

NOTICE OF MEETING

LICENSING SUB COMMITTEE B

Thursday, 11th May, 2017, 7.00 pm - Civic Centre, High Road, Wood Green, N22 8LE

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

Quorum: 3

1. FILMING AT MEETINGS

Please note this meeting may be filmed or recorded by the Council for live or subsequent broadcast via the Council's internet site or by anyone attending the meeting using any communication method. Although we ask members of the public recording, filming or reporting on the meeting not to include the public seating areas, members of the public attending the meeting should be aware that we cannot guarantee that they will not be filmed or recorded by others attending the meeting. Members of the public participating in the meeting (e.g. making deputations, asking questions, making oral protests) should be aware that they are likely to be filmed, recorded or reported on. By entering the meeting room and using the public seating area, you are consenting to being filmed and to the possible use of those images and sound recordings.

The Chair of the meeting has the discretion to terminate or suspend filming or recording, if in his or her opinion continuation of the filming, recording or reporting would disrupt or prejudice the proceedings, infringe the rights of any individual, or may lead to the breach of a legal obligation by the Council.

2. APOLOGIES FOR ABSENCE

3. 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 considered at item 9 below).

4. 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

5. 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.

6. SIRA VANADOKYA RESTAURANT, 13-15 GRAND PARADE, N4 1LA (PAGES 3 - 40)

7. THE HILLY KITCHEN, 96 ALEXANDRA PARK ROAD, N10 2AE (PAGES 41 - 76)

8. LA LUNNA, 462-464 MUSWELL HILL BROADWAY, N10 1BS (PAGES 77 - 140)

9. ITEMS OF URGENT BUSINESS

To consider any new items of urgent business admitted under item 3 above.

Felicity Foley, Principal Committee Co-ordinator
Tel – 020 8489 2919
Fax – 020 8881 5218
Email: felicity.foley@haringey.gov.uk

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

Wednesday, 03 May 2017

LICENSING SUB-COMMITTEE HEARINGS PROCEDURE SUMMARY	
INTRODUCTION	
1.	The Chair introduces him/herself 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. <p>Normally, an absent party will be given one further opportunity to attend.</p>
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.	

Report for: Licensing Sub Committee 11th May 2017

Item number:

Title: New Premises Application – SIRA VANADOKYA RESTAURANT,
13-15 GRAND PARADE, GREEN LANES, LONDON N4 1LA

Report authorised by : Daliah Barrett-Licensing Team Leader – Regulatory Services.

Ward(s) affected: ST ANNS

Report for Key/
Non Key Decision: Not applicable

1. Describe the issue under consideration

- 1.1 This report relates to an application for a new licence submitted by Hamsi London Limited at the above named premises. The application seeks the following:

Details of the application are as follows:

Late Night Refreshment

Monday to Sunday 2300 to 0130

Supply of Alcohol

Monday to Sunday 0800 to 0130

For consumption ON and OFF the premises

Opening Hours

Monday to Sunday 0800 to 0200

- 1.2 The application form and plan is attached as Appendix 1.

- 1.3 Representation have been received from:

Responsible Authorities –2A

Other Parties -2B

Applicants Response to Representations -2C

These are attached as Appendix 2

2 Recommendations

In considering the representations received and what is appropriate for the promotion of the licensing objectives, the steps the Sub-Committee can take are:

- Grant the application as requested
- Grant the application whilst imposing additional conditions and/or altering in any way the proposed operating schedule.
- Exclude any licensable activities to which the application relates
- Reject the whole or part of the application

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- 2.1 Members of the licensing sub committee are asked to note that they may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must be appropriate in order to promote the licensing objectives.

3. Background

- 3.1 The premises has applied for a premises licence while undertaking works to bring 3 shop units into one overall restaurant unit. The operating schedule submitted by the applicant offers various conditions that are already law and so do not require being repeated on the application as the applicant has a duty to abide to them in any event. A model set of conditions for the committee to consider is attached at appendix 3.

The premises was previously 3 separate retail units and the applicant has now carried out work to bring all 3 units into one for the purpose of operating a restaurant. The plans submitted show a rear garden area but the application is silent on the use of this area, due to the close proximity to residents The Licensing Authority would not encourage or support the use of the rear garden area.

- 3.2 During the consultation period representation were received from Enforcement Response, the Planning Service and other parties.

- 3.3 Under the Act representations can be received from responsible authorities or other persons. Representations must be relevant and, in the case of another person, must not be frivolous or vexatious. There was a representation from three residents. The residents representations also highlight the fact that the premises does not have the correct planning permission at this time.

4. Policy Implications

- 4.1 The decision should be made with regard to the Secretary of the State's guidance and the Council's Statement of Licensing Policy under the Licensing Act 2003. Where the decision departs from either the Guidance or the Policy clear and cogent reasons must be given. Members should be aware that if such a departure is made the risk of appeal / challenge is increased.

4.2 Equalities impact

At the time of writing this report there were no implications for equality and diversity. Any decision taken by the Licensing Sub-Committee will be in accordance with the four licensing objectives as prescribed by the Licensing Act 2003.

5. Other considerations

5.1 Human Rights

While all Convention Rights must be considered, those which are of particular relevance to the application are:

- o Article 8 – Right to respect for private and family life.
- o Article 1 of the First Protocol – Protection of Property
- o Article 6(1) – Right to a fair hearing.
- o Article 10 – Freedom of Expression

6 Use of Appendices

Appendix 1- Application form

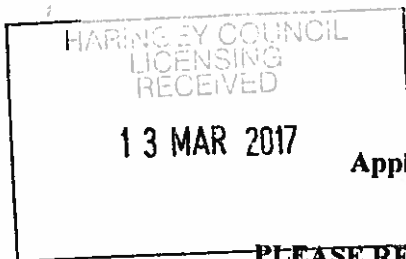
Appendix 2 – Copy of Representations

Appendix 3 – Pool of Model Conditions

Background papers: Section 82 Guidance

Haringey Statement of Licensing policy

Appendix 1- Application



Application for a premises licence to be granted
under the Licensing Act 2003

Haringey
LONDON
WK/378390

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 HAMS LONDON LIMITED
(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, Ordnance Survey map reference or description <u>13-15 GRAND PARADE GREEN LANES</u>			
Post town	<u>LONDON</u>	Postcode	<u>N4 1LA</u>
Telephone number at premises (if any)	<u>07917 351755</u>		
Non-domestic rateable value of premises	<u>£ 61,500.00</u>		

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | | |
|---|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i. as a limited company | <input checked="" type="checkbox"/> | please complete section (B) |
| ii. as a partnership | <input type="checkbox"/> | please complete section (B) |
| iii. as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv. other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) a charity | <input type="checkbox"/> | please complete section (B) |
| e) the proprietor of an educational establishment | <input type="checkbox"/> | please complete section (B) |

- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a
 statutory function or
 a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name	HAYMSI LONDON LIMITED
Address	13-15 GRAND PARADE GREEN LANES LONDON N4 1LA
Registered number (where applicable)	10541776
Description of applicant (for example, partnership, company, unincorporated association etc.)	LIMITED COMPANY
Telephone number (if any)	07917 351755
E-mail address (optional)	d.karakas82@hotmail.co.uk

