.
- Despite a condition that regular liaison meetings be held, residents were not aware of any prior to the mediation meeting, and staff were reported to have been rude and unhelpful when residents had contacted the centre to complain about noise.
- The issue was worse in summer, when windows and doors were opened at the centre, the noise from which prevented residents from opening their own windows during hot weather.
- It was believed that a sound limiter and alarms on the fire doors had only been installed in the past few months, despite having been conditions on the licence since 2008.
- Parking for events at the premises overflowed onto the surrounding grass areas and pavements.
- The building was not sufficiently sound-insulated to enable music to be played inside without being audible within nearby homes.

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- Residents had no problem with the general operation of the community centre or its activities, and were supportive of its work, but had problems with the very specific issue of public nuisance caused by late night noise.
- Issues had continued even after the meeting held with residents to discuss the problems.

It was emphasised that, if the centre were to hold large events they had to have the capability to manage them effectively and to ensure that conditions on the licence were complied with, and concerns were raised about their ability to do that. Residents had the right to enjoy peace and quiet in their own homes, and it was not fair that they were unable to do so due to noise nuisance.

In response to questions from the Committee and from the premises licence-holder, residents confirmed that they had witnessed fire doors being left open since the mediation meeting, although these were now supposed to be alarmed to prevent this happening. In response to a question about why nobody from Turners Court had attended a public consultation meeting held at the centre the previous year, residents reported that they had not been aware of this meeting. The Committee asked about the issues with parking that had been mentioned, in response to which it was reported that lots of cars parked on the grass when there was an event at the centre, and the noise from people returning to their cars as they were leaving was a further disturbance. The Committee asked whether, at the meeting held in August, the centre had given any explanation as to why the existing conditions had not been complied, in response to which it was reported that they had not given explanations, beyond financial constraints and that they felt the problems had been exaggerated.

Monica White, Licensee at the Chestnuts community centre, addressed the Committee in response to the review application. Ms White advised that the centre prided itself on its service to the area's diverse community, and that, while it did not intend to cause any nuisance, they were aware there had been some issues. Since the meeting held in August, a sound limiter and noise control monitor had been installed, and they were attempting to cooperate fully with the licensing authority. It was reported that issues related to parking had been exaggerated, as these were sometimes due to events unconnected with the centre, and that some of the incidents referred to by residents had also related to events which had not been connected with the community centre.

The Committee asked why conditions imposed on the licence in 2008 had only recently been undertaken, for example keeping the fire doors closed and the installation of a sound limiter, in response to which Ms White advised that these issues had only recently been brought to her attention. Ms White further stated for clarity that there had been a sound limiter in place previously, but that they had only recently ordered a data logger. It was clarified that, now the alarms on the fire doors had been installed, staff at the premises would be aware when the doors were opened and could react appropriately. Ms White confirmed that she fully understood

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her obligations as the licence holder and centre manager, and advised that the designated manager and volunteer caretakers were present at events and were aware of the licence conditions.

In response to questions from the Committee Ms White advised that although a sound limiter was in place, the centre did not use an in-house sound system for financial reasons. Ms White was asked what impact a suspension of the licence would have on the centre, and she reported that this would affect the diverse community served by the centre, as functions were already booked and the centre did not wish to disappoint those who had made bookings for celebrations at the centre. It was also reported that there would be a financial impact on the centre. It was reported that the centre could comply if the hours were reduced to 11pm, although this may disappoint hirers for events on Saturday nights who might wish for a later closing time.

In response to a question from the legal officer regarding the amended conditions proposed by enforcement response, the community centre committee said that they had no objection to any of the proposed conditions, but did ask for some time in order to implement them, particularly in respect of seeking advice from an acoustic consultant. The Committee asked what level of control the centre had over hirers, and it was reported that a contract was in place for every event, and that all hirers were made aware of the issues.

In response to a question from local residents regarding why there had been no alarm when the fire-doors had been opened recently, Ms White advised that not all the doors were alarmed, only those on the side of the building facing residential properties. It was confirmed that the centre was looking into the possibility of alarming the other fire doors. It was reported that the centre took it very seriously when hirers failed to comply with the terms of their contract, and there had been three instances this year where the centre had closed events down due to non-compliance.

A local resident, service user and Committee members addressed the Committee in support of the community centre and raised the following points:

- The centre had always been generous to the local community, and it was a shame it had come down to a formal hearing to address the issues.
- There was concern regarding the imposition of the conditions suggested and the impact this would have on the financial viability of the centre.
- The Committee was asked to give the centre more time to comply with the existing conditions on their licence, with a further review if problems continued.
- The proposed conditions and any reduction in hours would have a detrimental impact on the activities offered for young people at the centre.
- The centre was trying to comply and put all the necessary measure sin place, but this was a difficult task and took time.

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- The management committee of the centre wanted to work with local people and to be a good neighbour, and took all the issues raised very seriously. Although budgets were tight, the management committee was committed to managing events at the centre adequately.
- Since meeting with local residents the noise limiter had been adjusted and there was to be a review of roles and responsibilities at the centre, customer services issues were being addressed, a noise logger was being installed and alarms were installed on the fire doors.
- Members of the management committee would make their personal numbers available to local residents if they needed to contact them about events at the centre.

In conclusion, Mr Pearce stated that a review application had been brought because of the ongoing issues regarding nuisance, and confirmed that, of the options available to the Committee, enforcement response were requesting a clarification and amendment of the existing conditions, largely around the issue of managing regulated entertainment at the premises, and a reduction in operating hours. Local residents acknowledged that the centre played a valuable role, but that some of the action taken was too little, too late and they did not have confidence that things would change. Cllr Brabazon stated that the Committee needed to consider if the centre had the capacity to manage events adequately, that there was a responsibility to protect local residents from nuisance and that it was not fair that residents had had to put up with disturbance in their own homes until now. Ms White stated that the centre had taken into consideration all the issues raised, and requested that they be given time to implement all the conditions asked for.

The Committee adjourned to deliberate.

RESOLVED

The Committee carefully considered the application for review, the Council's Statement of Licensing Policy, the Section 182 Guidance and all the representations. The Committee decided to modify the conditions of the licence as follows:

Opening hours:

Sunday to Thursday: 1000 to 2300
Friday and Saturday: 1000 to 2330

All licensable activities' start times remain the same and end as follows:

Sunday to Thursday: 2230
Friday and Saturday: 2300

All the conditions proposed by the Enforcement Response Team on pages 33 to 35 of the agenda pack are imposed, with the exception of reference to any times differing from the above and the reference to the

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	<p>acoustic consultant’s advice, which is to read as follows:</p> <p>“Within 3 months of 7 November 2011, the licence-holder must engage with and implement the findings of an acoustic consultant or otherwise competent person in conjunction with the Enforcement Response service, particularly in relation to gaps observed on the external walls of the main event hosting hall.”</p> <p>The Committee did not decide to take any other action at this stage. The Committee considered there to be plentiful and credible evidence of public nuisance. The Committee also took into account the management committee’s desire to operate lawfully and felt that, with this being a first review, necessary and proportionate conditions could address the issues. The Committee did consider though that restricting the hours of opening and undertaking licensable activities was necessary and proportionate in all the circumstances.</p> <p>As an informative, the Committee has serious concerns about the strength of management of the community centre’s committee, especially in relation to the power it is able to impose on certain hirers of the venue. The premises licence holder must be absolutely clear that it is her responsibility to ensure that the licence conditions are not breached.</p> <p>Even with three months being permitted to implement sound-proofing, that does not mean that nuisance is permitted to emanate from the premises. It means that extra precautions will have to be made at the licence holder’s risk before the additional condition can assist in the lawful operation of the premises.</p> <p>All parties are reminded that further reviews are possible if there are breaches of the licence conditions and for clarity this decision takes effect 21 days after the date of this decision.</p>	
<p>LSCA28.</p>	<p>ITEMS OF URGENT BUSINESS</p> <p>There were no new items of urgent business.</p> <p>The meeting closed at 00:00hrs.</p>	

Cllr Ali Demirci
In the Chair

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 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.

