



Haringey Council

Licensing Sub Committee A

TUESDAY, 8TH OCTOBER, 2013 at 19:00 HRS - CIVIC CENTRE, HIGH ROAD, WOOD GREEN, N22 8LE.

MEMBERS: Councillors Ejiofor, Mallett 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 deal with at item 6 below).

3. DECLARATIONS OF INTEREST

A member with a disclosable pecuniary interest or a prejudicial interest in a matter who attends a meeting of the authority at which the matter is considered:

- (i) must disclose the interest at the start of the meeting or when the interest becomes apparent, and
- (ii) may not participate in any discussion or vote on the matter and must withdraw from the meeting room.

A member who discloses at a meeting a disclosable pecuniary interest which is not registered in the Register of Members' Interests or the subject of a pending notification must notify the Monitoring Officer of the interest within 28 days of the disclosure.

Disclosable pecuniary interests, personal interests and prejudicial interests are defined at Paragraphs 5-7 and Appendix A of the Members' Code of Conduct

4. SUMMARY OF PROCEDURE (PAGES 1 - 2)

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

5. APPLICATION FOR A PREMISES LICENCE VARIATION AT WHISPERZ, 18 HIGH STREET, HORNSEY, N8 7PB (PAGES 3 - 74)

6. ITEMS OF URGENT BUSINESS

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

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and Member Services
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Monday 30 September 2013

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 8th October 2013

Report title: Application for a Premises Licence Variation at WHISPERZ, 18 HIGH STREET, HORNSEY, LONDON N8 7PB

Report of: The Lead Officer Licensing

Ward(s) affected Hornsey

1. Purpose

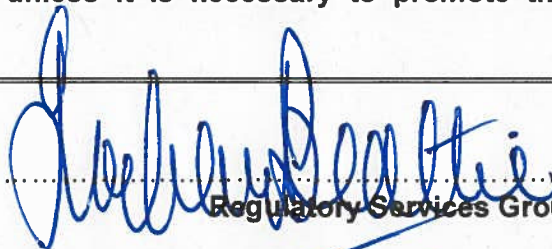
To consider an application by Mahir Kilic to extend the hours for The Supply of Alcohol, Provision of Regulated Entertainment: Provision of Films, Live Music, Recorded Music, Performances of Dance, Provision of Facilities for Making Music and Dancing, The Provision of Late Nigh Refreshment.

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: Eubert Malcolm



Regulatory Services Group Manager

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: Whisperz

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 Mahir Kilic in respect of Whisperm under the Licensing Act 2003.

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

5.3 Regulated Entertainment: Films, Live Music, Recorded Music, Performance of Dance, Provision of Facilities for Making Music and Dancing

Monday to Wednesday	1000 to 0230
Thursday to Saturday	1000 to 0400
Sunday	1000 to 2330

Late Night Refreshment

Monday to Wednesday	2300 to 0230
Thursday to Saturday	2300 to 0400
Sunday	2300 to 2330

Supply of Alcohol

Monday to Wednesday	1000 to 0230
Thursday to Saturday	1000 to 0400
Sunday	1000 to 2330

For consumption **ON** the premises

Hours open to the public

Monday to Wednesday	1000 to 0300
Thursday to Saturday	1000 to 0430
Sunday	1000 to 0000

A copy of the current licence is attached in Appendix 1A

General-all four licensing objectives**5.4 Crime and Disorder**

See Appendix 1A

5.5 Public Safety

See Appendix 1A

5.6 Public Nuisance

See Appendix 1A

5.7 Child Protection

See Appendix 1A

6. RELEVANT REPRESENTATIONS (CONSULTATION)

Responsible Authorities:

6.1 Comments of Metropolitan Police

Have made no representation to this application

6.2 Comments of Regulatory Services:

Commercial Environmental Health

Have made representation to this application **APPENDIX 2**

Enforcement Response

Has made representation to this application **APPENDIX 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 Other Persons

Various letters of representation have been received against this application. Some from other businesses and from the trade representatives of local businesses as well as residents and Ward Members. **APPENDIX 4**

8.0 Financial Comments

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

9.0 Licensing Officers Comment.**CURRENT LICENCE****PROPOSED LICENCE TIMES****Provision of Regulated Entertainment**

Films, Live Music, Recorded Music, Performances of Dance, Provision of Facilities for Making Music and Dancing

Monday to Wednesday	1000 to 0000	Monday to Wednesday	1000 to 0230
Thursday to Saturday	1000 to 0100	Thursday to Saturday	1000 to 0400
Sunday	1000 to 2330	Sunday	1000 to 2330

Provision of Late Night Refreshment

Monday to Wednesday	2300 to 0000	Monday to Wednesday	2300 to 0230
Thursday to Saturday	2300 to 0100	Thursday to Saturday	2300 to 0400
Sunday	2300 to 2330	Sunday	2300 to 2330

Supply of Alcohol

Monday to Wednesday	1000 to 0000	Monday to Wednesday	1000 to 0230
Thursday to Saturday	1000 to 0100	Thursday to Saturday	1000 to 0400
Sunday	1000 to 2330	Sunday	1000 to 2330

The opening hours of the premises license

Monday to Wednesday	0900 to 0030	Monday to Wednesday	1000 to 0300
Thursday to Saturday	0900 to 0130	Thursday to Saturday	1000 to 0430
Sunday	0900 to 0000	Sunday	1000 to 0000

9.1 The variation sought will see an increase in the hours by 2hours 30 minutes Monday to Wednesday, an increase of 3 hours Thursday to Saturday.

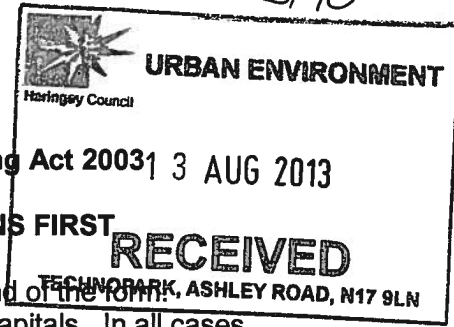
9.2 The panel will note that reference has been made to an incident when what was described as a 'mini riot' took place due to an event taking place at the time at the premises and the gang related issues then came out onto the street. The license was reviewed by the police as a result of this and the incident took place under the previous owner.

9.3 The premises is operated as a nightclub and is surrounded by residential premises. Noise from patrons smoking on the pavement outside and talking on phones or playing music from cars has been witnessed by officers carrying out late night inspections.

In recent weeks officers from Enforcement Response has had cause to speak with the new people managing the premises as they were operating beyond the hours permitted on the license. A warning letter was sent to the license holder reminding him to ensure the premises operates within the terms of the license granted.