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

RESTAURANT (A3) WHERE ALCOHOL WILL BE BOTH SOLD & CONSUMED AT THE PREMISES. CUSTOMERS WILL ALSO BE SOLD ALCOHOL TO TAKE AWAY TO BE CONSUMED OFF PREMISES

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

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

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	Please give further details here (please read guidance note 3)					
Mon								
Tue								
Wed						State any seasonal variations for performing plays (please read guidance note 4)		
Thur								
Fri						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 (please read guidance note 5)		
Sat								
Sun								

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon				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 exhibition of films</u> (please read guidance note 4)		
Fri					
Sat			<u>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</u> (please read guidance note 5)		
Sun					

C

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

F

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

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Thur					
Fri			<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					
Sun					

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)</p>			<p>Please give a description of the type of entertainment you will be providing</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					

I

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 checked="" type="checkbox"/>
Day	Start	Finish			
Mon	23:00 02:00	01:30	Please give further details here (please read guidance note 3) RESTAURANT WHERE ALCOHOL WILL BE SOLD TO CUSTOMERS WHO WILL CONSUME INDOORS.		
Tue	23:00 02:00	01:30			
Wed	23:00 02:00	01:30	State any seasonal variations for the provision of late night refreshment (please read guidance note 4) N/A		
Thur	23:00 02:00	01:30			
Fri	23:00 02:00	01:30	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) N/A		
Sat	23:00 02:00	01:30			
Sun	23:00 02:00	01:30			

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) <p style="text-align: center;">N/A</p>					
Mon	08:00	23:00 01:30						
Tue	08:00	23:00 01:30						
Wed	08:00	23:00 01:30						
Thur	08:00	23:00 01:30				Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5) <p style="text-align: center;">N/A</p>		
Fri	08:00	23:00 01:30						
Sat	08:00	23:00 01:30						
Sun	08:00	23:00 01:30						

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor:

Name	DILEK KARAKAS
Address	164A WINCHMORE HILL ROAD LONDON
Postcode	N21 1QP
Personal licence number (if known)	LN/201500616
Issuing licensing authority (if known)	LONDON BOROUGH OF ENFIELD.

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).

N/A

L

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)
Day	Start	Finish	
Mon	08:00	02:00	N/A
Tue	08:00	02:00	
Wed	08:00	02:00	
Thur	08:00	02:00	<u>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</u> (please read guidance note 5)
Fri	08:00	02:00	
Sat	08:00	02:00	
Sun	08:00	02:00	

N/A

M Describe the steps you intend to take to promote the four licensing objectives:

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

- 1) SUPERVISE STAFF
- 2) TRAIN STAFF IN RESPECT OF SALE OF ALCOHOL REGULATIONS & LAW
- 3) REQUEST ID'S
- 4) NOT TO SELL ALCOHOL TO THOSE UNDERAGE

b) The prevention of crime and disorder

- 1) USE CCTV
- 2) REQUEST ID'S
- 3) REPORT INCIDENTS TO POLICE

c) Public safety

- 1) NOT TO SELL ALCOHOL TO PEOPLE UNDERAGE OR DRUNK
- 2) NOT TO SELL ALCOHOL OUT OF HOURS OR OUTSIDE
- 3) USE CCTV

d) The prevention of public nuisance

- 1) USE CCTV
- 2) REQUEST ID'S
- 3) REPORT INCIDENTS / NUISANCES TO POLICE
- 4) REFUSE TO SELL ALCOHOL TO THOSE CAUSING DISTURBANCE

e) The protection of children from harm

- 1) ABIDE BY LAWS
- 2) REQUEST ID'S
- 3) REPORT INCIDENTS TO POLICE
- 4) NOT TO SELL ALCOHOL TO UNDERAGE PEOPLE

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 11). If signing on behalf of the applicant, please state in what capacity.

Signature	<i>[Handwritten Signature]</i>
Date	10.03.2017
Capacity	DIRECTOR

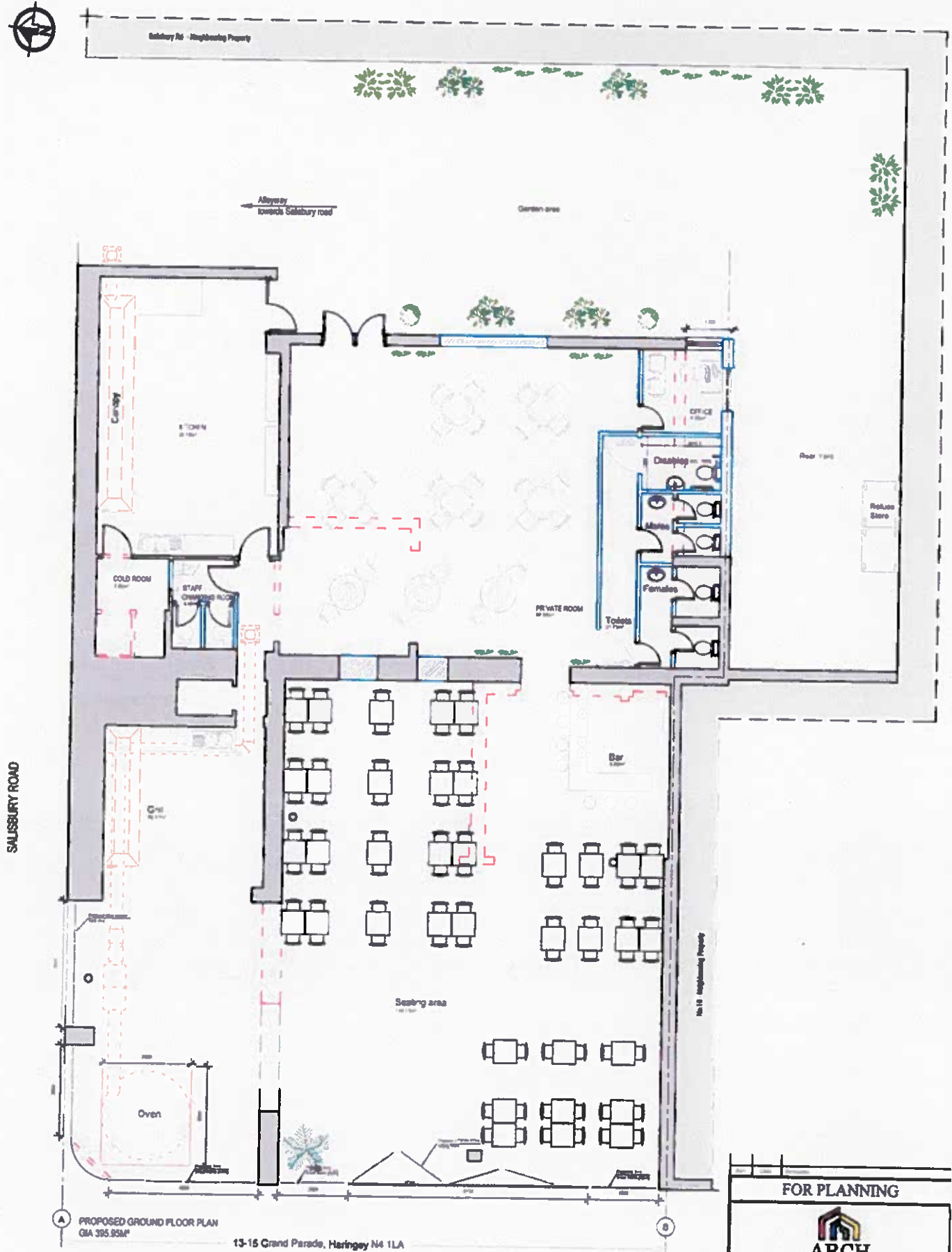
For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13) <i>DILEK KARAKAS</i>			
<i>164A WINCHMORE HILL ROAD</i>			
<i>LONDON</i>			
Post town	<i>LONDON</i>	Postcode	<i>N21 1QP</i>
Telephone number (if any)	<i>07917 351755</i>		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) <i>dkarakas82@hotmail.co.uk</i>			