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 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	
(v)	questions put by the Objectors to the Applicant	
(vi)	questions put by the Applicant to the Objectors	
CLOSING 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 Committee Clerk once Members have returned to the meeting.	

Licensing Act 2003 Sub-Committee on 6th December 2011

Report title: Application for a Premises Licence Variation at THE ALABAR LOUNGE, 807 HIGH ROAD, TOTTENHAM, LONDON N17 8ER

Report of: The Lead Officer Licensing

Ward(s) affected Northumberland Park

1. Purpose

To consider an application by Barbara Oppon to allow The Provision of Regulated Entertainment, Supply of Alcohol and The Provision of Late Night Refreshment.

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.

Report authorised by: Joan Hancox

pp. [Signature]

Head of Neighbourhood Services

Contact Officer: Ms Daliah Barrett -Williams

Telephone: 020 8489 8232

3. Executive summary

For consideration by Licensing Sub Committee under Licensing Act 2003 for a Premises licence with variation to the existing conditions

4. Access to information:

Local Government (Access to Information) Act 1985

Background Papers

The following Background Papers are used in the preparation of this Report:

File: The Alabar Lounge

The Background Papers are located at Enforcement Service, Technopark, Ashley Road, Tottenham N17

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5. REPORT

Background

5.1 An application for a Premises Licence Variation, by Barbara Oppon in respect of The Alabar Lounge under the Licensing Act 2003.

5.2 Details of the application being sought under the Premises Licence Variation – APP 1

Provision of Regulated Entertainment: Live Music, Recorded Music, Provision of facilities for making music, Provision of facilities for dancing

Sunday to Thursday	1000 to 0100
Friday & Saturday	1000 to 0500

Bank Holidays	1000 to 0500
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Supply of Alcohol

Sunday to Thursday	1000 to 0100
Friday & Saturday	1000 to 0500

Bank Holidays	1000 to 0500
---------------	--------------

Provision of Late Night Refreshment

Sunday to Thursday	2300 to 0100
Friday & Saturday	2300 to 0500

Bank Holidays	2300 to 0500
---------------	--------------

Opening Hours

Sunday to Thursday	1000 to 0100
Friday & Saturday	1000 to 0500

Bank Holidays	1000 to 0500
---------------	--------------

General-all four licensing objectives

The premises operates to a high standard, and will continue to do so should this licence be granted in terms of the extended sale of alcohol and late night refreshment. All staff will be fully trained in their responsibilities with regard to the sale of alcohol, and will be retrained every six months, with recorded training records kept for inspection, sufficient staff will be on duty during the late hours.

5.3 Crime and Disorder

An extensive CCTV system will be in operation to provide security and identify any culprit who is intent in causing trouble on or around the premises. All images are stored for a period of 31 days after which they can be erased or saved at the request

of the police. All current security measures will remain in operation. All staff will be fully trained in this area. Images will be made available to the police or authorised licensing officer from the council on request.

5.4 Public Safety

Staff will be trained to be alert to any potential danger to customers and react accordingly. If they are unable to quickly diffuse the situation without risk to customer or staff then they are instructed to call the police. All relevant fire procedures are in place for a premises of this size.

5.5 Public Nuisance

The entrance to the premises is visible from the bar area, and so can be monitored by the staff. CCTV cameras will also pick up any disturbance in this area. Customers will be encouraged to leave the premises quietly and in an orderly manner. Notices will be on display to this effect. Noise from within the premises will not exceed the recommended limits.

5.6 Child Protection

Only photographic ID is accepted (passport, driving licence, proof of age card with PASS hologram). Anyone who appears to be under the age of 25 is challenged to provide ID. If the customer is unable to provide identification then no sale is made. No ID no sale. If it is known that a customer intends to purchase alcohol to provide to minors then that sale will be refused. All refused sales will be recorded in a refusals book, which will be made available for inspection by Police or Licensing Officers of the council on request.

6. RELEVANT REPRESENTATIONS (CONSULTATION)

Responsible authorities:

6.1 Comments of Metropolitan Police

Have made representation regarding this application which is now withdrawn.

APP 2

6.2 Comments of Regulatory Services:

Environmental Health

Has made representation. **APP 3**

Trading Standards

Have made no representation to this application

6.3 London Fire and Civil Defence Authority

Have made no representation to this application

6.4 Planning Services

Have made no representation to this application

6.5 Comments of Child Protection Agency or Nominee

No representation made on this matter

7.0 Interested Parties – APP 4

Letters of representation have been received against this application.

8.0 Financial Comments

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

APPENDIX 1-- APPLICATION

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.

I/We Barbara Oppon
(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number LN00008407

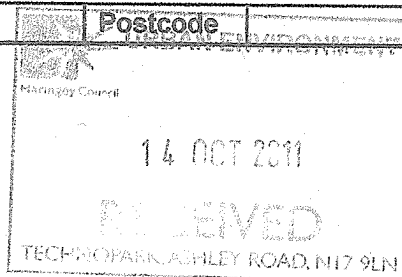
Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description The Alabar Lounge 807 High Road Tottenham N17 8ER			
Post town	London	Post code	N17 8ER

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£13750

Part 2 – Applicant details

Daytime contact telephone number	
E-mail address (optional)	
Current postal address if different from premises address	
Post Town	
	Postcode



Part 3 - Variation

Please tick yes

Do you want the proposed variation to have effect as soon as possible?

If not do you want the variation to take effect from

Day Month Year

--	--	--	--	--	--	--	--

Please describe briefly the nature of the proposed variation (Please see guidance note 1)
The applicant wishes to vary the licence in order to allow the establishment to trade until 1.00am Sunday to Thursday and to 5.00am on Friday and Saturday. This is due to local demand. The premises would also like to apply for late night refreshment from 11.00pm until 1.00am Sunday to Thursday, and from 11.00pm until 05.00am Friday and Saturday to have the facility to offer customers coffee.

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.

Provision 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)

Provision 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)

Provision of late night refreshment (if ticking yes, fill in box L)

Sale by retail of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Tue					
			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Wed					
Thur					
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Wed					
Thur					
			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue			
Wed			<u>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</u> (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)</u>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here (please read guidance note 3)</u>		
Mon					
Tue			<u>State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)</u>		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)</u>		
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	10.00	01.00			
Tue	10.00	01.00			
Wed	10.00	01.00	State any seasonal variations for the performance of live music (please read guidance note 4) Bank Holidays 10.00- 05.00 as per Fridays and Saturdays.		
Thur	10.00	01.00			
Fri	10.00	05.00	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	10.00	05.00			
Sun	10.00	01.00			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	10.00	01.00			
Tue	10.00	01.00			
Wed	10.00	01.00	State any seasonal variations for the playing of recorded music (please read guidance note 4) Bank Holidays 10.00- 05.00 as per Fridays and Saturdays.		
Thur	10.00	01.00			
Fri	10.00	05.00	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	10.00	05.00			
Sun	10.00	01.00			

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)</p>			<p><u>Please give a description of the type of entertainment you will be providing</u></p>		
Day	Start	Finish	<p><u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)</p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<p><u>Please give further details here</u> (please read guidance note 3)</p>		
Wed					
Thur			<p><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)</p>		
Fri					
Sat			<p><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)</p>		
Sun					