APPENDIX 1 – APPLICATION

H91054685
E190



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 **Mr Mahir Kilic**

(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 LN/000006650
--

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Whisperz 18 High Street Hornsey			
Post town	London	Post code	N8 7PB

Telephone number at premises (if any)	077 47 77 88 99
Non-domestic rateable value of premises	£15250

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)
Extension of hours and extending of hours for Licensable activities.

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) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input checked="" type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input checked="" type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H) | <input type="checkbox"/> |

Provision of entertainment facilities:

- | | |
|--|-------------------------------------|
| i) making music (if ticking yes, fill in box I) | <input checked="" type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J) | <input checked="" type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j)
(if ticking yes, fill in box K) | <input type="checkbox"/> |

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			
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Thur					
Fri			<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)		
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 checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	10:00	02:30	Please give further details here (please read guidance note 3) Showing football matches and films.		
Tue	10:00	02:30			
Wed	10:00	02:30	State any seasonal variations for the exhibition of films (please read guidance note 4)		
Thur	10:00	04:00			
Fri	10:00	04:00	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)		
Sat	10:00	04:00			
Sun	10:00	23:30			

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			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			
Thur			<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)
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</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 boxing or wrestling entertainment</u> (please read guidance note 4)		
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</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (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</u> (please read guidance note 3)		
Mon	10:00	02:30			
Tue	10:00	02:30			
Wed	10:00	02:30			
			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 4)		
Thur	10:00	04:00			
Fri	10:00	04:00			
			<u>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</u> (please read guidance note 5)		
Sat	10:00	04:00			
Sun	10:00	23:30			

F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day				Start	Finish
Mon				10:00	02:30
Tue				10:00	02:30
Wed			10:00	02:30	<u>Please give further details here</u> (please read guidance note 3)
Thur			10:00	04:00	
Fri			10:00	04:00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)
Sat			10:00	04:00	
Sun			10:00	23:30	
					<u>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</u> (please read guidance note 5)

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 checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	10:00	02:30	<u>Please give further details here</u> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue	10:00	02:30			
Wed	10:00	02:30	<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Thur	10:00	04:00			
Fri	10:00	04:00	<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)		
Sat	10:00	04:00			
Sun	10:00	23:30			

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> Live bands and groups will be hosted.		
			<u>Will the facilities for making music be indoors or outdoors or both – please tick</u> (please read guidance note 2)		Indoors
			Outdoors	<input type="checkbox"/>	
			Both	<input type="checkbox"/>	
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon	10:00	02:30			
			<u>State any seasonal variations for the provision of facilities for making music</u> (please read guidance note 4)		
Tue	10:00	02:30			
			<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</u> (please read guidance note 5)		
Wed	10:00	02:30			
Thur	10:00	04:00			
Fri	10:00	04:00			
Sat	10:00	04:00			
Sun	10:00	23:30			

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</u> (see guidance note 2)	Indoors <input checked="" type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Day	Start	Finish	<u>Please give a description of the facilities for dancing you will be providing</u>	
Mon	10:00	02:30	<u>Please give further details here</u> (please read guidance note 3)	
Tue	10:00	02:30		
Wed	10:00	02:30	<u>State any seasonal variations for providing dancing facilities</u> (please read guidance note 4)	
Thur	10:00	04:00		
Fri	10:00	04:00	<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</u> (please read guidance note 5)	
Sat	10:00	04:00		
Sun	10:00	23:30		

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</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
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</u> (please read guidance note 4)		
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</u> (please read guidance note 5)		
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 – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	23:00	02:30	Please give further details here (please read guidance note 3)		
Tue	23:00	02:30			
Wed	23:00	02:30	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	23:00	04:00			
Fri	23:00	04:00	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	04:00			
Sun	23:00	23:30			

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)		
Mon	10:00	02:30			
Tue	10:00	02:30			
Wed	10:00	02:30			
Thur	10:00	04:00			
Fri	10:00	04:00			
Sat	10:00	04:00			
Sun	10:00	23:30			

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)

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) None
Day	Start	Finish	
Mon	10:00	03:00	
Tue	10:00	03:00	
Wed	10:00	03:00	
Thur	10:00	04:30	
Fri	10:00	04:30	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	04:30	
Sun	10:00	00:00	

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

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)

Please see attached existing licence conditions.

b) The prevention of crime and disorder

Please see attached existing licence conditions.

c) Public safety

Please see attached existing licence conditions.

d) The prevention of public nuisance

Please see attached existing licence conditions.

e) The protection of children from harm

Please see attached existing licence conditions.

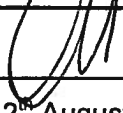
Please tick yes

- 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	12 th August 2013
Capacity	Authorised agent

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)

NARTS
53 Stoke Newington High Street

Post town	London	Post code	N16 8EL
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Telephone number (if any)	020 7241 3636
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If you would prefer us to correspond with you by e-mail your e-mail address (optional)
info@narts.org.uk

Notes for Guidance

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

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

APPENDIX 1A – COPY OF CURRENT LICENCE

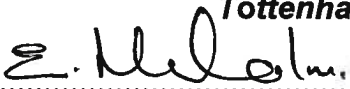
PREMISES LICENCE SUMMARY

Receipt: AG870540

Premises Licence Number: LN/000006650

This Premises Licence has been issued by:

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

Signature: 

Date: 27th August 2008,
30th April 2013

Part 1 – PREMISES DETAILS

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

**WHISPERZ
18 HIGH STREET
HORNSEY, LONDON
N8 7PB**

Where the Licence is time limited, the dates:

Not applicable

Licensable activities authorised by the Licence:

Regulated Entertainment: Live Music, Recorded Music, Provision of Facilities for Dancing

Performances of Dance

Provision of Late Night Refreshment

Supply of Alcohol

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

Regulated Entertainment & Supply of Alcohol

Monday to Wednesday 1000 to 0000

Thursday to Saturday 1000 to 0100

Sunday 1000 to 2330

Provision of Late Night Refreshment

Monday to Wednesday 2300 to 0000

Thursday to Saturday 2300 to 0100

Sunday 2300 to 2330

Performances of Dance



PREMISES DETAILS [CONT'D]

Friday and Saturday 1000 to 0000

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

An Additional hour to all activities on Christmas Eve and on Bank Holidays

The opening hours of the premises:

Monday to Wednesday 0900 to 0030

Thursday to Saturday 0900 to 0130

Sunday 0900 to 0000

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

An Additional hour to all activities on Christmas Eve and on Bank Holidays

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

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

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

Mahir Kilic
55A Stoke Newington High Street
London
N16 8EL

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

Not applicable

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

Mahir Kilic

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

Children are to remain under supervision at all times.