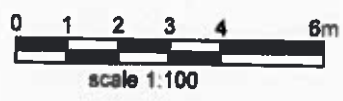
Notes for Guidance

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



PROPOSED GROUND FLOOR PLAN
GIA 395.95M²
13-15 Grand Parade, Haringey N4 1LA

WALLS / CEILINGS LEGEND:
 EXISTING WALLS / CEILINGS
 PROPOSED WALLS / CEILINGS
 WALLS / PARTITION TO BE REMOVED



Notes
 1- This drawing is not for construction
 2- All Dimensions are in millimeters
 3- Dimensions are not to be copied directly from drawings
 4- All dimensions are to be checked on site and the Architect is to be inform of any discrepancies before construction commences
 5- All references to drawings refer to current revision of that drawing
 6- The Copyright of this drawing belongs to Archid Ltd

FOR PLANNING



ARCH
 ARCHITECTURAL DESIGN STUDIO
 33B Grand Parade, Green Lanes,
 Haringey, London, N4 1LG
 T: 0208 809 2320 - 784241/537
 Web: www.archid.co.uk

Client: Mr Shivan Karim
 Project: 13-15 Grand Parade, Haringey N4 1LA
 Scale: 1:100@A3 Date: 06/2016
 Drawn By: NC Checked By: AEC
 Project No: 0657 Drawing No: A103
 Drawing Title: Proposed Floor Plan

Appendix 2- Copy of Representations

Responsible Authorities -2A

Anderson Chanel

From: Barrett Daliah
Sent: 16 March 2017 15:47
To: Licensing
Subject: FW: Application for a New Premises Licence: - Sira Vanadokya Restaurant, 13-15 Grand Parade, Tottenham, London, N4 1LA (WK/378295)

Valid rep below

Daliah Barrett
Licensing Team Leader



Haringey Council
6th Floor, 10 Station Road, London, N22 7TR

T. 020 8489 8232
daliah.barrett@haringey.gov.uk

www.haringey.gov.uk
[twitter@haringeycouncil](https://twitter.com/haringeycouncil)
facebook.com/haringeycouncil

Please consider the environment before printing this email.

From: Gumbo Fortune
Sent: 16 March 2017 15:29
To: Barrett Daliah
Subject: RE: Application for a New Premises Licence: - Sira Vanadokya Restaurant, 13-15 Grand Parade, Tottenham, London, N4 1LA (WK/378295)

Hi Daliah,

The comments from Planning are as follows:

The use of 13 – 15 Grand Parade as a restaurant/takeaway does not benefit from any planning permission, and it is unlikely that permission would be granted. The suggested hours in the application would result in unacceptable noise impact on the residential occupiers above AND would therefore not be acceptable.

Regards,

Fortune Gumbo | Acting Team Leader - Planning (East) & Enforcement

Development Management | Planning, Regeneration and Economy | Haringey Council
River Park House 225 High Road | London | N22 8HQ
Tel: 020 8489 5121 |
www.haringey.gov.uk

Please note the above opinion represents informal officer observation only, offered without prejudice to all future formal Council decisions and accompanying procedures.

Please help to save paper by not printing this email unless absolutely necessary.

Other Parties -2B

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.

Personal Details	
Name.....	<div style="border: 1px solid black; padding: 5px; text-align: center;"> HARINGEY COUNCIL LICENSING RECEIVED 11 APR 2017 </div>
Address....	
.....	
.....	
Postcode.....	

Licence application you wish to make a representation on
<i>You do not need to answer all of the questions in this section, but please give as much information as you can:</i>
Application Number.....
Name of Licensee... Hamsi London Ltd T/A Sira Vanadokya Restaurant
Name of Premises (if applicable)... Sira Vanadokya Restaurant
Premises Address (where the Licence will take effect).....
..... 13-15 Grand Parade, Green Lanes, London
Postcode... N4 1LA

Reason/s for representation
<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>
<i>Fill in reason/s for your representation in the space provided under each Licensing Objective it relates to.</i>

The Prevention of Crime and Disorder

From what I hear of this proposed new restaurant, its planning applications are far from above board and I am, frankly, surprised that they have come this far. Have you looked into them? I refer you to the comments and supporting evidence submitted to you by my Salisbury Road neighbour, Dr. Rosemary Leedham.

Public Safety

Salisbury Road is already blighted by grossly unjustifiable and dangerous levels of traffic, which the council is clearly not prepared to address. The endless, house-shaking noise and vibrations and the illegal levels of air pollution are more than enough for us to cope with. We simply do NOT need the added burden and public safety implications of late night revelers on our street.

The Prevention of Public Nuisance

I am not in principle opposed to a restaurant (though Green Lanes already has an abundance of fine restaurants), but if we really need another, why does it require a special late-night alcohol license? Such a license, if granted, is more than likely to lead, at the very least, to late night noise, if not downright drunkenness and public nuisance and disorder.

The Protection of Children from Harm

Several young children on Salisbury Road live close to the proposed restaurant. Any late night noise from the restaurant would be grossly unjust. Yes, Green Lanes is a busy trading street, but Salisbury Road is residential and should not be expected to put up with late night noise and possible disorder.

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

Signed:



Date: 10th April 2017

Please send completed form to:

Haringey Council Licensing Team
Alexandra House,
Level 6,
10 Station Road,
Wood Green
London, N22 7TR

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.

Personal Details
Name
Address
.....
Postcode

Licence application you wish to make a representation on
<i>You do not need to answer all of the questions in this section, but please give as much information as you can:</i>
Application Number.....
Name of Licensee HAMS London Limited T/A Sira Vanadokya Restaurant
Name of Premises (if applicable) Sira Vanadokya Restaurant.....
Premises Address (where the Licence will take effect) 13-15 Grand Parade, Green Lanes London.....
Postcode N4 1LA

Reason/s for representation
<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>
<i>Fill in reason/s for your representation in the space provided under each Licensing Objective it relates to.</i>

The Prevention of Crime and Disorder
Public Safety
The Prevention of Public Nuisance We are very concerned about long opening hours and anti-social behaviour, e.g. noise from people inside/leaving the restaurant (especially after alcohol) as late as 1:30am every night, litter on our street/gardens and resulting fox activity, odours and fumes from fires and smokers. If the restaurant back yard will be licensed, this could have a horrendous impact - noise, light, odours and smoking fumes could ruin the quality of life of local Grand Parade, Salisbury Rd and Kimberly Gdns residents'. It could be impossible to sleep/work/relax in our gardens and back rooms. Many residents have little children who could suffer.
The Protection of Children from Harm

I, Rosemary Leedham, hereby declare that all information I have submitted is true and correct.

