



Haringey Council

NOTICE OF MEETING

Special Licensing Sub Committee

TUESDAY, 30TH DECEMBER, 2014 at **14:00 HRS** – Civic Centre, High Road, Wood Green N22 8LE.

MEMBERS: Councillors Ahmet, Beacham and Patterson

AGENDA

1. APOLOGIES FOR ABSENCE

2. URGENT BUSINESS

It being a special meeting of the Sub Committee, under Part Four, Section B, Paragraph 17, of the Council's Constitution, no other business shall be considered at the meeting.

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. 27-31 GARMAN ROAD LONDON N17 0YU (PAGES 3 - 16)

To consider an application for a Temporary Event Notice to run from 22.00 on 31 December 2014 to 11.00 on 1 January 2015.

Bernie Ryan
Assistant Director – Corporate Governance and
Monitoring Officer
5th Floor
River Park House
225 High Road
Wood Green
London N22 8HQ

Maria Fletcher
Principal Committee Coordinator
Tel: 020-8489 1512
Fax: 020-8489 5218
Email: maria.fletcher@haringey.gov.uk

Thursday, 18 December 2014

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 <ul style="list-style-type: none"> i) any prior contacts (before the hearing) with the parties or representations received by them; and separately ii) any declarations of interest.
3.	The Chair explains the procedure to be followed by reference to this summary which will be distributed in advance.
NON-ATTENDANCE BY PARTY OR PARTIES	
4.	If one or both of the parties fails to attend, the Chair decides whether to: <ul style="list-style-type: none"> (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 opportunity 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: <p>Whether the extensions of hours etc. applied for would conflict with the four licensing objectives i.e.</p> <ul style="list-style-type: none"> (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 any other topic headings to be discussed.
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 generally 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 30.12.2014

Report title: Consideration of an objection to a Temporary Event Notice

Report of: The Licensing Team Leader

Ward(s) affected Northumberland Park

1. Purpose

To consider objections to a Temporary Event Notice (TEN) received from the Enforcement Response Team Leader and the Metropolitan Police, to a TEN given by Mr. Ross MARCH to run from 22:00 on 31.12.14 to 11:00 01.01.15 for 27-31 Garman Road N17 0YU.

The activities included on the TEN are;

The sale of alcohol

Provision of regulated entertainment

Provision of Late Night Refreshment

2. Recommendations

- 2.1 (a) Allow the TEN to go ahead as given.
(b) Decide to issue a counter notice that will have the effect of cancelling the event.

Conditions may only be imposed on a TEN if there is in place a premises licence with conditions that can be carried over to the TEN. In this case there is not a premises licence in place so no conditions can be imposed.

Report authorised by: Daliah Barrett

Interim Regulatory Services Manager

Contact Officer: John Smith Interim Licensing Team Leader

Telephone: 020 8489 2375

3. Regulatory Committee summary

For consideration by Licensing Sub Committee under Licensing Act 2003, objection to a Temporary Event Notice.

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: Temporary Event Notice 27-31 Garman Road

The Background Papers are located at Level 6, Alexandra House, 10 Station Road Wood Green N22 7TR

5. REPORT

Background

- 5.1 This is a Temporary Event Notice (TEN) given by Mr. Ross MARCH for the use of 27-31 Garman Road N17 0YU.
- 5.2 The licensable activities included in the TEN are;
- The sale by retail of alcohol;
 - Provision of Regulated Entertainment;
 - Provision of Late Night Refreshment.

All activities are from 22:00 on 31.12.14 to run until 11:00 on 01.01.15

The TEN is for a capacity of 499 persons, this is the maximum allowable under a TEN and includes staff as well as patrons. The premises are a single storey industrial unit situated on an industrial estate.

General-all four licensing objectives

No operating schedule is required when giving a TEN. They are intended to be a 'light touch' process where licensable activities are not licensed, with the premise user giving notice to the authority of the event. Only the Police and Environmental Health (in relation to public nuisance) may object to a TEN.

Mr March has submitted a Metropolitan Police risk assessment form 696 that gives details of the DJ's/MC's who will be performing. When this report was written details of the security company had not been provided.

A copy of the TEN is appended.

6. RELEVANT REPRESENTATIONS (CONSULTATION)

Responsible authorities:

6.1 Comments of Metropolitan Police

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

6.2 Comments of Regulatory Services:

Environmental Health

Have made representation to this application **Appendix 3**

The objection is related to the possibility of there being public nuisance caused by the event and also crime and disorder.

6.3 Financial Comments

The fee for this notice was **£21.00**.

HARINGEY COUNCIL
LICENSING
RECEIVED

15 DEC 2014

Temporary Event Notice

Information on the Licensing Act 2003 is available on the website of the Department for Culture, Media and Sport (http://www.culture.gov.uk/alcohol_and_entertainment/default.htm) or from your local licensing authority.