Additional Conditions

No Licensable Activities to be undertaken in the beer garden area



PREMISES LICENCE

Receipt: AG870540

Premises Licence Number: LN/000006650

This Premises Licence has been issued by:

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

Signature: E. M. [Handwritten Signature]

Date: 27th August 2008
30th April 2013

Part 1 – PREMISES DETAILS

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

**WHISPERZ
18 HIGH STREET
HORNSEY, LONDON
N8 7PB**

Where the Licence is time limited, the dates:

Not applicable

Licensable activities authorised by the Licence:

Regulated Entertainment: Live Music, Recorded Music, Provision of Facilities for Dancing

Performances of Dance

Provision of Late Night Refreshment

Supply of Alcohol

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

Regulated Entertainment & Supply of Alcohol

Monday to Wednesday 1000 to 0000

Thursday to Saturday 1000 to 0100

Sunday 1000 to 2330

Provision of Late Night Refreshment

Monday to Wednesday 2300 to 0000

Thursday to Saturday 2300 to 0100

Sunday 2300 to 2330

Performances of Dance

Friday and Saturday 1000 to 0000



LICENSING ACT 2003
Sec 24

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

An Additional hour to all activities on Christmas Eve and on Bank Holidays

The opening hours of the premises:

Monday to Wednesday 0900 to 0030

Thursday to Saturday 0900 to 0130

Sunday 0900 to 0000

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

An Additional hour to all activities on Christmas Eve and on Bank Holidays

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

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

Part 2

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

Mahir Kilic
55A Stoke Newington High Street
London
N16 8EL

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

Not applicable

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

Mahir Kilic
55A Stoke Newington High Street
London
N16 8EL

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

Personal Licence Number: LBH-PER-N-0294
Issued by: London Borough of Hackney
Expires: 30th September 2016

Annex 1 –Mandatory Conditions

(2) Supply of alcohol: No supply of alcohol may be made under the premises licence-

- (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
- (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

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

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

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).

Annex 1 –Mandatory Conditions

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 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.

Annex 2 – Conditions consistent with the Operating Schedule

THE PREVENTION OF CRIME AND DISORDER

- All CCTV recordings are to be of sufficient quality to enable it to be used for evidential purposes if necessary.
- Direct line installed to red care.
- No serving of alcohol to people already drunk and disorderly.

PUBLIC SAFETY

- The premises are well lit.
- Doormen are required to be on the premises.
- Taxis are to be called for people requesting them.
- Smoke alarms and fire extinguishers are installed on the premise.
- Health and safety checks are to be carried out on the premises.

THE PREVENTION OF PUBLIC NUISANCE

- Notices informing customers to leave quietly and respecting the neighbours to be prominently on display.
- No music to be played in, or for the benefit of, patrons in the external areas of the premises.
- All doors and windows to remain closed during regulated entertainment.
- The door used for patrons to enter or leave the premises must fitted with a self-closing device and staff are to ensure that it is not propped open, if necessary a member of staff shall be positioned at the door to ensure that it is opened for as brief a period as possible.
- The licensable activities shall conclude 30 minutes before the premises is due to close to prevent excessive noise breakout as the premises empties.
- Entrance / exit from the premises whilst licensable activities are ongoing shall be by the main front door to minimise noise breakout except in an emergency.
- All forms of loudspeaker / sound amplification equipment shall be sited as agreed with and approved by the Council's noise team to prevent vibration transmission of sound energy to adjoining properties.
- 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 forms of entertainment shall utilise the in-house amplification system, the maximum output of which is controlled by the duty manager.
- The level of amplified entertainments shall be controlled by means of a limiting device set at a level agreed with the Licensing Authority and should be fitted prior to any entertainment taking place.
- Deliveries and collections associated with the premises are to be arranged between the hours of 0800 to 1800 on Monday to Friday, 0800 to 1300 on Saturday and no deliveries on a Sunday.
- Refuse collection times are to be adhered to and rubbish is to be placed for collection as required without causing disturbance to nearby residents.

Annex 2 – Conditions consistent with the Operating Schedule

- A complaints book must 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, times and subsequent remedial action undertaken. This record must be made available at all times for inspection by council officers.
- An acoustic ceiling and walls are installed to prevent noise leakage.
- No drunken people are allowed to enter the premises.

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:

- 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
- A Children's room is available for families with children.
 - Children are to remain under supervision at all times.

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

HEARING RESOLUTION OF 26TH AUGUST 2008

The special Licensing Sub Committee decided to grant the application as amended, subject to the mandatory and default conditions.

1. Mandatory conditions 19 and 21;

2. Opening hours for the public:

Monday to Wednesday: 09:00 – 00:30
Thursday to Saturday: 09:00 – 01:30
Sunday: 09:00 – 00:00

With seasonal variations as applied for;

3. Provision of regulated entertainment - Recorded music, live music and provision of facilities for dancing:

Monday to Wednesday: 10:00 – 00:00
Thursday to Saturday: 10:00 – 01:00
Sunday: 10:00 – 23:30

With seasonal variations as applied for;

4. Performances of dance:

Friday and Saturday: 10:00 – 00:00

5. Provision of late night refreshment:

Monday to Wednesday: 23:00 – 00:00
Thursday to Saturday: 23:00 – 01:00
Sunday: 23:00 – 23:30

With seasonal variations as applied for;

6. Supply of alcohol:

Monday to Wednesday: 10:00 – 00:00
Thursday to Saturday: 10:00 – 01:00
Sunday: 10:00 – 23:30

With seasonal variations as applied for;

7. No licensable activities are to be undertaken in the beer garden area;

8. To prominently display notices within the premises to customers, requesting that they leave the premises quietly and respect the peace of local residents;

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

9. That alcohol shall only be sold to individuals able to produce valid proof of age by means of a:
 - Passport
 - Photo driving licence
 - Proof of Age standard card or
 - Home Office, Citizen Card;
10. All CCTV recordings are to be of sufficient quality to enable it to be used for evidential purposes if necessary and all records of all CCTV recordings are to be kept for 28 days and made available to the police and local authority officers upon request;
11. No music will be played in, or for the benefit of, patrons in the external areas of the premises;
12. All doors and windows are to remain closed during regulated entertainment or, in any event, after 10.30pm. Where a door is used for patrons to enter or leave the premises the door shall be fitted with a self-closing device and staff told to ensure that it is not propped open. If necessary, a member of staff shall be positioned at the door to ensure that it is opened for as brief a period as possible;
13. The licensable activities shall conclude 30 minutes before the premises is due to close to prevent excessive noise breakout as the premises empties;
14. Entrance / exit from the premises whilst licensable activities are ongoing shall be by the main front door to minimise noise breakout except in an emergency;
15. Where necessary, adequate and suitable mechanical ventilation should be provided to public areas;
16. All forms of loudspeaker / sound amplification equipment shall be sited as agreed with and approved by the Council's noise team to prevent vibration transmission of sound energy to adjoining properties;
17. The licensee shall ensure that no music played in the licensed premises is audible at or within the site boundary of any residential property;
18. All forms of entertainment shall utilise the in-house amplification system, the maximum output of which is controlled by the duty manager;
19. The level of amplified entertainments shall be controlled by means of a limiting device set at a level agreed with the licensing authority and should be fitted prior to any entertainment taking place;

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

20. Deliveries and collections associated with the premises are to be arranged between the hours of 08:00 to 18:00 Monday to Friday, 08:00 to 13:00 on Saturday and none on Sunday so as to minimise the disturbance caused to the neighbours;
21. Refuse collection times are to be adhered to and rubbish is to be placed for collection as required without causing disturbance to nearby residents;
22. All plant and machinery shall be correctly maintained and regularly serviced to ensure that it is operating efficiently and with minimal disturbance to neighbours arising from noise;
23. A complaints book must 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.