Signed: _____

Date: 27th March 2017

Please send completed form to:

Haringey Council Licensing Team
Alexandra House,
Level 6,
10 Station Road,
Wood Green
London, N22 7TR



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.

Personal Details	
Name.....	<div style="border: 1px solid black; padding: 5px; text-align: center;"> HARINGEY COUNCIL LICENSING RECEIVED 29 MAR 2017 </div>
Address.....	
London.....	
.....	
.....	
Postcode.. ..	

Licence application you wish to make a representation on
<i>You do not need to answer all of the questions in this section, but please give as much information as you can:</i>
Application Number.....
Name of Licensee.....
Name of Premises (if applicable)..... Sira Vanadokya Restaurant
Premises Address (where the Licence will take effect).....
13-15 Grand Parade, Green Lanes,
London.....
.....
Postcode...N4 1LA.....

Reason/s for representation
<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>
<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</p> <p>Object to potential drunk customer in and around the premises late at night, the bar across the road (brouhaha) is already loud and disruptive</p>
<p>Public Safety</p> <p>The entrance to the restaurant is on the corner of 2 main roads, and directly in front of a crossing, which is a public safety concern.</p>
<p>The Prevention of Public Nuisance</p> <p>A late license will attract late night revellers who will cause noise and disruption to our homes.</p>
<p>The Protection of Children from Harm</p>

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

Signed: _____

Date: 28th MARCH 2011

Please send completed form to:

Haringey Council Licensing Team
Alexandra House,
Level 6,
10 Station Road,
Wood Green
London, N22 7TR

Applicants Response to Representations -2C

Anderson Chanel

From: Nilgun Canver [ncanver@gmail.com]
Sent: 21 April 2017 15:15
To: Licensing; Anderson Chanel
Cc: Barrett Daliah; Shah Noshaba
Subject: Resident Representation - Application for a New Premises Licence: - Sira Vanadokya Restaurant, 13-15 Grand Parade, Tottenham, London, N4 1LA

Dear Licensing,

In response to all 3 resident representation I would like to reiterate that several other premises on Grand Parade/Green Lanes are all open until 2am. In this case, The license applied for late night refreshment is requested for until 1.30am. The corner of Salisbury Road and Green Lanes is not different to any other (similarly at least 3 restaurants are at the corner of a side road and Green Lanes). The entrance to the restaurant is at the corner but more than a meter inward into the restaurant space. There will not be an issue of anyone coming in standing on the actual pavement.

The back yard is not for licensable activities as it includes emergency exits for the restaurant and two other neighbouring shops.

There is a proper lockable waste storage facility in that back yard and as my client prioritises residents' well being and wants to prevent noise nuisance at night time all waste will be collected in the morning after 8am.

Sira Vanadokya is a restaurant. It is NOT a club, pub or a bar. No one will be there just for drinking. All alcohol will always accompany food in and/or out of the premises. No alcohol will be sold without food.

There will be no live music.

My client, Ms. Dilek Karakas, the Director, is a personal license holder herself. She will be present at the premises full time. She will train other staff for them to be responsible in her absence. She will ensure that there is a member of staff who is dedicated to welcoming and sending off customers in an orderly fashion after 10pm on all busy days, most likely on Thursday, Friday, Saturday and Sundays.

No one will be allowed to drink outside.

The restaurant is refurbished meeting the requirements of the Council's and the landlord's building control regulations providing a proper sound insulation.

I can assure residents that Ms. Karakas will be available to any resident who'd like to raise any operational issue with her. They will be able to visit her in the restaurant.

The points on planning has already been covered elsewhere.

I hope this is helpful.

Kind regards,

Nilgun

Sent from my iPad

Ms. Nilgun Canver
Business Consultant

NC Consultancy
Public and European Affairs, Lobbying, Media and Public Relations, Project Management, Business Support, Stakeholder and Community Engagement

E-Mail: ncanver@gmail.com
Mobile: 07913333663
Twitter: @NilgunCanver

Appendix 3- Pool of Model Conditions

Model Conditions – Appendix 3

- No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
- Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
- Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
- Sales of alcohol for consumption off the premises shall only be supplied with, and ancillary to, a take-away meal.

- Customers will not be permitted to consume alcohol outside the premises
- A maximum of X persons would be permitted to use the smoking area to the rear of the premises at any one time and that it is a condition that no alcohol shall be consumed in the smoking area.
- The following conditions shall apply with respect to the management of noise / environmental nuisance at the premises:
- Signs shall be displayed in the external areas requesting patrons to recognise the residential nature of the area and conduct their behaviour accordingly. The management must reserve the right to ask patrons to move inside the premises or leave if it is felt that they could be disturbing neighbours.
- Deliveries and collections associated with the premises will be arranged between the hours of 0800 to 2000 so as to minimise the disturbance caused to the neighbours.
- Empty bottles and non-degradable refuse will remain in the premises at the end of trading hours and taken out to the refuse point at the start of the working day rather than at the end of trading when neighbours might be unduly disturbed.
- All plant and machinery is to be correctly maintained and regularly serviced to ensure that it is operating efficiently and with minimal disturbance to neighbours arising from noise.
- All ventilation and extraction systems shall be correctly maintained and regularly serviced to ensure that it is operating efficiently and with minimal disturbance to neighbours arising from odour.
- Illuminated external signage shall be switched off when the premise is closed.
- Security lights will be positioned to minimise light intrusion to nearby residential premises.

Report for: Licensing Sub Committee 11th May 2017

Item number:

Title: New Premises Application – THE HILLY KITCHEN, 96 ALEXANDRA PARK ROAD LONDON N10 2AE.

Report authorised by : Daliah Barrett-Licensing Team Leader – Regulatory Services.

Ward(s) affected: MH

Report for Key/
Non Key Decision: Not applicable

1. Describe the issue under consideration

- 1.1 This report relates to an application for a new licence submitted by N Coban Kartal at the above named premises. The application seeks the following:

Details of the application are as follows:

Late Night Refreshment
Monday to Sunday 2300 to 0130

Supply of Alcohol
Monday to Sunday 1100 to 0130

Supply of alcohol ON and OFF the premises

Hours open to the public
Monday to Sunday 0800 to 0200

To vary the layout of the premises in accordance with the plans submitted by the applicant.

To add Off Sales to the operation of the premises.

- 1.2 The application form and plan is attached as Appendix 1.

- 1.3 Representation have been received from:

Responsible Authorities –2A
Other Parties –2B
These are attached as Appendix 2

2 Recommendations

In considering the representations received and what is appropriate for the promotion of the licensing objectives, the steps the Sub-Committee can take are:

- Grant the application as requested
- Grant the application whilst imposing additional conditions and/or altering in any way the proposed operating schedule.

This page is intentionally left blank

- Exclude any licensable activities to which the application relates
- Reject the whole or part of the application

2.1 Members of the licensing sub committee are asked to note that they may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must be appropriate in order to promote the licensing objectives.