Provision of facilities for making music Standard days and timings (please read guidance note 6)			<u>Please give a description of the facilities for making music you will be providing</u>	
			Will the facilities for making music be indoors or outdoors or both – please tick (please read guidance note 2)	
			Indoors	<input checked="" type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here (please read guidance note 3)</u>	
Mon	10.00	01.00		
Tue	10.00	01.00		
Wed	10.00	01.00		
Thur	10.00	01.00		
Fri	10.00	05.00		
Sat	10.00	05.00		
Sun	10.00	01.00	<u>State any seasonal variations for the provision of facilities for making music (please read guidance note 4)</u> Bank Holidays 10.00- 05.00 as per Fridays and Saturdays.	
			<u>Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list (please read guidance note 5)</u>	

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			<u>Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)</u>	Indoors <input checked="" type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
			<u>Please give a description of the facilities for dancing you will be providing</u>	
Day	Start	Finish	<u>Please give further details here (please read guidance note 3)</u>	
Mon	10.00	01.00		
Tue	10.00	01.00		
			<u>State any seasonal variations for providing dancing facilities (please read guidance note 4)</u> Bank Holidays 10.00- 05.00 as per Fridays and Saturdays.	
Wed	10.00	01.00		
Thur	10.00	01.00		
			<u>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list (please read guidance note 5)</u>	
Fri	10.00	05.00		
Sat	10.00	05.00		
Sun	10.00	01.00		

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment facility you will be providing</u>		
Day	Start	Finish	<u>Will the entertainment facility be indoors or outdoors or both – please tick (please read guidance note 2)</u>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here (please read guidance note 3)</u>		
Wed					
Thur			<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j (please read guidance note 4)</u>		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list (please read guidance note 5)</u>		
Sun					

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – <u>please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	23.00	01.00	Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue	23.00	01.00			
Wed	23.00	01.00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4) Bank Holidays 10.00- 05.00 as per Fridays and Saturdays.		
Thur	23.00	01.00			
Fri	23.00	05.00	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)		
Sat	23.00	05.00			
Sun	23.00	01.00			

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) Bank Holidays 10.00- 05.00 as per Fridays and Saturdays.					
Mon	10.00	01.00						
Tue	10.00	01.00						
Wed	10.00	01.00						
Thur	10.00	01.00						
Fri	10.00	05.00						
Sat	10.00	05.00						
Sun	10.00	01.00						
						Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		

N

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)
None

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4) Bank Holidays 10.00- 05.00 as per Fridays and Saturdays.
Day	Start	Finish	
Mon	10.00	01.00	
Tue	10.00	01.00	
Wed	10.00	01.00	
Thur	10.00	01.00	
Fri	10.00	05.00	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Sat	10.00	05.00	
Sun	10.00	01.00	

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

None

Please tick yes

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

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
The premises licence will be sent direct by the applicant

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)

The premises operates to a high standard, and will continue to do so should this licence be granted in terms of the extended sale of alcohol and late night refreshment. All staff will be fully trained in their responsibilities with regard to the sale of alcohol, and will be retrained every six months, with recorded training records kept for inspection. Sufficient staff will be on duty during the late hours.

b) The prevention of crime and disorder

An extensive CCTV system will be in operation to provide security and identify any culprit who is intent in causing trouble on or around the premises. All images are stored for a period of 31 days after which they can be erased or saved at the request of the police. All current security measures will remain in operation. All staff will be fully trained in this area. Images will be made available to the police or authorised licensing officer from the council on request.

c) Public safety

Staff will be trained to be alert to any potential danger to customers and react accordingly. If they are unable to quickly diffuse the situation without risk to customer or staff, then they are instructed to call the police. All relevant fire procedures are in place for a premises of this size.

d) The prevention of public nuisance

The entrance to the premises is visible from the bar area, and so can be monitored by the staff. CCTV cameras will also pick up any disturbance in this area. Customers will be encouraged to leave the premises quietly and in an orderly manner. Notices will be on display to this effect. Noise from within the premises will not exceed the recommended limits.

e) The protection of children from harm

Only photographic ID is accepted (passport, driving licence, proof of age card with PASS hologram). Anyone who appears to be under the age of 25 is challenged to provide ID. If the customer is unable to provide identification then no sale is made. No ID no sale. If it is known that a customer intends to purchase alcohol to provide to minors then that sale will be refused. All refused sales will be recorded in a refusals book, which will be made available for inspection by Police or Licensing Officers of the council on request.


Please tick yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

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	
Date	13/10/2011
Capacity	Licensing Agent as appointed by 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 note 12). 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)

Stewart Gibson
 GP Retail Services Ltd
 Totemic House
 Caunt Road
 Grantham
 Lincolnshire

Post town	Grantham	Post code	NG31 7FZ
Telephone number (if any)	01476 514691		
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			

LICENSING ACT 2003
Section 24

PREMISES LICENCE SUMMARY

Receipt: AG964395

Premises Licence Number: LN00008407

This Premises Licence has been issued by:

*The Licensing Authority, London Borough of Haringey,
Technopark, Ashley Road, Tottenham
London N17 9LN*

Signature:.....

Date: 6th August 2010

Part 1 – PREMISES DETAILS

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

ALABAR
807 HIGH ROAD
TOTTENHAM
LONDON N17 8ER

Where the Licence is time limited, the dates:

Not applicable.

Licensable activities authorised by the Licence:

Provision of Regulated Entertainment: Recorded Music, Live Music, Provision of facilities for making music and dancing

Provision of Late Night Refreshment

Supply of Alcohol

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

Provision of Regulated Entertainment

Sunday to Thursday 1000 to 2345

Friday & Saturday 1000 to 0145

Provision of Late Night Refreshment

Sunday to Thursday 2300 to 2330

Friday & Saturday 2300 to 0130

Supply of Alcohol

Sunday to Thursday 1000 to 2330

Friday & Saturday 1000 to 0130

Premises not to open for the sale of alcohol before 11am on Saturdays and Sundays when there is a Tottenham Hotspur football match on.

PREMISES DETAILS [CONT'D]

On the night of New Years Eve licensable activities may continue until 0200 on the morning of the 2nd January

The opening hours of the premises:

Sunday to Thursday 1000 to 0000

Friday & Saturday 1000 to 0200

On the night of New Years Eve licensable activities may continue until 0200 on the morning of the 2nd January

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

Supply of alcohol for consumption **ON** the premises only.

Name, (registered) address of holder of Premises Licence:

Ms Barbara Yvette Oppon
3 Tewkesbury Close
London N15 6SJ

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

Name of designated premises supervisor where the Premises Licence authorises the supply of alcohol:

Ms Barbara Yvette Oppon

State whether access to the premises by children is restricted or prohibited:

LICENSING ACT 2003
Sec 24

PREMISES LICENCE

Receipt: AG964395

Premises Licence Number: LN00008407

This Premises Licence has been issued by:

**The Licensing Authority, London Borough of Haringey,
Technopark, Ashley Road, Tottenham,
London N17 9LN**

Signature:

Date: 6th August 2010

Part 1 – PREMISES DETAILS

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

**ALABAR
807 HIGH ROAD
TOTTENHAM
LONDON N17 8ER**

Where the Licence is time limited, the dates:

Not applicable.

Licensable activities authorised by the Licence:

Provision of Regulated Entertainment: Recorded Music, Live Music, Provision of facilities for making music and dancing

Provision of Late Night Refreshment

Supply of Alcohol

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

Provision of Regulated Entertainment

Sunday to Thursday 1000 to 2345

Friday & Saturday 1000 to 0145

Provision of Late Night Refreshment

Sunday to Thursday 2300 to 2330

Friday & Saturday 2300 to 0130

Supply of Alcohol

Sunday to Thursday 1000 to 2330

Friday & Saturday 1000 to 0130

Premises not to open for the sale of alcohol before 11am on Saturdays and Sundays when there is a Tottenham Hotspur football match on.

