

MINUTES OF THE MEETING OF THE LICENSING SUB COMMITTEE B HELD ON THURSDAY, 17TH NOVEMBER, 2016, 7pm

PRESENT:

Councillors: Vincent Carroll (Chair), David Beacham and Toni Mallett

1. FILMING AT MEETINGS

RESOLVED

- That the Chair's announcement regarding the filming of meetings be noted.

2. APOLOGIES FOR ABSENCE

None.

3. URGENT BUSINESS

None.

4. DECLARATIONS OF INTEREST

None.

5. SUMMARY OF PROCEDURE

RESOLVED

- That the procedure be noted.

6. PEP CORNER, 2 HIGH ROAD, LONDON N22 7TR

The Committee carefully considered the application for the transfer of a premises licence and variation of a designated premises supervisor (DPS) which had been objected to by the Metropolitan Police, the representations of the Metropolitan Police and the applicant, Mr Racu, the Council's Statement of Licensing Policy and the s182 guidance.

The Committee resolved to refuse the applications for both the transfer of the premises licence and the variation of the DPS.

The applicant admitted to operating the premises without transferring the licence or appointing a DPS for a considerable period, despite the Police informing him this was necessary on 12 October 2015. The reason given by Mr Racu was that he had forgotten to send the application form in to the licensing team. In addition, the

applicant admitted to selling counterfeit and non duty paid tobacco whilst knowing this to be an offence but said that he did so because the business was not doing well financially.

The Committee also heard from the Police evidence of cannabis use at the premises on 9 October 2016 and consumption of alcohol on the premises, although it was denied that this consumption was by customers. In light of the offences admitted to by the applicant and the evidence from the Police that the premises were located in the centre of one of Haringey's highest crime areas, the Committee considered that in this case, there were exceptional circumstances for objecting to the applications and that there was evidence that the premises, whilst under the control of the applicant, had been involved in crime linked to licensable activities which it took very seriously.

The Committee was not reassured by the explanations given by the applicant that he was capable of managing these challenging High Road premises in a proper manner that would uphold the licensing objective of the prevention of crime and disorder. He had not provided any reassurance or demonstrated an ability to uphold the minimum requirements for the role of DPS. For the reasons given above, the Committee considered it appropriate to refuse both applications.

7. ITEMS OF URGENT BUSINESS

None.

CHAIR: Councillor Vincent Carroll

Signed by Chair

Date