REVIEW RESOLUTION OF 10TH MAY 2011

- 1) That the conditions of the licence be modified as follows:
 - i) That the supply of alcohol be for consumption *on* the premises only.
 - ii) That the recommendations as set out by the noise team on page 139 of the agenda pack be implemented, namely that SIA licensed doormen (a minimum of two) be on duty from 20:00hrs until close of premises from Thursday until Saturday and at any other time when events occur at the premises and that the Licensee or DPS should, or instruct others to, contact the Police by the red care alarm system and / or by any other means should any unruly behaviour occur at the premises that is beyond the control of the staff members.
 - iii) That a police 696 form be completed and submitted to the police 21 days prior to any promoted event or private party taking place.

APPENDIX 2 – COMMERCIAL ENVIRONMENTAL HEALTH REPRESENTATION

Anderson Chanel

From: Thomas Simon
Sent: 06 September 2013 13:17
To: Licensing
Cc: Ekemezuma Felicia
Subject: Whisperz 18 High Street Hornsey

Licensing Consultation - Internal Memo

To: Licensing Officer

From: Commercial EH Team

Name of Officer preparing representation: Simon Thomas

cc: Joint Food & Safety Manager, Felicia Ekemezuma & Rebecca Whitehouse

Our Reference: WK/000259650

Date: 6th September 2013

Premises: Whisperz, 18 High Street, Hornsey, London, N8 7PB

Type of application: Variation

I would like to confirm that I have considered the above proposal with regard to public safety and nuisance on behalf of the Commercial EH Team and would like to bring to your attention the following matters that are currently being dealt with:

1. The premises is not registered under (EC) No 852/2004 the hygiene of foodstuffs and therefore is not subject to regular food hygiene inspections by this authority to ensure that the food served on the premises is safe and without risk of injury to health.

Registration forms have been sent dated

25/4/2013 – not returned

29/5/2013 – not returned

6/9/2013 – sent and we await its return.

We would be grateful if you could bring these issues to the attention of the sub-committee for consideration when granting this application.

Simon Thomas

Food and Health & Safety Supervisor
Commercial Environmental Health
Regulatory Services

Tel: 02084895566 / 07870157688

**APPENDIX 3 – ENVIROMENTAL HEALTH- ENFORCEMENT RESPONSE
REPRESENTATION**

Shah Noshaba

From: Nicolaou George (Enforcement)
Sent: 13 August 2013 17:15
To: Barrett Daliah; Licensing; Shah Noshaba
Cc: Enforcement Response
Subject: WK/000259553

M3PPRef: WK/000259553
M3PPUnique: 000000004319E77AA8F6D211B04E00805FA682C2070091B275CEE796D011AFE90080
5FA682C200000096322C0000810D9B31C4A36243A85A2CF2809983E9004A62AD9F06
0000

Licensing Consultation

To: Licensing Officer

From: Enforcement Response Officer (Noise)

Name of Officer preparing representation: GEORGE NICOLAOU

cc: Team Leader Enforcement Response, Derek Pearce

Our Reference: WK/000259553

Date: 13th August 2013

Premises: Whisperz, 18 High Street, Hornsey, London, N8 7PB

Type of application: Variation

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

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

The noise caused by patrons exiting the premises and locating suitable transport home is likely to be detrimental to the residential amenity. This may be exacerbated by the level of public transport available at the proposed closing hours. *delete as applicable*

Supporting Information



Bar 88 is now Whisperz.

This representation recommends that the following alterations/conditions to the operating schedule:

Operating hours

That the operating hours on the premises remain the same as the current license.

Reason: The location of the premises is located in a residential area with flats adjacent above and to the rear of the premises.

An increase to their operating hours would be detrimental to local residents.

George Nicolaou

APPENDIX 4 – LETTER OF REPRESENTATION FROM ‘OTHER PARTIES’



5 THE GARDENS
HIGH STREET
HORNSEY
N.8 7PL

5th. Sept 2013.

Dear M/s Barrett-Williams

I wish to register my objection to the application for a new premises licence for WHISPERZ, 18 High St. Hornsey N8 7PB. This is a residential area and we - the residents - have had numerous problems with this premises under several previous managers.

Their patrons were the cause of a riot on the High Street a few years back - which caused a lot of damage. They have caused damage to cars, loud music blaring and rowdy drunk revving cars in the early

hours. Broken glass scattered
around the gardens which is
a danger to everyone especially
animals and children
Hoping you will take this into
consideration

Yours sincerely
Mary Rowke

Adam Rowke

Anderson Chanel

From: Barrett Daliah
Sent: 22 August 2013 20:43
To: Anderson Chanel
Subject: Fw: WHISPERZ, 18 High Street, Hornsey, London, N8 7PB

From: BARBARA REDMAN [<mailto:barbara.redman1@btopenworld.com>]
Sent: Thursday, August 22, 2013 08:09 PM GMT Standard Time
To: Barrett Daliah
Subject: WHISPERZ, 18 High Street, Hornsey, London, N8 7PB

Dear Daliah Barrett

We have been given a copy of the application for a new premises licence for the above address. Horrified is about the best way to describe our reaction to the proposed hours.

We have already endured some peculiar licencing hours with several of the previous owners, causing several 'phone calls to the noise line and the local police. Culminating with the riot which took place along the High Street, which the local gang members seemed to thoroughly enjoy.

In the main our reasons for requesting that this application is unsuccessful are as follows,

- * The constant opening and shutting of the venue doors, with the attendant snatches of loud music.
- *The amount of noise made by the patrons standing outside smoking and shouting at the tops of their voices.
- *The patrons habit of remaining outside long after closing, continuing their loud conversations.
- *Patrons using surrounding roads to park their cars. Getting into said cars while still talking loudly, slamming car doors so often one begins to wonder just how many doors the car has! and lastly driving off, over revving engines and shouting goodbye. Are these people safe to drive? having left a drinking establishment. How long will it be before a residents car is damaged?