LICENSING ACT 2003

Sec 24

On the night of New Years Eve licensable activities may continue until 0200 on the morning of the 2nd January

The opening hours of the premises:

Sunday to Thursday 1000 to 0000

Friday & Saturday 1000 to 0200

On the night of New Years Eve licensable activities may continue until 0200 on the morning of the 2nd January

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

Supply of alcohol for consumption ON the premises only.

Part 2

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

Ms Barbara Yvette Oppon
3 Tewkesbury Close
London N15 6SJ

Telephone: 07943 274139

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

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

Ms Barbara Yvette Oppon
3 Tewkesbury Close
London N15 6SJ

Telephone: 07943 274139

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

LN000008088

Issued by: London Borough of Haringey

Expires: 28/04/2020

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.

Additional Mandatory Conditions in relation to Supply of Alcohol

1.— (1) The responsible person shall take all reasonable steps to 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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children—

(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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

(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;

(d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on—

(i) the outcome of a race, competition or other event or process, or

(ii) the likelihood of anything occurring or not occurring;

(e) 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.

2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

4.—(1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of

Annex 1 –Mandatory Conditions

alcohol.

(2) 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 a holographic mark.

5. The responsible person shall 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; and

(b) customers are made aware of the availability of these measures.

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

The upstairs of the premises is not to be used for licensable activities.

THE PREVENTION OF CRIME AND DISORDER

Responsible drinking will be encouraged. Bad behaviour will result in removal and/or banning.

A digital CCTV system to be installed and maintained on the premises. The CCTV system to be recording at all times when the premises are open and recordings shall be made available to the Police and Local Authority upon request. The recordings shall be kept for 31 days.

A minimum of two SIA registered door staff to be stationed at the entrance to the premises with another within the premises. This should be between 2100 hours and the closing time of the premises when regulated entertainment is taking place.

Regular ID checks will be in place to prevent underage drinking.

Regular checks to be implemented in relation to drugs.

The Designated Premises Supervisor will be an active member of Pub Watch.

Tottenham Hotspur Football Match Conditions:

1. Premises not to open for the sale of alcohol before 1100 on Saturday and/or Sunday.
2. All drinks dispensed from the bar will be poured into plastic containers—4 hours before the scheduled kick-off time until 1 hour after the end of the match.
3. No glass bottles will be sold over the bar—4 hours before the scheduled kick-off time until 1 hour after the end of the match.
4. A minimum of two door staff that have been approved by the Security Industry Authority to be employed on the premises to control the entry and exit of customers—4 hours before the scheduled kick-off time until 1 hour after the end of the match.

PUBLIC SAFETY

Registered door staff will be employed as necessary at the premises.

THE PREVENTION OF PUBLIC NUISANCE

Notices will be placed at exits asking patrons to leave quietly.

No customers will be allowed to consume drinks outside the premises.

Operating hours

In order that noise escape is kept to a minimum when customers are leaving, all music, live or recorded, must stop 15 minutes before closing time.

Late night refreshment will cease 30 minutes before closing time in order for customers to consume food purchased at the premises before closing time.

There will be a “drinking up” period of 30 minutes prior to closing time to allow customers to finish any drinks purchased.

Prevention of nuisance from noise / vibration

All doors and windows will remain closed during the licensed regulated entertainment activities or in any event after 11pm. The entrance doors will be fitted with a self-closing device and staff required to ensure that it is not propped open. A member of staff shall be made responsible to

Annex 2 – Conditions consistent with the Operating Schedule

ensure the doors are opened for as brief a period as possible. Where necessary adequate and suitable mechanical ventilation should be provided to public areas

Entry to the premises will be restricted to *the main front door onto the High Road N17* 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.

The regulated entertainment licensable activity shall conclude 15 minutes before the premises is due to close to prevent excessive noise breakout as the premises empties

Other doors e.g. fire doors

The *rear fire exit* door will be fitted with an alarm that instructs staff when the door has been opened.

The *rear fire* door will be fitted with an electronic device that cuts the power to the live music and recorded music/ live DJ area when the door is opened

Structure borne noise

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

The level of amplified regulated entertainment shall be controlled by means of a limiting device set at a level which upon request may be agreed with the licensing authority

Outside Areas

No music will be played in, or for the benefit of patrons in external areas of the premises.

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

Signs shall be displayed in the external areas/on the frontage requesting patrons to recognise the residential nature of the area and conduct their behaviour accordingly. The management must reserve the right to ask patrons to move inside the premises or leave if it is felt that they could be disturbing neighbours

Deliveries and collections

Deliveries and collections associated with the premises will be arranged between the hours 08:00hrs and 20:00hrs so as to minimise the disturbance caused to the neighbours

Annex 2 – Conditions consistent with the Operating Schedule

Empty bottles and non-degradable refuse will remain in the premises at the end of trading hours and taken out to the refuse point at the start of the working day rather than at the end of trading when neighbours might be unduly disturbed

Plant and machinery

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

Dealing with complaints

A complaints book will be held on the premises to record details of any complaints received from neighbours. The information is to include, where disclosed, the complainant's name, location, date time and subsequent remedial action undertaken. This record must be made available at all times for inspection by council officers

Patrons entering/exiting premises

Where people queue to enter the premises licensed door supervisors (minimum of two) shall supervise and ensure the potential patrons behave in an acceptable manner.

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

Door supervisors: Because of the size of the premises and possible amount of customers attending a minimum of two door supervisors would be required from 20:00hrs until closing.

At all times when licensable activities are taking place a minimum of one Door Supervisor to be situated inside the premises to ensure crowd control.

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

Licensed door supervisors will be positioned on the exit door to ensure, as far as reasonably practical, that patrons do not leave with drinks.

No glasses or bottles to be taken outside and consumed on the highway as the area is in a street drinking zone.

Licensed door supervisors will patrol the cartilage of the premises to prevent patrons urinating in public areas in the vicinity of the premises.

Prevention of Nuisance from Odour

All ventilation and extraction systems shall be correctly maintained and regularly serviced to ensure that it is operating efficiently and with minimal disturbance to neighbours arising from odour

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 properties.

THE PROTECTION OF CHILDREN

Alcohol may only be sold to individuals over the age of 18 with valid proof of identification with one of the following:

Annex 2 – Conditions consistent with the Operating Schedule

- A valid passport
- A photo driving license issued in a European Union Country
- A proof of age standard card system
- A citizen card, supported by the Home Office