3. Background

3.1 The premises has applied for a variation to the existing premises licence to increase the floor space of the restaurant particularly in the basement area to allow for more booked functions to take place. The application also seeks the ability to do Off sales as well as ON sales and to increase hours to capture a later takeaway trade demand.

The premises has operated with a premises licence since June 2011 under the same licence holder.

3.2 During the consultation period representations were received from Enforcement Response, the Planning Service, the Metropolitan Police and other parties. Planning have advised that the premises would require planning permission and that the use of the basement was for storage and not for the seating of customers so change of use would be required from Planning also. The current planning permission permits the following: Hours of opening to 0800 to 12 midnight, 7 days a week including Bank Holidays. Use of basement area as ancillary to ground floor restaurant, this does not allow for the basement area to be used as a function room, which seems to be the aim of this variation. There has been a previous application to the Planning Service to have the basement use changed to that of a function room but this was refused and the basement was to be operated as a restaurant like the ground floor.

3.3 The applicants agent has accepted a condition in relation to the use of the external garden area agreeing to it use ceasing after 23:00. The word is very ambiguous but the application itself does not mention the garden area. If the use is to be for smoking the LSC may wish to consider conditions to limit the use and not have patrons permitted in this area to consume drinks at any time of the trading day. The LSC may also wish to restrict the hours of use to 22:00 throughout the week or earlier in the weekdays and Sunday evening.

3.4 Under the Act representations can be received from responsible authorities or other persons. Representations must be relevant and, in the case of another person, must not be frivolous or vexatious. There was a representation from three residents. The residents representations also highlight the fact that the premises does not have the correct planning permission at this time.

4. Policy Implications

4.1 The decision should be made with regard to the Secretary of the State's guidance and the Council's Statement of Licensing Policy under the Licensing Act 2003. Where the decision departs from either the Guidance or the Policy clear and cogent reasons must be given. Members should be aware that if such a departure is made the risk of appeal / challenge is increased.

4.2 Equalities Impact

At the time of writing this report there were no implications for equality and diversity. Any decision taken by the Licensing Sub-Committee will be in

accordance with the four licensing objectives as prescribed by the Licensing Act 2003.

5. Other considerations

5.1 Human Rights

While all Convention Rights must be considered, those which are of particular relevance to the application are:

- o Article 8 – Right to respect for private and family life.
- o Article 1 of the First Protocol – Protection of Property
- o Article 6(1) – Right to a fair hearing.
- o Article 10 – Freedom of Expression

6 Use of Appendices

Appendix 1- Application form

Appendix 2 – Copy of Representations

Background papers: Section 82 Guidance

Haringey Statement of Licensing policy



Haringey
Application to vary a premises licence
Licensing Act 2003

HARINGEY COUNCIL LICENSING RECEIVED 24 MAR 2017	NR/579287 For help contact licensing@haringey.gov.uk Telephone: 020 8489 8232
--	--

* required information

Section 1 of 17

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference	<input type="text" value="Not Currently In Use"/>	This is the unique reference for this application generated by the system.
Your reference	<input type="text" value="The Hilly Kitchen"/>	You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

- Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name	<input type="text" value="Nuran"/>
* Family name	<input type="text" value="Coban Kartal"/>
* E-mail	<input type="text" value="yuksel88@hotmail.co.uk"/>
Main telephone number	<input type="text"/>
Other telephone number	<input type="text"/>

Include country code.

Indicate here if the applicant would prefer not to be contacted by telephone

is the applicant:

- Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Address

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Other telephone number

Include country code.

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Your Address

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Address official correspondence should be sent to.

Section 2 of 17

APPLICATION DETAILS

Continued from previous page...

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.

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number

Are you able to provide a postal address, OS map reference or description of the premises?

Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Premises Contact Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 17

VARIATION

Do you want the proposed variation to have effect as soon as possible? Yes No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

Yes No

You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.

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

Describe Briefly The Nature Of The Proposed Variation

Continued from previous page...

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.

This is a Cafe/ Restaurant.

Please see attached plans. There are no changes to the ground floor apart from the plans being updated. The changes to the basement plans are; there has been table and chairs added for any private bookings or when there are no seats available on the ground floor.

We have also added off sales as-well as extending the hours due to delivery request.

The current license does not have many conditions attached, please see Section 16 of 17 of application for the proposed conditions.

Section 4 of 17**PROVISION OF PLAYS**

Will the schedule to provide plays be subject to change if this application to vary is successful?

Yes

No

Section 5 of 17**PROVISION OF FILMS**

Will the schedule to provide films be subject to change if this application to vary is successful?

Yes

No

Section 6 of 17**PROVISION OF INDOOR SPORTING EVENTS**

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

Yes

No

Section 7 of 17**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

Yes

No

Section 8 of 17**PROVISION OF LIVE MUSIC**

Will the schedule to provide live music be subject to change if this application to vary is successful?

Yes

No

Section 9 of 17**PROVISION OF RECORDED MUSIC**

Continued from previous page...

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

- Yes No

Section 10 of 17

PROVISION OF PERFORMANCES OF DANCE

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

- Yes No

Section 11 of 17

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

- Yes No

Section 12 of 17

PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

Provide 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.

Continued from previous page...

FRIDAY

Start 23:00

End 01:30

Start

End

SATURDAY

Start 23:00

End 01:30

Start

End

SUNDAY

Start 23:00

End 01:30

Start

End

Will the provision of late night refreshment take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

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.

N/A

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Non standard timings. Where the premises will be used for the provision of late night refreshment at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

Section 13 of 17

SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

- Yes No

Continued from previous page...

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide 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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption?

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Continued from previous page...

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

Section 14 of 17

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Provide 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 etc gambling machines etc.

N/A

Section 15 of 17

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide 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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

Continued from previous page...

SATURDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="02:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="02:00"/>
Start	<input type="text"/>	End	<input type="text"/>

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

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

N/A

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

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

Premises License summary is on the wall at the premises. We have paid for a new copy on 17/03/2017 and licensing team has emailed us a copy however we have kindly asked licensing team to not post as we will be submitting a vary application.

Section 16 of 17

LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

Continued from previous page...

Please see below

b) The prevention of crime and disorder

- 1) The premises licence holder shall ensure that the premises shall install and maintain a comprehensive CCTV system.
- 2) The premises licence holder shall ensure that the CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers are on the premises.
- 3) The premises licence holder shall ensure that all CCTV recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available following the reasonable request of Police or an authorised officer throughout the preceding 31 day period.
- 4) The premises licence holder shall ensure that a staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public.
- 5) At least one member of staff trained to operate the CCTV system and download images shall be on duty at all times the premises are open to the public. Footage be shown to the police and screenshots provided to the on request. Copies of downloaded images shall be provided to the police on a USB stick, CD in any case within 24hours of the request.
- 6) The premises licence holder shall ensure that in the event of its failure the CCTV system will be repaired as soon as practicable
- 7) Challenge 25 shall be operated as the proof of age policy.
- 8) Notices shall be displayed in the premises to advise patrons and staff that a 'Challenge 25' or similar scheme operates in the premises.
- 9) A Personal Licence holder or trained member of staff nominated in writing by the DPS shall be on duty at all times the premises are open to the public.
- 10) All staff who work serving customers shall be trained on challenge 25, acceptable proof. A refresher training given every 3months and written training records will be kept for each staff member. Training record produced to police and authorised council officers on request.
- 11) The premises licence holder shall ensure that any refusals of sale of age related products are recorded in a refusals log as soon as is reasonably practicable after the sale is refused. The log shall show:
 - the date and time of the event
 - the product(s) sought
 - the gender and approximate age of the customer
 - a description of the customerThe log shall be perused daily or weekly by all staff and initialled to this effect.
- 12) The premises licence holder shall ensure that an incident log shall be kept at the premises and made available on request to an authorised officer of the council or the Police which shall record the following:
 - any complaints received
 - violence by any person against another
 - any other criminal incidents
 - any visit by a relevant authority or emergency service

Continued from previous page...