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

You should keep a copy of the completed notice for your records. You must send two copies of this notice to the licensing authority and an additional copy must be sent to the chief officer of police for the area in which the premises are situated. The licensing authority will endorse one of the two copies and return it to you as an acknowledgement of receipt.

I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

1. The personal details of premises user <i>Please read note 1</i>			
TITLE (delete as appropriate): Mr Mrs Miss Ms Other (please state)			
Surname	March		
Forenames	Ross		
PREVIOUS NAMES: Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary.			
TITLE: (delete as appropriate): Mr Mrs Miss Ms Other (please state)			
Surname			
Forenames			
Your date of birth	Day	Mth	Yr
Your place of birth			
National Insurance Number			
YOUR CURRENT ADDRESS: (We will use this address to correspond with you unless you complete the separate correspondence box below).			
Post town		Post code :	
TELEPHONE NUMBERS:			
Daytime			
Evening (optional)			
Mobile (optional)			
FAX NUMBER (optional)			
E-Mail Address (optional)			

ALTERNATIVE ADDRESS FOR CORRESPONDENCE (if you complete the detail below, we will use this address to correspond with you)	
Post town	Post code
TELEPHONE NUMBERS:	
Daytime	
Evening (optional)	
Mobile (optional)	
FAX NUMBER (optional)	
E-Mail Address (optional)	

2. The premises

Please give the address of the premises where you intend to carry on the licensable activities or if it has no address give the Ordnance Survey references.
Please read note 2

27-31 Garmin Road, N17 0YU

If you intend to use only part of the premises at this address or intend restricting the area to which this notice applies, please give a description and details below. Please read note 3

Please describe the nature of the premises below. Please read note 4

Single storey industrial unit

Please describe the nature of the event below. Please read note 5

New Year's Eve event for up to a maximum attendance of 499 people in with music, DJs and dancing. People will be able to buy drinks from bar, also tea, coffee, cakes and light refreshments will be available. Our personal license holder will display challenge 25 posters. SIA security at ratio of 1 to 100 people with 1 extra supervisor. A health and safety officer and qualified medic will also be present.

3. The licensable activities		
Please state the licensable activities that you intend to carry on at the premises (please mark an "X" next to the licensable activities you intend to carry on). Please read note 6		
The sale by retail of alcohol	x	
The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club		
The provision of regulated entertainment	x	
The provision of late night refreshment	x	
Please state the dates on which you intend to use these premises for licensable activities. Please read note 7		
31/12/14 - 01/01/15		
Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). Please read note 8		
22.00 - 11.00		
Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organizers or performers. Please read note 9	499	
If the licensable activities will include the supply of alcohol, please state whether the supplies will be for consumption on or off the premises, or both (please mark an "X" next to the appropriate box). Please read note 10	On the premises only	x
	Off the premises only	
	Both	

4. Personal licence holders Please read note 11		
Do you currently hold a valid personal licence? (Please mark an "X" in the box that applies to you)	Yes x	No
If "Yes" please provide the details of your personal licence below.		
Issuing licensing authority Licence number Date of issue Date of expiry Any further details	Name: ██████████ Camden Council ██████████ 11/01/2013 09/01/2023	

5. Previous temporary event notices you have given <i>Please read note 12</i>		
Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice? (Please mark an "X" in the box that applies to you)	Yes	No x
If answering yes, please state the number of temporary event notices you have given for events in that same calendar year		
Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after; the event period proposed in this notice? (Please mark an "X" in the box that applies to you)	Yes	No x

6. Associates and business colleagues <i>Please read note 13</i>		
Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? (Please mark an "X" in the box that applies to you)	Yes	No x
If answering yes, please state the total number of temporary event notices your associate(s) have given for events in the same calendar year		
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after; the event period proposed in this notice? (Please mark an "X" in the box that applies to you)	Yes	No x
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? (Please mark an "X" in the box that applies to you)	Yes	No x
If answering yes, please state the total number of temporary event notices your business colleague(s) has given for events in the same calendar year.		
Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after; the event period proposed in this notice? (Please mark an "X" in the box that applies to you)	Yes	No x

7. Checklist *Please read note 14*

I shall (Please mark the appropriate boxes with an "X")

Send two copies of this notice to the licensing authority for the area in which the premises are located;	x
Send a copy of this notice to the chief officer of police for the area in which the premises are located;	x
If the premises are situated in one or more licensing authority areas, send two copies of this notice to each additional licensing authority;	x
If the premises are situated in one or more police areas, send a copy of this notice to each additional chief officer of police;	x
Make or enclose payment of the fee for the application	x
Sign the declaration in Section 9 below	x

8. Condition *Please read note 16*

It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

9. Declarations *Please read note 18*

The information contained in this form is correct to the best of my knowledge and belief.