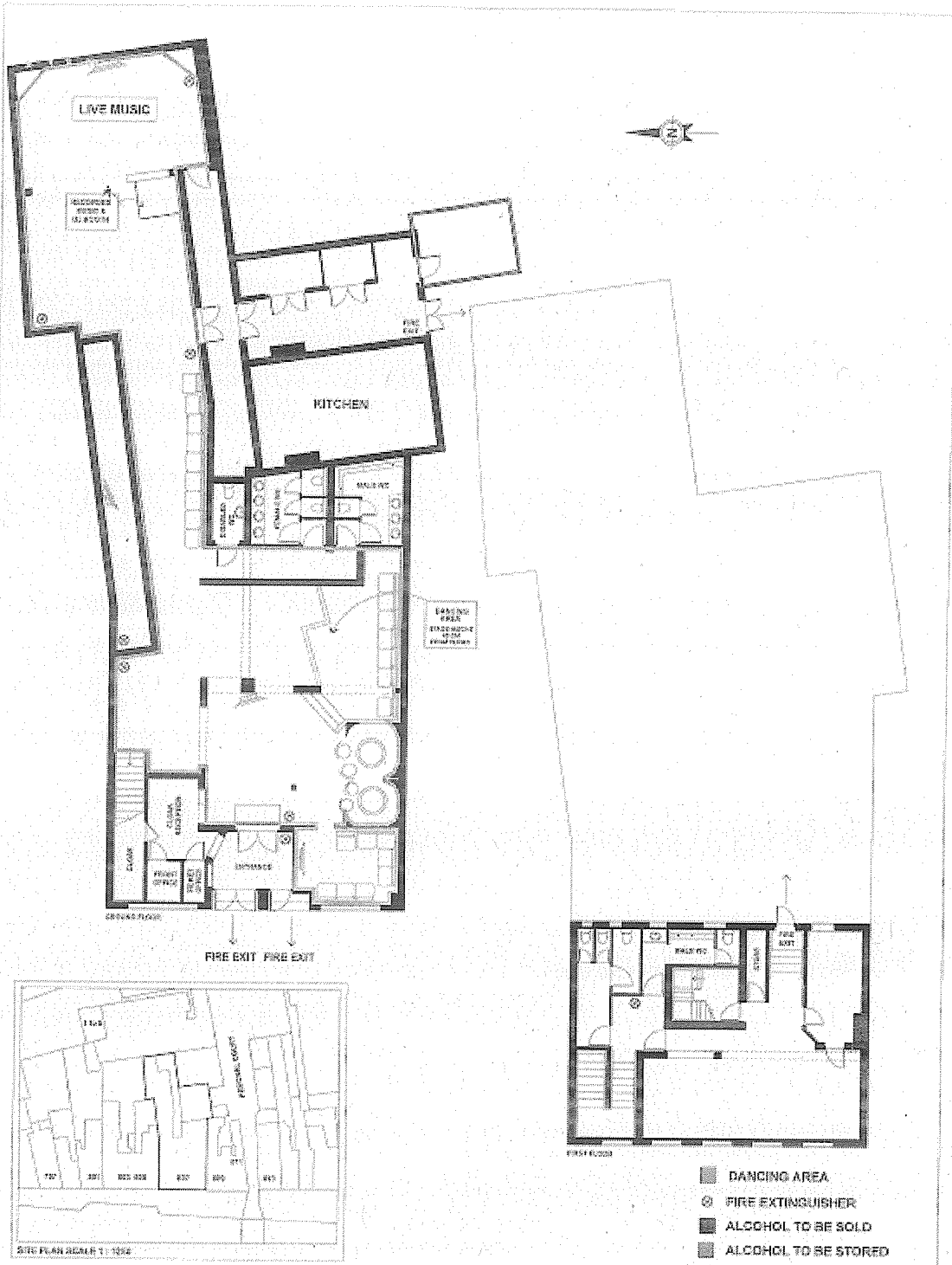
The Challenge 21 scheme will be properly implemented and young people who look under the age of 21 will be asked to provide recognised photographic identification.

A Refusals book shall be kept on the premises.

Staff will be trained in relation to the above.

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

Annex 4 - Plans



APPENDIX 2—COMMENTS OF
METROPOLITAN POLICE, NOW
WITHDRAWN

Olson Kendra

From: Mark.L.Greaves@met.pnn.police.uk
Sent: 25 October 2011 06:42
To: Olson Kendra
Subject: Representation regarding Alabar Lounge

Thanks Kendra. We have no further representations.

Regards

Mark

*Mark Greaves PC 164YR
Crime Prevention Officer / CPDA
Haringey Borough Police*

Tel: 0208 3452164

**This Message is Restricted/Confidential
If Printed please remember to dispose of as Confidential Waste**

From: Olson Kendra [mailto:Kendra.Olson@haringey.gov.uk]
Sent: 24 October 2011 09:44
To: Greaves Mark L - YR
Subject: FW: Representation regarding Alabar Lounge

For info, see below from Alabar Lounge re your representation.

Regards,

Kendra Olson
Licensing Administrator
Haringey Council
Tel: 020 8489 5544
E-mail: kendra.olson@haringey.gov.uk

From: Stewart Gibson [mailto:stewart.gibson@gpretail.co.uk]
Sent: 21 October 2011 22:43
To: Olson Kendra
Subject: RE: Representation regarding Alabar Lounge

Good evening.

I have consulted with my client and we can confirm that we agree to all the conditions suggested by the Police in respect of the email sent re Alabar Lounge.

Kind regards

Stewart Gibson
Licence Agent

Olson Kendra

From: Stewart Gibson [stewart.gibson@gpretail.co.uk]
Sent: 21 October 2011 22:43
To: Olson Kendra
Subject: RE: Representation regarding Alabar Lounge

Good evening.

I have consulted with my client and we can confirm that we agree to all the conditions suggested by the Police in respect of the email sent re Alabar Lounge.

Kind regards

Stewart Gibson
Licence Agent

From: Olson Kendra [mailto:Kendra.Olson@haringey.gov.uk]
Sent: 21 October 2011 15:37
To: stewart.gibson@gpretail.co.uk
Cc: Barrett Daliah
Subject: Representation regarding Alabar Lounge
Importance: High

Dear Mr Gibson,

Please find attached a representation from the Metropolitan Police regarding this application.

Please could you let us know how you wish to proceed with this?

Thank you,

Kendra Olson
Licensing Administrator
Haringey Council
Tel: 020 8489 5544
E-mail: kendra.olson@haringey.gov.uk

This email and any files transmitted with it are confidential, may be subject to legal privilege and are intended only for the person(s) or organisation(s) to whom this email is addressed. Any unauthorised use, retention, distribution, copying or disclosure is strictly prohibited. If you have received this email in error, please notify the system administrator at Haringey Council immediately and delete this e-mail from your system. Although this e-mail and any attachments are believed to be free of any virus or other defect which might affect any computer or system into which they are received and opened, it is the responsibility of the recipient to ensure they are virus free and no responsibility is accepted for any loss or damage from receipt or use thereof. All communications sent to or from external third party organisations may be subject to recording and/or monitoring in accordance with relevant legislation.

This email has been scanned by the MessageLabs Email Security System.
For more information please visit <http://www.messagelabs.com/email>

This email has been scanned by the MessageLabs Email Security System.

24/10/2011



Your reference:

Our reference: 224/2011

Date: 21 October, 2011

LICENSING TEAM
UNITS 271 - 272
LEE VALLEY TECHNOPARK
ASHLEY ROAD
LONDON
N17 9LN

Metropolitan Police Service

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

Tel: 0203 – 276 -0150

Dear Daliah

Re:- Application to Vary Premises Licence

The Alabar Lounge, 807 High Road N17 8ER

With reference to the above application Police have considered the application and wish to make the following representations.

This is under the Prevention of Crime & Disorder objective.

The application states the venue is open to the public until 0100 hours Sunday to Thursday and 0500 hours Friday and Saturday. It also requests permission to sell alcohol up to the same times. Haringey policy is the service of alcohol stops 30 minutes before the premises closes to the public.

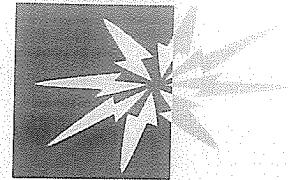
A minimum of two door staff approved by the Security Industry Authority to be employed from 20.00 to close on all nights. This is a high crime / disorder / violence area with gang activity. The highway is very busy with both vehicular and pedestrian activity. A later finish will attract potentially far more clients to the area. Door Supervisors can control entry to the venue both numbers and condition / attitude of clients including any gang activity. They can ensure groups do not congregate around the door. They can ensure bottles are not taken from the venue.