- 13) Notice will be prominently displayed by the Entry/Exit door and point of sale advising customers;
- That CCTV & Challenge 25 are in operation
 - Of the permitted hours for licensable activities & the opening times of the premises
 - Not to drink in the streets
 - To respect residents, leave guilty, not to litter outside the premises or in the vicinity and to dispose of litter legally.
 - Contact number of premises licence holder
 - Contact details of local taxi offices.

c) Public safety

- 1) A fire risk assessment and emergency plan will be prepared and regularly reviewed. All staff will be receive appropriate fire safety training and refresher training.
- 2) The premises licence holder shall ensure that adequate first aid equipment and fire safety materials are available on the premises.

d) The prevention of public nuisance

- 1) The premises licence holder shall ensure that notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
- 2) The premises licence holder shall take all reasonable steps to ensure that any persons loitering outside the premises disperse quickly and do not congregate.
- 3) The premises licence holder shall ensure that there is no external disposal of refuse after 21:00 and before 08:00 daily and as far as possible to ensure deliveries are within those hours.
- 4) Staff shall routinely check the premises during opening hours to ensure they are clean and tidy and to ensure the frontage of the premises is swept at least once each trading day.
- 5) Any music played will be played at background level.
- 6) An incident book shall be kept at the premises and made available to the police or authorised council officers.
- 7) Rear garden shall be closed after 23:00 hours.

e) The protection of children from harm

- 1) Challenge 25 shall be operated as the proof of age policy.
- 2) A Personal Licence holder or trained member of staff nominated in writing by the DPS shall be on duty at all times the premises are open to the public.
- 3) All staff who work serving customers shall be trained on challenge 25, acceptable proof. A refresher training given every 3months and written training records will be kept for each staff member. Training record produced to police and authorised council officers on request.
- 4) No children under 16 after 23:00 unless with an adult over 18.
- 5) The premises licence holder shall ensure that any refusals of sale of age related products are recorded in a refusals log as

Continued from previous page...

soon as is reasonably practicable after the sale is refused

Section 17 of 17**PAYMENT DETAILS**

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card. Variation Fees are determined by the non domestic rateable value of the premises. To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £8700	£315.00
Band D - £87001 to £12500	£450.00*
Band E - £125001 and over	£635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

The following credit or debit cards are accepted in Haringey:

Maestro - Mastercard Debit - Mastercard Credit - Solo - Visa Credit - Visa Debit (formerly Delta) and Visa Electron

We cannot accept liability if payment is refused or declined by the card supplier.

Due to end of day processing, this service will not be available between 10pm and 11pm every weekday evening (Mon- Fri).

Users should note that any payments in process after the 10pm deadline need to be completed by 10.05pm

* Fee amount (£)

190.00

DECLARATION

* I/we understand 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.

Ticking this box indicates you have read and understood the above declaration

Continued from previous page...

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
 dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...

2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/haringey/change-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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

OFFICE USE ONLY

Applicant reference number

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

Payment authorisation date

Date and time submitted

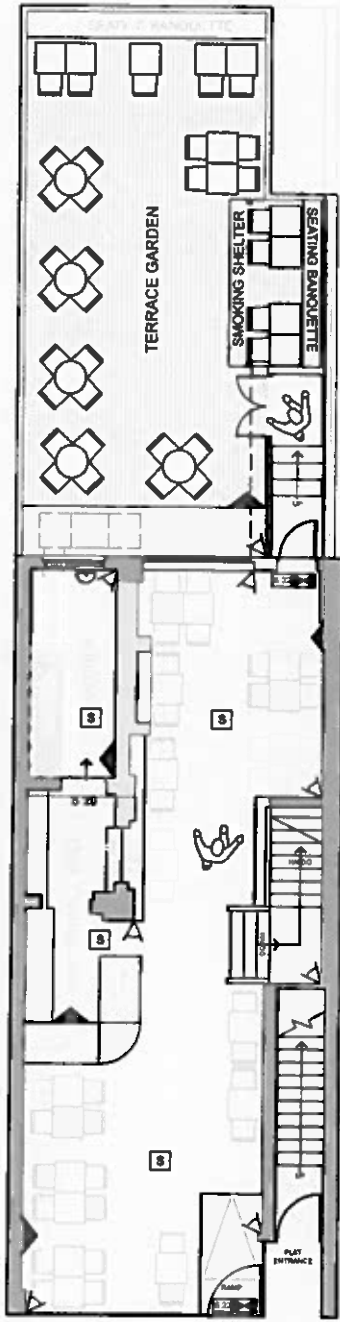
Approval deadline

Error message

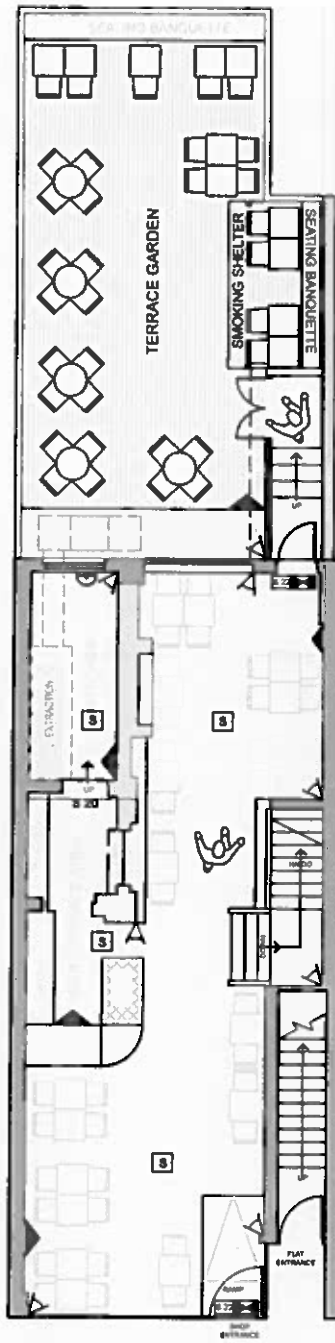
Is Digitally signed

< Previous 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 Next >

- LEGEND**
- WC AREA
 - FRIDGES
 - AMBIT OF LICENSED PREMISES
 - SAFETY LIGHTS
 - SMOKE DETECTOR
 - CCTV
 - FIRE ESCAPE KEEP CLEAR
 - INTERNALLY ILLUMINATED FIRE ESCAPE SIGN (BS 5286)
 - CARBON DIOXIDE FIRE EXTINGUISHER
 - 9 LT. WATER FIRE EXTINGUISHER
 - FAN