We have now returned to some sort of normality and it has been a pleasure to sleep with windows open, in the recent warm weather, instead of having them closed in a effort to keep out the noise.

There are several pub's in the vicinity but none of them has ever caused a problem like this, even during the festive season or local football derbies.

There is no need for this type of venue in this area, this is a family oriented area, which already has sufficient "watering holes".

Late night venues such as this would be better located on trading estates or somewhere where there are no residents

to be disturbed and they can enjoy themselves without causing annoyance to other people.

From the tone of this we think you will know that we strongly oppose the issuing of a licence.

Yours sincerely,

Barbara & Dennis Redman

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Anderson Chanel

From: Barrett Daliah
Sent: 22 August 2013 17:12
To: Ozlem Ozcan
Cc: Anderson Chanel
Subject: FW: Whisperz, Hornsey High Street - Licence Application

For your records

From: JENNIFER BELL [mailto:jennifer_bell@btinternet.com]
Sent: 22 August 2013 16:27
To: Barrett Daliah
Subject: Whisperz, Hornsey High Street - Licence Application

Dear Daliah Barrett,

I live at 26 Hawthorn Road, N8 7NA and am a frequent user of Hornsey High Street.

I object to the application from Whisperz to have their premises open until 2.30 am on Mondays, Tuesdays, Wednesdays and until 4 am for the remaining week except Sundays.

The application states that alcohol will be sold on the premises as well as music and dancing.

This is a pleasant largely residential area where people value their rights to peace and quiet especially during the night-time hours.

However careful the owners of the premises might be the noise from the premises will spill over into the street, people the worse for alcohol will emerge rowdily almost throughout the night and there will be noise from cars and taxis revving up and, no doubt, a lot of accompanying shouting.

It is quite unacceptable that a licence should be given for these activities which goes beyond 11 pm or midnight, except on exceptional occasions.

These premises, whether owned by the same people or not, have caused many problems in the past and local residents are unwilling to tolerate continued late night/early morning activities which cause disturbance.

I trust you will pass these comments to the appropriate licensing committee.

Yours sincerely,
Jennifer Bell MBE

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Anderson Chanel

From: Barrett Daliah
Sent: 23 August 2013 14:03
To: Ozlem Ozcan
Cc: Anderson Chanel
Subject: FW: Whisperz, 18 High Street, Hornsey N8 7PB

Ozlem,
Another representation for Mahir.
Regards
Daliah

-----Original Message-----

From: Cllr Whyte Monica
Sent: 23 August 2013 13:48
To: Barrett Daliah; MemberEnquiries
Cc: Cllr Robert Gorrie external; Cllr Reid Errol
Subject: Whisperz, 18 High Street, Hornsey N8 7PB

Hello

I don't recall receiving notice of this licence application so I hope I am still in time to make representations.

This venue has had a history of anti social activity. While the premises is on the High Street the area is surrounded by residential property; this includes above and to the sides of this property. I am very concerned that the applicants are seeking a 3am and 4.30am licence. This is going to cause a great deal of noise disturbance along the High Street. I would ask that the opening hours are limited so that it will not cause disturbance to the residents.

Kind regards

Monica
Members Room
RPH, High Road
Wood Green N22

Ian & Dorothy Bruce

4 Rectory Gardens

Hornsey. London.

N87PJ.

Dear Daliah,

Dorothy & I would like to lodge a formal objection to the variation of Licence for: **Whisperz 18 the High Street Hornsey N8**

As you are aware over the past 13 years my family has been constantly disturbed by this one establishment. There are many other restaurants & bars in the same section of the High Street but only this one is a problem, in fact the only riot we have ever in Hornsey was a direct result of these premises.

The new owners started opening the bar a couple of weeks ago, already we have noticed an increase in noise & unruly behaviour, including people passed out on the green. Vomit on the school drive way & noise pollution from car cd players at 2 am.

We have also witnessed several breaches of the terms of the current agreement.

- 1) No door staff present.
- 2) Drinks served outside the bar on the street.
- 3) The airlock doors have not been used, the front being fully open allowing sound leakage.

This leads us to believe the new owner is not taking his responsibilities seriously at the moment & any increase in hours would be folly.

Dorothy & I both work for the council & start work at 6.30, we can't afford to be woken throughout the night as this will dramatically affect both of our performances. This year my youngest son is taking his GCSE's & his bedroom is also at the front of the house.

Thank you for your assistance with this matter.

Yours sincerely Dorothy & Ian Bruce.

Anderson Chanel

From: Barrett Daliah
Sent: 27 August 2013 16:53
To: Ozlem Ozcan; Anderson Chanel
Subject: FW: [HornseyN8] Fw: Variation of a Premises Licence - Whisperz, 18 High Street, Hornsey, London N8 7PB (WK/259553)

Hello Ozlem

Please see a further representation below.

Please ask Mahir to contact me. Does he wish to consider reducing the hours that he is applying for?

Regards

Daliah

From: Bart Smith [<mailto:bartsmithn8@gmail.com>]
Sent: 27 August 2013 16:49
To: Barrett Daliah
Subject: Re: [HornseyN8] Fw: Variation of a Premises Licence - Whisperz, 18 High Street, Hornsey, London N8 7PB (WK/259553)

Dear Ms Barrett

If my understanding is correct, this establishment is applying for a late licence. I wish to object strongly.

As a resident of almost 32 years, I can confidently say that the area surrounding 18 High Street, N8 7PB is predominantly residential. For example, Rectory Gardens where I live is a quiet street, home to many families with young children, and the last thing needed is a club with the facility to open well into the small hours several nights a week. In my experience (at one stage I lived in central London), establishments like this tend to attract unsocial behaviour, especially at closing time - eg. urinating and vomiting in the street, along with excessive noise. To say nothing of the risks of crime; I seem to recall a stabbing at what I *think* may have been this establishment or its predecessor a while back. This is definitely **not** the kind of facility for an area such as Hornsey. Granted it is good to see more life in the High Street but not to turn it into a mini-Soho operating half the night. I do hope that Haringey Council will reject this proposal.

Bart Smith (Dr)

18 Rectory Gardens
London N8 7PJ

bartsmithn8@gmail.com

07549 300759

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Anderson Chanel

From: Barrett Daliah
Sent: 30 August 2013 16:10
To: Anderson Chanel
Subject: Fw:

----- Original Message -----

From: Debbie Goodwin [<mailto:debgoodwin58@gmail.com>]
Sent: Friday, August 30, 2013 12:12 PM GMT Standard Time
To: Barrett Daliah
Subject:

I have been informed that the above premises wishes to extend its opening hours, to which I greatly object. Having lived on Rectory Gardens for 50 years plus, I have seen many changes to the High Street, and bars like the above only bring along noise, litter, parking issues and a degree of violence/altercations to a residential area. A few years back there was a terrible stabbing at the bar that was on the same location. There are also many elderly residents who live along the High Street and on the surrounding roads who feel that places like WHISPERZ (certainly an inappropriate name!!) do nothing to enhance the area - infact quite the opposite.