Be an active member of Pub Watch.

If you require further information please do not hesitate to contact me on the above telephone number.

Yours Sincerely

APPENDIX 3—COMMENTS OF ENVIRONMENTAL HEALTH



Haringey Council

Licensing Consultation - Internal Memo

To: Licensing Officer

From: Enforcement Response Officer (Noise)

Name of Officer preparing representation:

Lamin Tamba Enforcement Response

/ Derek Pearce, Team Leader Enforcement Response

Our Reference: WK202796

Date: 9th November 2011

Premises: The Alabar Lounge, 807 High Road, London, N17 8ER

Type of application: Variation

I can confirm that I have considered the above proposal, and I have discussed the application with the Licensee, with regard to the prevention of public nuisance on behalf of the Enforcement Response (Noise) Team & I would like to make representations to the Application.

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

- Structure borne, airborne noise, and vibration
- Noise generated by patrons in external areas of the premises
- Noise generated from patrons queuing to enter
- Noise from patrons exiting the premises

The proposed operating hours are inappropriate due to the close proximity of residential dwellings.

The noise caused by patrons exiting the premises and locating suitable transport home is likely to be detrimental to the residential amenity.

Supporting Information

Complaint history / Enforcement action

Date reported & time	Subject	Observations & time	Outcome	Our Ref
26/6/11		On 26 th June 2011 at 03.12am the premises were being used for regulated entertainment outside permitted hours.	Written Warning	WK181104

30/8/11	Noise Nuisance	Occurrence of noise nuisance – noise break out due to front entrance door being left open and late opening.	Abatement Notice Served & Caution re: late opening	WK199118
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If the sub-committee were to grant this application then we would recommend the following alterations/conditions to the operating schedule:

Operating hours (subject to Licensing sub-committee agreement)

That the premises on Friday and Saturday closes no later than 03:00

That regulated entertainment on Friday and Saturday ceases at 02:30

Reason: The proposed operating hours are inappropriate due to the close proximity of residential dwellings. We have substantiated the occurrence of noise nuisance at the premises once and a breach of one of the licensing conditions

In regard to the Conditions on the Licence we make the following recommendations making reference to the existing conditions and recommending new or amended conditions

The Prevention Of Public Nuisance

Notices will be placed at exits asking patrons to leave quietly.

No customers will be allowed to consume drinks outside the premises.

We recommend that these conditions remain

Operating hours

In order that noise escape is kept to a minimum when customers are leaving, all music, live or recorded, must stop 15 minutes before closing time.

We recommend the following replacement condition

In order that noise escape is kept to a minimum when customers are leaving, all music, live or recorded, must stop 30 minutes before closing time.

Late night refreshment will cease 30 minutes before closing time in order for customers to consume food purchased at the premises before closing time.

There will be a "drinking up" period of 30 minutes prior to closing time to allow customers to finish any drinks purchased.

We recommend that these conditions remain

Prevention of nuisance from noise / vibration

All doors and windows will remain closed during the licensed regulated entertainment activities or in any event after 11pm. The entrance doors will be fitted with a self-closing device and staff required to ensure that it is not propped open. A member of staff shall be made responsible to ensure the doors are opened for as brief a period as possible. Where necessary adequate and suitable mechanical ventilation should be provided to public areas

Entry to the premises will be restricted to *the main front door onto the High Road N17* 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.

We recommend that these conditions remain

The regulated entertainment licensable activity shall conclude 15 minutes before the premises is due to close to prevent excessive noise breakout as the premises empties

This condition is covered by an earlier condition and may be removed

Other doors e.g. fire doors

The rear fire exit door will be fitted with an alarm that instructs staff when the door has been opened.

The rear fire door will be fitted with an electronic device that cuts the power to the live music and recorded music/ live DJ area when the door is opened

We recommend the following replacement condition

The rear fire exit door will be fitted with an alarm that instructs staff when the door has been opened and an electronic device that cuts the power to the live music and recorded music / DJ area.

Structure borne noise

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

We recommend that this condition remains

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

The level of amplified regulated entertainment shall be controlled by means of a limiting device set at a level which upon request may be agreed with the licensing authority

We recommend that these conditions remain

Outside Areas

No music will be played in, or for the benefit of patrons in external areas of the premises.

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

Signs shall be displayed in the external areas/on the frontage requesting patrons to recognise the residential nature of the area and conduct their behaviour accordingly.

The management must reserve the right to ask patrons to move inside the premises or leave if it is felt that they could be disturbing neighbours

We recommend that these conditions remain

New conditions

The number of persons permitted to utilise the external area/frontage will be restricted to 5 people only at any given time.

Only patrons seated at tables will be permitted in the beer garden

The external area / frontage will be closed and patrons requested to come inside the main structure of the premises at 23:00

Deliveries and collections

Deliveries and collections associated with the premises will be arranged between the hours 08:00hrs and 20:00hrs so as to minimise the disturbance caused to the neighbours

Empty bottles and non-degradable refuse will remain in the premises at the end of trading hours and taken out to the refuse point at the start of the working day rather than at the end of trading when neighbours might be unduly disturbed

Plant and machinery

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

Dealing with complaints

A complaints book will be held on the premises to record details of any complaints received from neighbours. The information is to include, where disclosed, the complainant's name, location, date time and subsequent remedial action undertaken. This record must be made available at all times for inspection by council officers

Patrons entering/exiting premises

Where people queue to enter the premises licensed door supervisors (minimum of two) shall supervise and ensure the potential patrons behave in an acceptable manner.

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

Door supervisors: Because of the size of the premises and possible amount of customers attending a minimum of two door supervisors would be required from 20:00hrs until closing.

At all times when licensable activities are taking place a minimum of one Door Supervisor to be situated inside the premises to ensure crowd control.

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

Licensed door supervisors will be positioned on the exit door to ensure, as far as reasonably practical, that patrons do not leave with drinks.

No glasses or bottles to be taken outside and consumed on the highway as the area is in a street drinking zone.

Licensed door supervisors will patrol the curtilage of the premises to prevent patrons urinating in public areas in the vicinity of the premises.

Prevention of Nuisance from Odour

All ventilation and extraction systems shall be correctly maintained and regularly serviced to ensure that it is operating efficiently and with minimal disturbance to neighbours arising from odour

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 properties.

We recommend that these conditions remain

Haringey Council - Enforcement Response		Observation Record	
Date: 26/11		Vangent ref:	
Time rec'd: 0258		Prosecution ref: WK 194402	Complaint ref: WK 181104/08
FPN ref: WK		Notice ref: WK	
Noise from	The Alata Address: 807 High Rd, N17		HfH PSL O/Occ Priv Rent RSL Non-domestic
single family house / purpose built flat / converted flat / hostel / HMO			
Type of Noise: <u>Music</u> / Voices / Alarm / Dog / Banging / Ventilation / Other			
Complainant's Details			
Name:	[Redacted]		HfH PSL
Address:	[Redacted]		O/Occ Priv Rent
Tel no:	[Redacted]		RSL Non-domestic
History Check (Complete this before visit)			
i) On Action List? Yes No WL / S 80 / S 60 / Prosecution / Caution / SWL / FPN and date			
ii) On potentially violent (PV) List? Yes <u>No</u>			
Instructions if on PV list:			
Telephone Calls to Complainant:			
Time: 0257	Result of Call: Visit		
Time:	Result of Call:		
Time:	Result of Call:		
Visit to Complainant / Area: Arrival Time: 0312		Departure Time: [Signature]	
Occupier Name Check		Date:	
Source of Information: Council Tax / NNDR HfH OHMS RSL Other			
If other or RSL specify source:			