I understand that it is an offence:

- (i) to knowingly or recklessly make a false statement in connection with this temporary event notice and that a person is liable on conviction for such an offence to a fine up to level 5 on the standard scale, and;
- (ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on conviction for any such offence to a fine not exceeding £20,000 or to imprisonment for a term not exceeding six months, or to both.

SIGNATURE



DATE

12/12/2014

Name of Person signing
Ross March

For completion by the Licensing Authority

10. Acknowledgement *Please read note 17*

I acknowledge receipt of this temporary event notice.

On behalf of the Licensing Authority

DATE

SIGNATURE

Name of Officer Signing

RESTRICTED WHEN COMPLETE

METROPOLITAN
POLICE

TOTAL POLICING

Form 696

PROMOTION EVENT RISK ASSESSMENT - FORM 696**Guidance for Artists and Promoters**

(Users should ensure that this guidance sheet is handed or sent to all persons disclosing their personal details)

The Promotion Event Risk Assessment Form 696 is designed to allow the management of licensed premises, promoters of music events, event security and the police to work in partnership to identify and minimise any risk of serious violent crime happening at a proposed event. Should areas of concern be identified the police intention is to work together to create a Risk Management Plan that enables the event to proceed with minimum risk.

The use of this form is voluntary. However, we note that the completion of this form may be a condition on some premises' licences. This means the completion of this form is mandatory for those premises.

The management of the licensed premises or the promoter considers that the proposed event requires a Promotion Event Risk Assessment Form 696 to be completed and it is for this purpose that your personal details are required.

The information provided will be cross-referenced with our systems and data sources to assist with the risk assessment.

The information is processed in accordance with our policing purpose as defined by the Code of Practice for the Management of Police Information (MoPI) as follows:

- Protecting life and property;
- Preserving order;
- Preventing the commission of offences;
- Bringing offenders to justice;
- Any duty or responsibility arising from common or statute law

If you or your client has any concerns or queries regarding the above processing please contact the Metropolitan Police Service Data Protection Officer (details provided below).

Data Controller Details: Sir Bernard Hogan - Howe Commissioner for the Metropolis

Information Commissioner's Office Data Controller Registration Number: Z4888193

Data Protection Officer Details: Meriayne Davies, Public Access Office, PO Box 57192, London, SW6 1SF
(Tel: 020 7161 3500)

For a copy of the Metropolitan Police Service's Fair Processing Notice please refer to the following link or contact the Data Protection Officer (details above):

<http://www.met.police.uk/foi/pdfs/otherinformation/corporate/peofairprocessingstatement.pdf>

Guidance for submission

Please submit the completed form via e-mail to the Promoters Desk and copy in the local borough police licensing unit at least 14 days in advance of your event. This is to ensure that there is sufficient time to implement any risk management plan if needed. The Promoters Desk will carry out an intelligence assessment and provide you with feedback either directly or through the local borough police licensing unit no less than 7 days before your event. If you have not received feedback within this time please contact the Promoters Desk directly on 020 7321 7760

RESTRICTED WHEN COMPLETE

METROPOLITAN
POLICE

Form 696

TOTAL POLICING

PROMOTION EVENT RISK ASSESSMENT FORM 696

The use of this form is voluntary. However, we note that the completion of this form may be a condition on some premises' licences. This means the completion of this form is mandatory for those premises.

Please complete this section to enable Clubs and Vice Unit to monitor the use of this Form.	
Is completing Form 696 for Promoted Events a condition on the premises' licence?	Yes x No <input type="checkbox"/>
PLEASE NOTE: The use of this form is not intended for a live music event. If you are using this form for a live music event please give your reasons why in the box.	

When to complete Form 696

Our recommended guidance to music event organisers, management of licensed premises or event promoter on when to complete Form 696 is where you hold an event that is -

- promoted / advertised to the public at any time before the event, and
- predominantly features DJs or MCs performing to a recorded backing track, and
- runs anytime between the hours of 10pm and 4am, and
- is in a nightclub or a large public house.

The recommended guidance does not restrict the use of the form solely to any specific event. Event managers and promoters may, if they wish, use it for events not strictly covered by the guidance. The Metropolitan Police Service will aim to give appropriate support and advice to ensure a safe event.

PLEASE COMPLETE ALL SECTIONS.