I do hope that Haringey Council supports the request to reject the application.

Regards

Deborah Goodwin

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Anderson Chanel

From: Jeff Powell [heypowell@yahoo.ca]
Sent: 02 September 2013 08:02
To: Licensing
Cc: monica.whyte@haringeylibdems.org
Subject: Whisperz

Dear Madame/Sir,

I would like to state, in the strongest possible terms, my opposition to extending the late night licence of 'Whisperz'. I have lived on Birkbeck Road with my wife and little girl for many years. Since the opening of that nightclub we have had a knifing on the high street involving its clientele, and two years ago, a group of drunk revellers came out of the club and stormed our block of flats, threatening residents and 'hiding out' from the police on our stairwell. Extending the licence can only make such matters worse, and you can be sure we will hold the licencing department responsible for any further related incidents.

Sincerely,

Jeff Powell

Dr. Jeff Powell
Department of Economics
School of Oriental and African Studies (SOAS), University of London
+44 (0)7817184435

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Anderson Chanel

From: David Maitland [davidmaitland72@hotmail.co.uk]
Sent: 01 September 2013 20:52
To: Licensing
Subject: Whisperz licensing application

Dear Sir/Madam,

I am writing to lodge my objection to the application submitted by Whisperz, 18 Hornsey High Street, for late opening hours (2:30am Mon to Wed, and 4am Thurs to Sat).

My objections relate to the licensing objectives 'the prevention of crime and disorder' and 'the prevention of public nuisance'.

I believe opening hours this late are not in keeping with the area which is predominantly residential. Quite frankly it sounds like a recipe for disaster!

Regards, David Maitland
Birkbeck Road, Hornsey.

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Anderson Chanel

From: Natalie [natalie@nataliebr.co.uk]
Sent: 31 August 2013 08:24
To: Licensing
Subject: Whisperz

I would like to formally object to the extension of hours. As at present we have to deal with the rowdy behaviour of people leaving here at 2am and shout, screaming and often arguing with each other waking me up as my flat backs onto Campsbourne Road where the patrons from this bar all congregate after closing time waiting for cabs or collecting cars that they have parked and frankly making unacceptable noise. This is problematic at 2am and for this then to be happening at 4-4.30 will just be a nightmare, the area is residential and this bar in each of its incarnations has been a problem in the area, none of the other pubs or restaurants open this late therefore I do not agree that this establishment should be allowed to have extended hours in what is essentially a residential area and its clientele causing unnecessary noise when they leave.

Natalie Brook-Reynolds

Production Manager
07976 234840
www.nataliebr.co.uk
Sent from my iPhone

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Anderson Chanel

From: MARK ROWLAND [markandanita1@btinternet.com]
Sent: 02 September 2013 21:19
To: Licensing
Subject: licensing application for Whisperz Hornsey High Stree

To the Licensing Team

I have heard that the bar, Whisperz, on Hornsey High Street, is applying to extend its licensing hours. As a resident of the area I am writing to you to protest against this application.

The area is primarily residential with some shops, pubs and cafes which provide local services. It is not an entertainment area, such as one finds closer into town in Camden and Islington, and therefore, late hours as applied for, would not be in keeping with the area.

As my bedroom is on the 2nd floor just at the side of St Mary's Primary School, I frequently hear music and voices carry from the High Street and the Gardens opposite, at night. Whilst I accept some disturbance on a Friday and Saturday night it generally eases during the early hours. If the license were granted, this disturbance would continue till daylight (in the summer months) and severely impact on sleep in the neighbourhood. Additionally, if the license were extended on Mon to Wed to 2.30am, this could lead to disturbance every night of the week. I get up at 6 o'clock in the morning so have no desire to be kept awake during the working week by revellers.

I do not believe that extension of this license will best serve the interests of the Community as it is primarily a residential area with families ie working during daylight hours, and sleeping at night. There will inevitably be more disturbance as there is some already, and this could lead to confrontation and aggression.

There are plenty of places in town that can provide for those who do wish to stay up at night during the week. Hornsey High Street is not the place for this.

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Anderson Chanel

From: Barrett Daliah
Sent: 03 September 2013 10:05
To: Anderson Chanel
Subject: Fw: Whisperz late licence

----- Original Message -----

From: Stephen Barrett [<mailto:stevebarrett7@gmail.com>]
Sent: Tuesday, September 03, 2013 10:03 AM GMT Standard Time
To: Barrett Daliah
Subject: Whisperz late licence

Dear Daliah,

I'm contacting you to voice my protests at the application for whisperz to extend its licensing to 4am. This makes no sense to me as we all live in a predominantly residential area.

My concerns are strongly linked to the anti social behaviour this will lead to, indeed this bar has some previous history on this front. I think the late night crowds are adequately serviced by some of the local pubs who serve till 1-2am with no problems, I cannot see any reason that a 4am licence should be granted as I don't believe it is in the interests of local people.

This is causing myself and many of my neighbours a considerable amount of concern and I hope the council do the right thing and deny this application, Kind regards Stephen Barrett

12 Rectory Gardens,
London,
N8 7PJ

Sent from my iPad

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LICENSING ACT 2003 - REPRESENTATION FORM

To make a representation in respect of an application for a Premises Licence or Club Premises Certificate please complete the following form. For representations to be considered relevant they must relate to one or more of the four "Licensing Objectives" (listed below).

Please note all representations will be made available for applicants to view. If you make a representation objecting to the application it is likely that you will be called upon to attend a hearing and present your objection before a Licensing Committee.

<p>Personal Details</p> <p>Name...A S Davies.....</p> <p>Address.....2 Baden Road..... </p> <p>Postcode...N8 7RJ.....</p>

<p>Licence application you wish to make a representation on</p> <p><i>You do not need to answer all of the questions in this section, but please give as much information as you can:</i></p> <p>Application Number.....</p> <p>Name of Licensee.....</p> <p>Name of Premises (if applicable)...Whisperz.....</p> <p>Premises Address (where the Licence will take effect)..... 18 High Street , Hornsey,</p> <p>Postcode N8 7PB.....</p>

<p>Reason/s for representation</p> <p><i>Under the Licensing Act 2003, for a representation to be relevant it must be one that is about the likely effect of the application on the promotion of the four licensing objectives. Any representations that are considered to be vexatious or frivolous will not be considered (please see Haringey Council's leaflet Variations, Representations and Appeals for Premises Licences and Club Premises Certificates).</i></p> <p><i>Fill in reason/s for your representation in the space provided under each Licensing Objective it relates to.</i></p>
--

The Prevention of Crime and Disorder
Public Safety
The Prevention of Public Nuisance The premises are situated in a residential area with people living close by. The disturbance of opening this late will degrade their lives considerably. Opening till 4.00 am is not normal for this area.
The Protection of Children from Harm The sleep of children living nearby will be disturbed. This will be detrimental to their health and mental state.