Observations

There were two stable premises were still open on
 road side, and that best premise could be seen
 behind every I was called and deal with matter
 with leaving a person should be closed

Attended location, saw people walking down alley
 ways to see if premises and cars trying to drive
 down alleyway to small car park at rear of
 premises, there were several there however the
 (claim) onto the driver of the car. No then went
 down the alley way, and found stable was empty
 the rear door on the east side of the first
 stable to the premises were also a locked (leaving a
 the person who was in charge, a male came to the end
 said I was a private party, I asked him if the STS house
 was available to sail in, I asked him for his name,
 He was unable to furnish it. I informed him the premises
 should not be open and being used" I asked him to
 turn round and stop selling alcohol, which the law
 said was still being done on visit. He said that
 it would be better to leave closed down

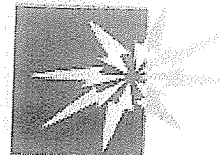
- | | | |
|---|---|---|
| DN01 No visit - noise stopped | DN04 Nuisance confirmed reported | DN10 Licensing response |
| DN02 No visit - other | DN05 Nuisance confirmed abated | DN11 Planning response |
| DN03 No visit - out of remit | DN06 Nuisance not established | Officer: <i>Ellen Mitchell</i>
<i>Open after hours</i>
<i>Regulate enforcement!</i>
<i>At Site</i> |
| DN12 No visit - call cancelled | DN09 No officer on duty | |
| DN13 No time to visit | DN07 Noise not on now response | |
| DN14 No visit - no response complainant | DN08 Proactive completed | |

Action: 1st Advisory letter / EPA - WL / EPA S80 notice / CoPA letter / CoPA S60 notice
 ASBAT referral / Special WL following notice / Offence / FPN / Other *Leaving*
 circle all that apply

I certify that the enforcement action taken is in accordance with the Council's enforcement policy
 Signed: *[Signature]* Name: *Chate* Date: *26/5/11*

Enforcement Response - Frontline Services

Units 271-272, Lee Valley Technopark, Ashley Road, Tottenham, London N17 9LN
Tel: 020 8489 1000 Fax: 020 8489 5133
www.haringey.gov.uk/noise



Head of Enforcement Service - Robin Payne

Haringey Council

Ms Barbara Oppon
The Alabar Lounge
807 High Road
Tottenham
London
N17 8ER

Our ref: UE/ENF WK/000194402

Date: 29th June 2011

Contact: Enforcement Response Team

Tel: 020 8489 1000

Email: enforcement.response@haringey.gov.uk

Dear Ms Oppon,

Warning Letter: Licensing Act 2003

Address: The Alabar Lounge, 807 High Road, Tottenham, London, N17 8ER

It has been identified that the above premises on 26th June 2011 at 03.12am were being used for regulated entertainment which is not permitted under a current license.

You are warned that this practice must cease. Regulated entertainment includes but is not restricted to playing recorded music above background level, live music and karaoke.

It is an offence under section 136 of the Licensing Act 2003 if a person

(a) carries on or attempts to carry on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation or

(a) knowingly allows a licensable activity to be carried on.

You should familiarise yourself with the activities permitted under any current License & such unauthorised use of the premises must cease immediately.

No further warnings will be issued. This Authority may seek to prosecute if future unauthorised activity is identified. It is in your own interest to ensure that you are complying with the licensing laws.

If any of the above is unclear or you require further clarification please contact the Licensing Lead Officer on 020 8489 8232.

Yours sincerely

C Buckle
Enforcement Response Team

c.c The Alabar Lounge, 807 High Road, Tottenham, London, N17 8ER.

Haringey Council – Enforcement Response		Observation Record	
Date: 30/8/11		Vangent ref:	
Time rec'd: 0054	Prosecution ref: WK	Complaint ref: WK 181104/10	
	FPN ref: WK	Notice ref: WK 199118	
Noise from	Address: <i>Alabas</i> 807 High Road N17	HfH	PSL
	single family house / purpose built flat / converted flat / hostel / HMO	O/Occ	Priv Rent
		RSL	Non-domestic
Type of Noise: <u>Music</u> / Voices / Alarm / Dog / Banging / Ventilation / Other <i>Recording</i>			
Complainant's Details		HfH	PSL
Name:	[Redacted]	O/Occ	Priv Rent
Address:	[Redacted]	RSL	Non-domestic
Tel no:	[Redacted]		
History Check (Complete this before visit)			
On Action List? Yes <input checked="" type="checkbox"/> NO WL / S 80 / S 60 / <u>Prosecution</u> / Caution / SWL / FPN and date			
On potentially violent (PV) List? Yes No			
Instructions if on PV list:			
Telephone Calls to Complainant:	Time: 8056	Result of Call:	<i>Call</i>
	Time:	Result of Call:	
	Time:	Result of Call:	
Visit to Complainant / Area:	Arrival Time: <i>0720</i>	Departure Time:	<i>0800</i>
Occupier Name Check	Date:		
Source of Information:	Council Tax / NNDR	HfH	OHMS
		RSL	Other
Other or RSL specify source:			

Observation

Attended location, from 1/2 in High Street I could hear clearly
loud music coming about from Mabel's. In my opinion
the level was excessive and for time length on SWS.

Attended premises, found both inner & outer doors to premises
open. Noted 12.2 SWS on front door - Notepad, chairs
doors been closed

Spoken to person, noted DJ on left side approx. 10.00 am
hand staff behind counter serving alcohol. Asked to staff to speak
to M.D. Barbara or person in charge. Eventually a female
came to me, informed me she was in charge. I asked her
if she had a TV to operate beyond her premises hours.
She said she would look after a few minutes about 10.15
she could find it. I asked her what time her hours were.
She informed me that on a bank holiday it was 10.00
I informed her that I had no record of a TV for 29 to
30th, and that closely to her house I think I had an
exception, the only exception for 29 or on bank holiday were
New Year Eve.

I advised her to turn the music right down. She informed
me she would do this and that they would be closing soon.


Noted about 50-80 people inside premises.

Leave 5.50

Leaving - No SWS - Open after hours - Observed - Mabel's - Notepad
by hand.

- | | | |
|---|----------------------------------|-------------------------|
| DN01 No visit - noise stopped | DN04 Nuisance confirmed reported | DN10 Licensing response |
| DN02 No visit - other | DN05 Nuisance confirmed abated | DN11 Planning response |
| DN03 No visit - out of remit | DN06 Nuisance not established | |
| DN13 No visit - call cancelled | DN09 No officer on duty | |
| DN14 No visit - no response complainant | DN08 Proactive completed | |

Action: 1st Advisory letter / EPA - WL / EPA S80 notice / CoPA letter / CoPA S60 notice
ASBAT referral / Special WL following notice / Offence / FPN / Other circle all that apply

I certify that the enforcement action taken is in accordance with the Council's enforcement policy
Signed:  Name: Clark Date: 20/1/11

6/11/11 - 21.33 - "3am" - MOE 1. ~~MOE 2~~ 6/11/11

Haringey Council

EPA90.Sec.80 LMV rev: August 2011

Environmental Protection Act 1990 - part III

Statutory nuisance - Abatement notice

To: Ms Barbara Oppen

at: The Alabar Lounge, 807 High Road, Tottenham, London, N17 8ER

The Person Responsible for a statutory nuisance at the premises in the Borough of Haringey known as The Alabar Lounge, 807 High Road, Tottenham, London, N17 8ER

TAKE NOTICE that the Council of the Borough of Haringey are satisfied that a statutory nuisance as defined by the Environmental Protection Act 1990 is likely to occur at the above-mentioned premises as a result of:

Noise arising from music and voices

THE COUNCIL DO HEREBY PROHIBIT FORTHWITH an occurrence of the nuisance and for that purpose requires you to:

Exercise proper control of the volume of sound generated at the premises arising from any musical instrument, voices, amplifier or sound reproduction equipment so as to ensure that the total volume of sound emitted is not likely to cause a nuisance to persons residing in the vicinity.