Name of Premises	27-31 Garmin Road, N17 0YU		
Maximum Capacity of Premises	499		
Full Address	27-31 Garmin Road, N17 0YU		
Telephone Number	[REDACTED]	Email Address	
Designated Premises Supervisor	Ross March		
Contact Telephone Numbers	Landline:	Mobile:	[REDACTED]

PROMOTER'S DETAILS			
Promoter's Full Name (include BHAB Qualification Number)	Ross March		
Date of Birth (dd/mm/yyyy)	[REDACTED]		
Address	[REDACTED]		
Contact Telephone Numbers	Landline: [REDACTED]	Mobile: [REDACTED]	
Email Address	[REDACTED]		

PROMOTION / EVENT DETAILS			
Promotion / Event Name	Elxir of Life - New Year's Celebration		
Event Date (dd/mm/yyyy)	31/12/14		
Start Time (H+mm)	23.00	Finishing Time (H+mm)	10.00
Expected numbers attending event?	499	Is this a regular event at this venue?	Yes <input type="checkbox"/> No x
Is the event...? (Check relevant box)	Private <input type="checkbox"/> Public x	Will tickets be sold on the door?	Yes x No <input type="checkbox"/>

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Smith John (Env)

From: Pearce Derek
Sent: 16 December 2014 12:11
To: 'liquidross@gmail.com'
Cc: Licensing
Subject: WK306158 TEN 27-31 Garman Road 31-12-14

M3PPRef: WK/000306158
M3PPUnique: 0000000028E2889C3A85D311B05800805FA682C2070091B275CEE796D011AFE900805FA682C20000015FD3F10000F05B340D4AE9D245A491B73B9645B56900138051E9320000

Dear Mr March,

I have been asked to comment on your application for a TEN at 27-31 Garman Road in Tottenham.

I have concerns about this event and have registered my concerns with Haringey Licensing. At present my objection is under the prevention of crime and disorder and the prevention of public nuisance Licensing Objectives.

I would like to visit the premises. It is likely that a sub-committee hearing will be needed to determine whether this TEN can be granted and if so with which conditions.

Derek Pearce

Team Leader Enforcement Response

Haringey Council

Alexandra House, 10 Station Road, London, N22 7TR
Tel 020 8489 5264

derek.pearce@haringey.gov.uk

www.haringey.gov.uk/noise

[twitter@haringeycouncil](https://twitter.com/haringeycouncil)

facebook.com/haringeycouncil

please consider the environment before printing this email

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TOTAL POLICING

**YR - Haringey Borough
YDQ - Quicksilver Patrol Base
Unit 1 Quicksilver Place
Western Road
Wood Green
London
N22 6UH
Telephone: 020 3276 0150
Charlie.Harrison@met.police.uk**

16th December 2014

POLICE OBJECTION NOTICE to a Temporary Event Notice (TEN), Section 104 Licensing Act 2003

Name of Applicant: Mr Ross March

Address of Premises: 27-31 Garmin Road, N17 0YU

Date(s) requested for TEN: 31st December 2014

I am satisfied that the grant of this Temporary Event Notice (TEN) would undermine the Crime Prevention Objectives, namely The Prevention of Crime and Disorder, Public Safety and Prevention of Public Nuisance.

As CAD2767 refers, on 12/10/2014 at 0840 hrs, police officers attended 27-31 Garmin Road. Upon police arrival there were approximately two hundred persons in attendance, a high proportion of which were drunk or under the influence of drugs. Persons at this unlicensed event refused to leave. Metal shutters were opened by event attendees inside the venue and officers attempted to keep these shutters closed, this resulted in confrontation and one subject then kicked two officers. In total two arrests were made for assault on police and for criminal damage. In addition to this, five vehicles belonging event organizers were seized.

Regarding the proposed event on 31st December 2014, Mr. March has not, as at 16.12.14 provided details of a security company for this event, and has instead indicated that one security officer is expected for every hundred persons attending. I do not consider that this is an appropriate number of security officers for an event of this size. Furthermore, in the event that any offences were committed, the absence of CCTV at the premises would significantly impede police investigations.

Temporary Events only permit a maximum of 499 attendees, this includes event staff; the Facebook page for this event (Elixir of Life) currently indicates, as at 14:00 on 16.12.14 that 641 people are attending, 254 may be attending and 13,000 have been invited.

I am concerned that the numbers attending will significantly exceed those permitted and any attempt to restrict access could lead to significant public disorder. An event such as this with the potential for large numbers of people to attend raises serious concerns pertaining to public safety with potential overcrowding in a venue that is not designed for any form of entertainment and disorder on and around the venue from people being refused entry.

It has been noted that tickets are on sale at £25 each and the location is currently not being disclosed, merely referred to as a 'secret location.' This implies that the organisers expect people to travel to the event and many will be making significant journeys, thus increasing expectations of gaining entry.

Given the wide advertising of this event, the numbers of people potentially attending (details from the promoters own website), I object to this Temporary Event Notice as I believe that the likelihood of offences taking place at the venue would be significantly increased if the TEN were to take place.

Yours sincerely,

PC HARRISON Charlie 155YR Metropolitan Police Service

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