EXISTING GF PLAN



PROPOSED GF PLAN

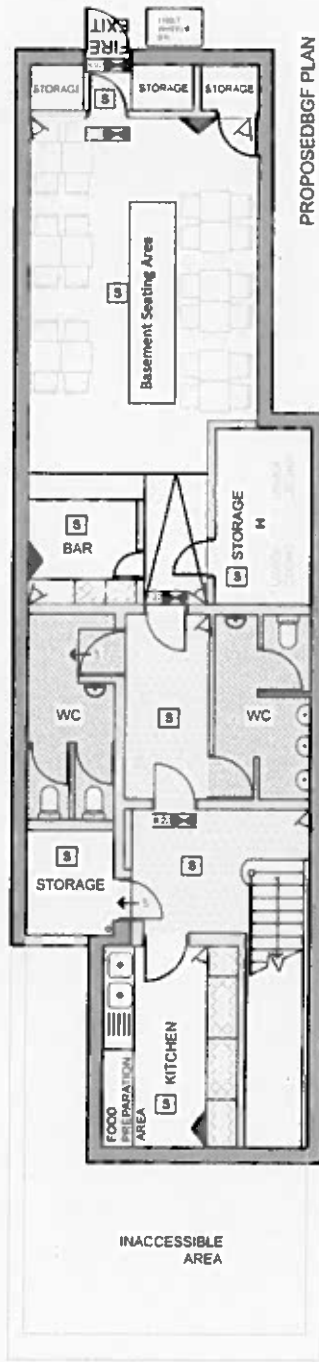
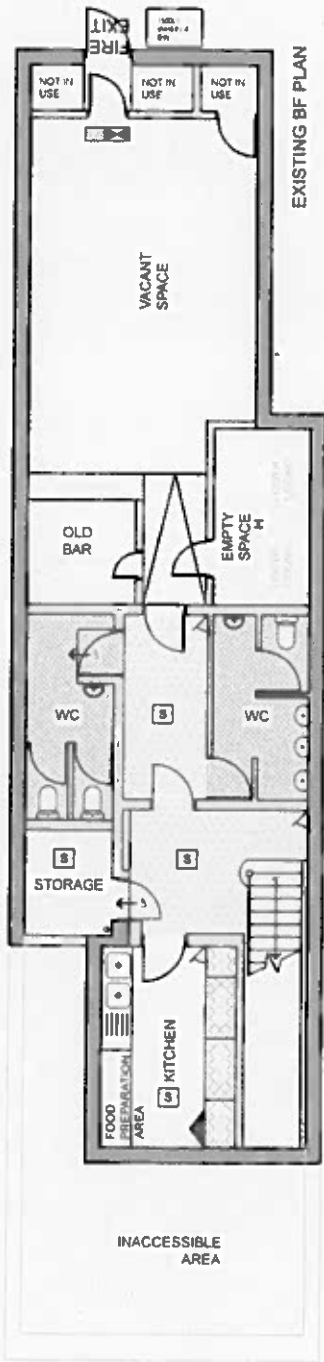
This drawing has been prepared from a survey drawing that was based on rough survey measurements that were taken for OUTLINE DESIGN PURPOSES ONLY, which is NOT likely to be as precise as a full measured survey. As a result, no warranty is to be given as to the accuracy of the dimensions shown on this drawing. While this drawing can be used as a basis for construction, it is VERY IMPORTANT that all the measurements on which it is based, it is VERY IMPORTANT that all dimensions are checked carefully before any work commences or any materials are ordered. If any discrepancies are noticed between the drawing and any other contract document then please contact the architect immediately.

HILLY'S KITCHEN

RevNo	Revision note	Date	Itemref	Quantity	Title/Name, designation, material, dimension etc	Reference
01	SITE SURVEY	01/03/2017	Designed by A.BARAN	Checked by ABD	Approved by - date 24/03/2017	Filename 96APR-JJ-01
			96 Alexandra Park Rd, N10 2AE		Date 24/03/2017	Date 24/03/2017
			GROUND FLOOR PLANS		Total Area XXsqm	Scale 1:100 @ A3
					Sheet 1/5	

LEGEND

- WC AREA
- FRIDGES
- AMBIT OF LICENSED PREMISES
- SAFETY LIGHTS
- SMOKE DETECTOR
- CCTV
- FIRE ESCAPE KEEP CLEAR
- INTERNALLY ILLUMINATED FIRE ESCAPE SIGN (BS 5266)
- CARBON DIOXIDE FIRE EXTINGUISHER
- 9 LT. WATER FIRE EXTINGUISHER
- FAN



This drawing has been prepared from a survey drawing that was based on rough survey measurements that were taken for OUTLINE DESIGN PURPOSES ONLY which it NOT likely to be as precise as full measured dimensions. The accuracy of the drawing is dependent on the accuracy of the measurements and the accuracy of the drawing. It is the responsibility of the client to ensure that the measurements are checked carefully before any work commences or any materials are ordered. If any discrepancies are noted between the drawing and any other contract document then please contact the architect immediately.

HILLY'S KITCHEN

RevNo	Revision note	Date	Itemref	Quantity	Title/Name, designation, material, dimension etc	Reference
01	SITE SURVEY	01/03/2017	Designed by A.BARAN	Checked by ABD	Approved by - date 24/03/2017	Filename 96APR-JJ-01
			96 Alexandra Park Rd, N10 2AE		Date 24/03/2017	Scale 1:100 @A3
			BASEMENT FLOOR PLANS		Total Area XXsqm	Sheet 2/5

Appendix 2- Representations

Appendix 2A- Responsible Authorities

Anderson Chanel

From: yuksel uyran [yuksel88@hotmail.co.uk]
Sent: 11 April 2017 09:49
To: Licensing
Subject: Re: Application to Vary a premises licence - The Hilly Kitchen, 96 Alexandra Park Road, Hornsey, London, N10 2AE

Dear Noshaba,

The condition proposed by Enforcement Response Team was a condition that we had already proposed within the application under **section 16 of 17**;

d) The prevention of public nuisance condition 7) Rear garden shall be closed after 23:00 hours.

Therefore my client is happy to accept the condition proposed by the Enforcement Response Team.

Please do not hesitate to contact me for any further information.

Many Thanks
Miss Yuksel Uyran
07961580285

From: Shah Noshaba <Noshaba.Shah@haringey.gov.uk> on behalf of Licensing <Licensing.Licensing@haringey.gov.uk>
Sent: 10 April 2017 08:56
To: yuksel uyran
Subject: Application to Vary a premises licence - The Hilly Kitchen, 96 Alexandra Park Road, Hornsey, London, N10 2AE

Dear Yuksel,

Please see attached representation from the Enforcement Response Team.

Please advise how you wish to proceed.

Kind Regards,

Noshaba Shah
Licensing Officer

Haringey
LONDON

Haringey London

Anderson Chanel

From: Oloyede Abiola
Sent: 29 March 2017 10:15
To: 'yuksel uyan'
Cc: Licensing
Subject: RE: PLANNING ENFORCEMENT REPRESENTATION- Application for a Variation of a Premises Licence: - The Hilly Kitchen, 96 Alexandra Park Road, Hornsey, London N10 2AE (WK/379287)

Dear Yuksel
Thank you for this update.