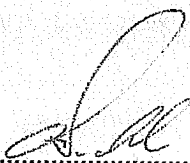
AND YOU ARE GIVEN FURTHER NOTICE THAT you may within 21 days from the date of service of this Notice upon you, appeal to the Magistrates' Court on any of the grounds contained in the Statutory Nuisance [Appeals] Regulations 1995. [See notes attached].

AND FURTHER TAKE NOTICE that in the opinion of the Local Authority the noise is likely to be of a limited duration such that a suspension of the Notice would render it of no practical effect AND THEREFORE this Notice shall have effect notwithstanding any Appeal to a Magistrates' Court which has not been decided by the Court. The maximum penalty for failure to comply with this Notice is £5,000 (£20,000 in the case of industrial, trade or business premises) plus a further £500 for each day on which the offence continues after conviction.

Dated: 31st August 2011

Our Ref: UE/ENF WK/000199118

Address (to which any communication regarding this Notice may be sent):-


.....
for Robin Payne, being the Officer appointed for this purpose

The Assistant Director,
Single Frontline
Place & Sustainability
Regulatory Services
Enforcement Response
Unit 271, Lee Valley Technopark
Ashley Road, London, N17 9LN
Telephone: 020 8489 1000

This matter is being dealt with by:
Enforcement Response Team

APPENDIX 4—COMMENTS OF
INTERESTED PARTIES

From: [REDACTED]
Sent: 19 October 2011 10:30
To: Licensing
Subject: Objection to the extension of opening hours for the ALABAR LOUNGE - N17

Dear Licensing Team

I would like to object to ALABAR being allowed to extend its opening hours.

I would like to object under the following 2 sections

b) Public Nuisance / Noise

c) Public Safety

proof of the public Nuisance / Noise levels can be provided to you by your noise control teams, as they will possess a log of each time that a complaint has been made against the venue, they have also actually witnessed the noise levels from within my property.

if the proposed extension to 5AM does go ahead, then the problem will increase in magnitude.

That section of the high road is actually residential... and I'm sure you will agree... a venue opening until that time of the morningin a residential area... will have noise issues and also.. public safety is vital.. as the high road is busy with buses and traffic throughout the night!

I wish for my details to be withheld - please ensure this is honoured.

Best regards

The Licensing Team
Units 271-272
Lee Valley Technopark
Ashley Road
Tottenham
N17 9LN

18th October 2011

RE: Objection to ALABAR (807 High Road, N17 8ER) being allowed to extend its opening hours.

To whom it may concern,

I am writing to you to object to the Alabar Lounge on Tottenham High Road to be allowed to extend its opening hours.

I would like to object under the following two sections under the Licensing Act 2003:

- The prevention of public nuisance
- Public safety at licensed premises

In the year that the Alabar Lounge has been in business it has brought nothing but upset and stress to nearby residents. Several amicable attempts were made to the business to request music be turned down, however most were unsuccessful. After a couple of months of trying to ignore the disturbance many calls were logged with your Enforcement Team (Particularly Paul Buckle who is aware of the situation).

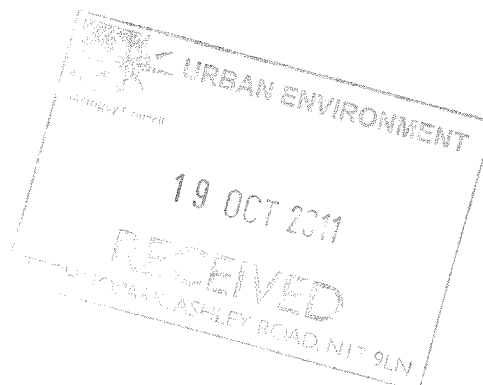
Sadly, despite several warnings from the Enforcement Team the Alabar still persists with excessively loud bass driven music (Until 5am, Christmas Eve 2010) and to allow it's alcohol induced punters to spill onto the High Road which sometimes goes on for hours after closing.

We understand that the reality of living on a busy High Road comes with the constant noise of traffic, public arguments and so on. However, we also pay our rent/mortgage, work full time and have young children who need and deserve a decent night of sleep! If the proposed extension to 5am does go ahead, then the problem will increase in magnitude.

Please do the right thing by the residents in the area .

Yours faithfully,

Concerned resident.



D Barrett
Licensing Team Unit 271
Lee Valley Techno Park
Ashley Rd
Tottenham
N17 9LN

Mr K Monteith
Bricklayers
803-805 High Rd
Tottenham
N17 8ER

26th October 2011

Re Licensing Application for Alabar 807 High Rd, Tottenham

Dear Ms Barrett

I would like to object to the application to extend the trading hours at the above premises on the grounds of Noise, Management and Crime and Disorder risk:

1. I have had continual noise problems since the grant of the original license and especially when there have been Temporary Events noticed granted until 4am when the music would often over run.
2. The Music is audible in my private accommodation and I find it very difficult to sleep.
3. I have made various complaints to the authorities about the level of noise.
The last one being on 29th August which I am sure you can get from your records.
On this occasion the Noise people visited the premises at 12.30am and the music was turned down but unfortunately was turned up again when they left.
4. On certain occasions the front of the premises were closed to make the appearance of the bar being closed for business, but actually operated from the rear entrance which further increases the noise to my accommodation.
5. Groups of customers hang around after the premises close, which leads to noise from Car Radios and CD players and this could lead to potentially an increase in crime and disorder, if the extended hours were granted.

I have tried to meet with the current Management to discuss my concerns but unfortunately I have received no response.

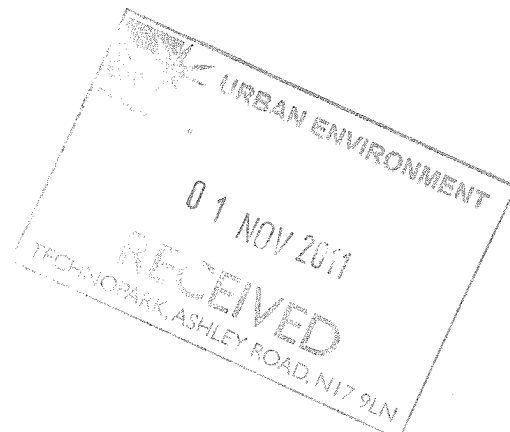
If you require any further information please do not hesitate to contact me as I am extremely concerned about this application.

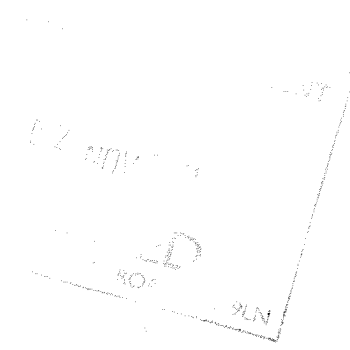
Kind Regards

Yours Sincerely



Kenny Monteith
Licensee





805
High Bel,
TOTTENHAM
N17 8ER

Dear Sir/Madam

I would strongly object
to any extension of the
licencing hours of the ALABAR 807
High Bel N17 The problem I have
with these is the loud music
which i can clearly hear
indoors.

yours Sincerely
James Deelly

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