I, ...A S Davies....., hereby declare that all information I have submitted is true and correct.

Signed: _____
 A S Davies

Date: 2/9/13

Please send completed form to:

Haringey Council Licensing Team
Technopark
Ashley Road
Tottenham Hale
London
N17 9LN

Anderson Chanel

From: Julia Ponman [julia.ponman@hotmail.co.uk]
Sent: 03 September 2013 11:53
To: Licensing
Subject: Whisperz, 18 High Street, Hornsey, N8 - Late License

Dear Sir/madam,

It has come to our attention that the above named bar has applied for a late license.

We would like to object to this as this is a residential area and we have experienced lots of disturbances and anti social behaviour in the past from this premises. This includes shouting and waking everyone up, bottle smashing and a near riot which I'm sure our local police station can further elaborate on.

We hope that this late licence will be rejected by Haringey Council.

Robert, Sheila and Julia Ponman
4 The Gardens, High Street, London N8 7PL.

Sent from my iPhone

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Anderson Chanel

From: Lowe, Lucie [Lucie.Lowe@gs.com]
Sent: 04 September 2013 15:29
To: Licensing
Subject: whispererz licence application - Opposition

To whom it may concern.

I am writing to strongly oppose the application for a late music, entertainment and alcohol licence by "Whipererz" nightclub.

In my view, there is no justification for such a late-night bar like this on a small local high street such as Hornsey High Street, and selling alcohol until 4am is incredibly irresponsible. I'm confident it would cause a multitude of problems in an area that already has a reputation for public nuisance, crime & disorder. Those of us who were unfortunate enough to have endured the "riot" that took place recently on the high street will be testament to the problems that late-night drinking can bring to a quiet residential area.

Moreover, there is a nursery and primary school (St Mary's) almost directly opposite the bar, and another school just five mins away (Campsbourne), and inevitably a late licence will bring litter, broken bottles and other hazardous materials that should certainly be nowhere near children as young as 3/4 years old. There are a lot of young families living in the area – I myself have two children (one and four years) – and having a nearby late-night bar of this nature is simply not appropriate.

While I thoroughly support new local small independent businesses, and am not against "Whipererz" in principle, this must not come at a price for residents and other surrounding businesses.

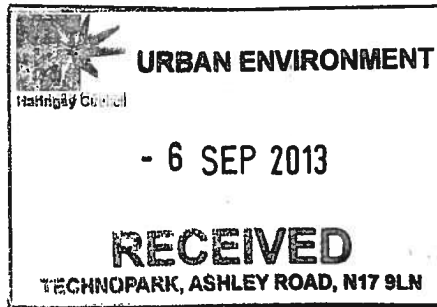
I strongly urge you to reject this application.

Regards, Lucie Lowe (16 Rectory Gardens, London, N8 7PJ)

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20C, High Street
London
N8 7PB

Licensing Team
Frontline Services, Urban Environment
Unit 271-272
Lee Valley Technopark
Ashley Road
London
N17 9LN



2nd September 2013

Dear Sir/Madam

REF: entertainment licence Whisperz Bar, 18 Hornsey High Street, N8 7PB.

We are writing to contest the application for a licence by Whisperz Bar, 18 Hornsey High Street, N8 7PB, in particular the later opening hours.

Since 2011 when new owners took over VivaViva and removed the sound proofing (changing the name to Kelko) we have had an ongoing problem from the level of music inside the bar, as well as the noise from customers outside the bar as they smoke / chat throughout the evening. We have vocalised our concerns to Haringey Council on numerous occasions.

The latest reincarnation of the bar is no different:

- Music too loud throughout the night
- People waiting for taxis or smoking outside whilst screaming and shouting
- Too many people standing outside the bar during opening hours making us feel intimidated when we have to negotiate them on the pavement to get to our gate
- Cars parked on both sides of the road outside the bar so the road is more congested

Our concerns if the bar succeeds in getting a later license, in addition to the above, based on when the premises has been open until late before:

- Fights and screaming outside as people have longer to drink and become more disorderly
- We find people in our yard from the bar who should not be there
- There was a riot outside the bar in 2011 when rival gangs were on the premises and police had to intervene
- People take too long to disperse from the area at the end of the night
- As the bar closes people hang around the back of the building (Birkbeck Rd) and wake us up

Regardless of the bars success or failure in securing a later license, the music is too loud / soundproofing is not adequate and we find often find being kept awake and unable to sleep. For this to go on later into the night than it currently does is not something we would be able to endure.

Hornsey High Street is not your typical 'high street'. It's quiet, and isn't somewhere people head for a big night out. No one chose this area to live in for its nightlife but because it was a safe and family orientated environment when it feels like a community. Whisperz, and the bars that have gone before at this address over the last two years do not feel like part of this community and have left a sense of uneasiness.

Yours faithfully

Handwritten signatures of three individuals: Katie Sogorski, Amy Ball, and Natalie McCormack. The signatures are written in black ink and are somewhat stylized.

Katie Sogorski, Natalie McCormack, Amy Ball.

Anderson Chanel

From: jo selby [jo.selby68@googlemail.com]
Sent: 11 September 2013 12:09
To: Licensing
Cc: monica.whyte@haringeylibdems.org
Subject: Whisperz 18 High Street, Hornsey

Dear Sir/Madam

I strongly object to the Whisperz nightclub extending its licensing hours. I live at 103 Birkbeck Road and have three children between 11 and 17.

The club opens its back doors and the noise feels like it is literally in our front garden. My 11 year old daughters bedroom is at the front of the house and she is really affected by the noise already. There have been many incidents when she hasn't been able to sleep because of it.

Also when the club finishes there is quite a lot of disruption as people make there may home. My bedroom is also at the front and it always wakes me up.

I feel to have a nightclub literally on your door step operating with these hours is not acceptable and should not be tolerated by residents. It also makes the area less desirable and goes against everything Haringey is trying to do to improve it.

Please keep me informed of the situation.

Best Regards

Jo Selby

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Anderson Chanel

From: jason beazley [jjsbeazley@yahoo.co.uk]
Sent: 22 August 2013 14:42
To: Licensing
Subject: Fw: WHISPERZ, 18 HIGH STREET, HORNSEY, LONDON N8 7PB Licence

Hi I have thought about this further and want to add some more objections: late licences do seem to encourage Crime and disorder as the riot at these premises with a previous owner/management shows. With the village green being opposite the emptying at this late hour is a public nuisance and I fear for the public and the close proxation of the school. Jason Beazley

----- Forwarded Message -----

From: jason beazley <jjsbeazley@yahoo.co.uk>
To: "licensing@haringey.gov.uk" <licensing@haringey.gov.uk>
Sent: Thursday, 22 August 2013, 14:27
Subject: WHISPERZ, 18 HIGH STREET, HORNSEY, LONDON N8 7PB Licence

Hi I wish to register my objections to the WHISPERZ application for a late licence from Whisperz (see address in the application and below).

My first objection is **Disturbance** - *"There would be unacceptable intrusion in the form of noise nuisance, general disturbance, odour etc"*

I am upset that the council is considering this application as it is unacceptable intrusion in the form of noise and general nuisance. There has also been a history at this premises after one of the previous owners/ management of the same premises had a late licence and we had a great deal of trouble. A small riot.

My second is Principle - *"If you feel that the very nature of the proposal is inappropriate and that the use of land/property should not change **this same premises** "*

The proposed times are Monday to Wednesday 1000 to 0230, Thursday to Saturday 1000 to 0400 Sunday 1000 to 2330. I think these are unreasonable hours! The pubs down the High Street have a licence to 1pm or occasionally 2 at the weekends, not Monday to Thursday. This bar wants to be open Monday to Wednesday to 2.30 almost three hours longer in the week days. The nature of this proposal is inappropriate.

Finally **Out-of-character** - *If the design of the development, its scale and use, is such that it appears to be out-of character with its surroundings.*

Hornsey High Street certainly does not want Monday to Wednesday to 2.30 (see above) and Thursday to Saturday with bars open to **4am** its unreasonable! A late licence, in a predominately residential area, is a recipe for disaster. It is out of character with its surroundings.

Jason Beazley Linzee Road Rep for WERA (residents association)

Below copy of the application

Date: 13th August 2013

Ref: WK/000259553

From: Daliah Barrett-Williams
Enforcement Services

To: See Below

**APPLICATION FOR A NEW PREMISES LICENCE – WHISPERZ,
18 HIGH STREET, HORNSEY, LONDON N8 7PB**

Please find enclosed a copy of an application for a Variation of a Premises Licence for the above mentioned premises. Details of the application are as follows:

Regulated Entertainment: Films, Live Music, Recorded Music, Performance of Dance, Provision of Facilities for Making Music and Dancing

Monday to Wednesday	1000 to 0230
Thursday to Saturday	1000 to 0400
Sunday	1000 to 2330

Late Night Refreshment

Monday to Wednesday	2300 to 0230
Thursday to Saturday	2300 to 0400
Sunday	2300 to 2330

Supply of Alcohol

Monday to Wednesday	1000 to 0230
Thursday to Saturday	1000 to 0400
Sunday	1000 to 2330

For consumption **ON** the premises

Hours open to the public

Monday to Wednesday	1000 to 0300
Thursday to Saturday	1000 to 0430
Sunday	1000 to 0000

All responses must be received by the **9th September 2013**, even if you have no comments a response would still be appreciated.

Daliah Barrett-Williams
Licensing Lead Officer

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Barrett Daliah

From: Lisa Hyde [lisa.hyde@iap.ie]
Sent: 06 September 2013 08:42
To: Barrett Daliah
Subject: Variation of a Premises Licence - Whisperz, 18 High Street, Hornsey, London N8 7PB (WK/259553)

Dear Daliah Barrett

I am writing today on behalf of my household to express our deep concerns over the application by Whisperz nightclub to extend their licencing hours. As residents of Hornsey High Street who live directly opposite Whisperz, we are alarmed by the prospect of their bid to be open until the very early hours on three nights a week, and open later during the early part of the week. This is a largely residential high street, and the noise from the club and its patrons always has been an issue for us. Once the club is closed the patrons are staying in the high street making a noise and sometimes displaying rowdy behaviour. I have witnessed fights, vomiting and urinating patrons, noisy car and cab pick ups as well as broken glass on the street. While the club is open the noise is always disturbing, especially during the working week and particularly bad at the weekends. The club brings nothing to our high street except disturbance.

It is not appropriate to have a club on our high street open until the early hours and it will cause severe disruption of our lives. This club has also been the site of a great deal of antisocial behaviour problems in the past, culminating in a riot on the high street two years ago which needed riot police to control after over 100 youths took to the street and ended up in a pitched battle with police. The club was the catalyst for this riot, and after two years the police have managed to get a grip on antisocial behaviour locally, and we fear that the good work will be undone if we have a club open until the early hours attracting a clientele who will not respect the residents and will bring the fear of trouble back to the high street. I repeat, it is not appropriate for our high street and its residents will be severely affected by early morning noise and disturbance during the week and at weekends.

Many of us in Hornsey are working hard to improve the high street and create a strong and safe community. Whisperz and its application is utterly detrimental to these efforts and could have a seriously negative impact on our lives once again.

I urge you to consider my concerns and do all you can to prevent the extension to the licencing hours of this club, because the impact of longer opening hours will be entirely negative and harmful to the high street and its residents. We dread the introduction of extra hours, well aware of the consequences for those who live here: more disrupted nights due to noise and disturbance, the threat of more antisocial behaviour and an establishment completely inappropriate for our area.

It is my hope that the application will be rejected on these grounds. Please let me know if you need any further information on this issue.

Yours sincerely

Lisa Hyde, Andrew Hyde and Richard Hyde
2 The Gardens
Hornsey High Street
London
N8 7PL

(0) 208 341 9099 (office hours only)

Barrett Daliah

From: Barrett Daliah
Sent: 16 August 2013 18:02
To: Barrett Daliah
Subject: FW: Variation of a premises licence -Whisperz -18 Hornsey High Street N8

Importance: High

From: Gerald Mcgrath [<mailto:gp.mcgrath@btinternet.com>]
Sent: 16 August 2013 17:44
To: Barrett Daliah
Subject: Variation of a premises licence -Whisperz -18 Hornsey High Street N8
Importance: High

Dear Sir/Madam,

It has come to my notice that an application has been made to extend the licence of the above premises. As a long standing resident of this area I would be totally against such an extension.

The area at present is subject to a variety of noises at all times of the day and night and the last thing the area needs is a premises blasting out music until 4.00 a.m. even now without the extension the noise levels coming from that premises is causing a great deal of disturbance. Only a few days ago we were awoken by noise coming from the premises.

The longest time any licensed premises should be allowed to remain open should be 12.00 midnight.

Please take into account my objections to this proposal when the time comes to consider this application.

Yours sincerely,

Teresa & Gerald McGrath
3 The Gardens
London N8 7PL

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