Kind Regards

Abiola

Abiola Oloyede

Principal Planning Enforcement Officer

Development Management | Planning, Regeneration and Economy | Haringey Council
River Park House 225 High Road | London | N22 8HQ

T. 020 8489 5593

M. 07870157838

E. abiola.loyede@haringey.gov.uk

www.haringey.gov.uk

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

facebook.com/haringeycouncil

 Please consider the environment before printing this email.

Please note that the above is an officer's opinion only and does not prejudice any decisions that the Council may take.



From: yuksel uyan [<mailto:yuksel88@hotmail.co.uk>]

Sent: 29 March 2017 09:45

To: Oloyede Abiola

Cc: Licensing

Subject: Re: PLANNING ENFORCEMENT REPRESENTATION- Application for a Variation of a Premises Licence: - The Hilly Kitchen, 96 Alexandra Park Road, Hornsey, London N10 2AE (WK/379287)

Dear Abiola Oloyede,

Ms Kartal was going to be submitting a planning application once the Premises Licence was granted however I can ensure that she will be submitting a planning application this week. I can also confirm that applicant will not be trading beyond the current hours or use the basement until a planning application has been granted.

Please do not hesitate to contact me for any further information.

Many Thanks

Miss Yuksel Uyran
07961580285

From: Anderson Chanel <Chanel.Anderson@haringey.gov.uk> on behalf of Licensing
<Licensing.Licensing@haringey.gov.uk>

Sent: 28 March 2017 17:09

To: yuksel uyran

Subject: PLANNING ENFORCEMENT REPRESENTATION- Application for a Variation of a Premises Licence: - The Hilly Kitchen, 96 Alexandra Park Road, Hornsey, London N10 2AE (WK/379287)

Dear Sir/Madam,

**RE: APPLICATION FOR A VARIATION OF A PREMISES LICENCE: - THE HILLY KITCHEN, 96 ALEXANDRA PARK ROAD, HORNSEY, LONDON N10 2AE (WK/379287)
- REPRESENTATION RECEIVED FROM PLANNING ENFORCEMENT.**

Please find below comments to the aforementioned application by Planning Enforcement

Please advise the course of action you wish to undertake in regards to this objection.

Kind regards

Chanel Anderson
Licensing Administrator



Licensing Team I

6th Floor | Alexandra House | 10 Station Road | Wood Green | London | N22 7TR

Tel: 020 8489 5544

chanel.anderson@haringey.gov.uk |

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

facebook.com/haringeycouncil

Please consider the environment before printing this email.

From: Oloyede Abiola

Sent: 28 March 2017 15:08

To: Licensing

Subject: RE: Application for a Variation of a Premises Licence: - The Hilly Kitchen, 96 Alexandra Park Road, Hornsey, London N10 2AE (WK/379287)

To Licensing:

with regards to this application please note that:-

1. The extension of its opening hours will require planning permission.

2. The use of the storage area for seating of customers will require planning permission.

Failure to obtain planning permission will result in enforcement action taken against any breach of planning substantiated.

Kind Regards

Abiola

Abiola Oloyede

Principal Planning Enforcement Officer

Development Management | Planning, Regeneration and Economy | Haringey Council

River Park House 225 High Road | London | N22 8HQ

Appendix 2B- Other Parties

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.

Personal Details
Name.....
Address.....
Postcode.....

Licence application you wish to make a representation on
<i>You do not need to answer all of the questions in this section, but please give as much information as you can:</i>
Application Number.....
Name of Licensee.....
Name of Premises (if applicable).....
Premises Address (where the Licence will take effect)..... The Hilly Kitchen 96 Alexandra Park Road Postcode..... N10 2AE

Reason/s for representation
<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>
<i>Fill in reason/s for your representation in the space provided under each Licensing Objective it relates to.</i>

The Prevention of Crime and Disorder

When this establishment was ELEMENTZ it was open for the hours as requested by the current application. Although different owners, our previous experience is that word soon gets around that drinks are available at premises such as this and it brings undesirable customers to a relatively dense residential area. Previous experience is that drinkers gather outside to smoke and also drink whilst sitting at the bus stop outside the Premises. Reference can be made to the Haringey Environmental Officers' reports for the period when ELEMENTZ had a similar licence.

Public Safety

At closing time large groups of customers will exit the premises causing a safety hazard by spreading across the road. There is no spare parking and passing trade used to come and park on the bus stop, forcing buses to double park when alighting or loading passengers.

The Prevention of Public Nuisance

When the front door of ELEMENTZ was opened, and because there is no second set of front doors the noise came directly to the front door of 101 Alexandra Park Road (opposite) every time someone either entered the premises or came out for a cigarette (usually ringing their beer with them). Noise was usually in excess of 80dB at our premises opposite

The Protection of Children from Harm

The area is in a catchment area of the local school and as a result many children will be asleep and woken up by customers when they enter and leave the premises.

I,.....,hearby declare that all information I have submitted is true and correct.

Signed: _____

Date: 20 April 2017

Please send completed form to:

Haringey Council Licensing Team
Alexandra House,
Level 6,
10 Station Road,
Wood Green
London, N22 7TR

Regards

Begin forwarded message:

From:

Date: 17 April 2017 at 22:33:36 BST

To: "licensing@haringey.gov.uk" <licensing@haringey.gov.uk>

Subject: Fwd: Ref: The Hilly Kitchen 96 Alexandra Park Road N10 2AE extended license application

Dear Sirs,

Ref: application to extend hours / use of adjacent building

My name is _____ recently purchaser and now resident of the flat next door to the above - our address being: _____ and have a 4 year old daughter.

This is an overwhelmingly residential area with distinctly quiet ambience / environment particularly after 18.30 which was one of the key attractions to us for this specific property - the proximity of our flat as per the attached photographs raises a number of concerns as follows:

Our daughter's bedroom overlooks the front of our flat onto Alexandra Park Road, with the Hilly Kitchen entrance located just below to the west means she will be exposed to any late night disturbances likely to arise from extended alcohol consumption / by the attraction of increased persons/groups - especially after 23.00 either loitering pre / post visiting the establishment.

In addition, the existing back garden terrace allows for a large amount of light into our dining room (evidence attached) and is also in close proximity. If left as it is (uncovered) the noise levels from extended hours visitors will directly affect our home. If there are plans to build some form of cover to soundproof the area, it will

- a) clearly not address sound being transmitted through the walls into the flat
- b) will directly affect the light into our dining room.

The alley way passing behind our row of buildings, i.e. behind Hilly Kitchen's garden has recently seen youths congregating possibly distributing, something that has appeared to cease in the last 2 months. We feel strongly against encouraging influx of late night drinkers to this particular area for reasons of safety and the potential return of these groups in their cars.

We did have a brief discussion with the applicant late last year where they assured us they would inform us of any decisions as they were at the time still planning. We have only become aware of this further development as we saw the blue notice in the door on Saturday 15th April.

We appreciate this is seen as commercial opportunity and should circumstances change substantially we can review our position but as it stands in light of the above, we must object to the extended hours of on & off alcohol service (selling alcohol to go will encourage traffic and noise levels even more).

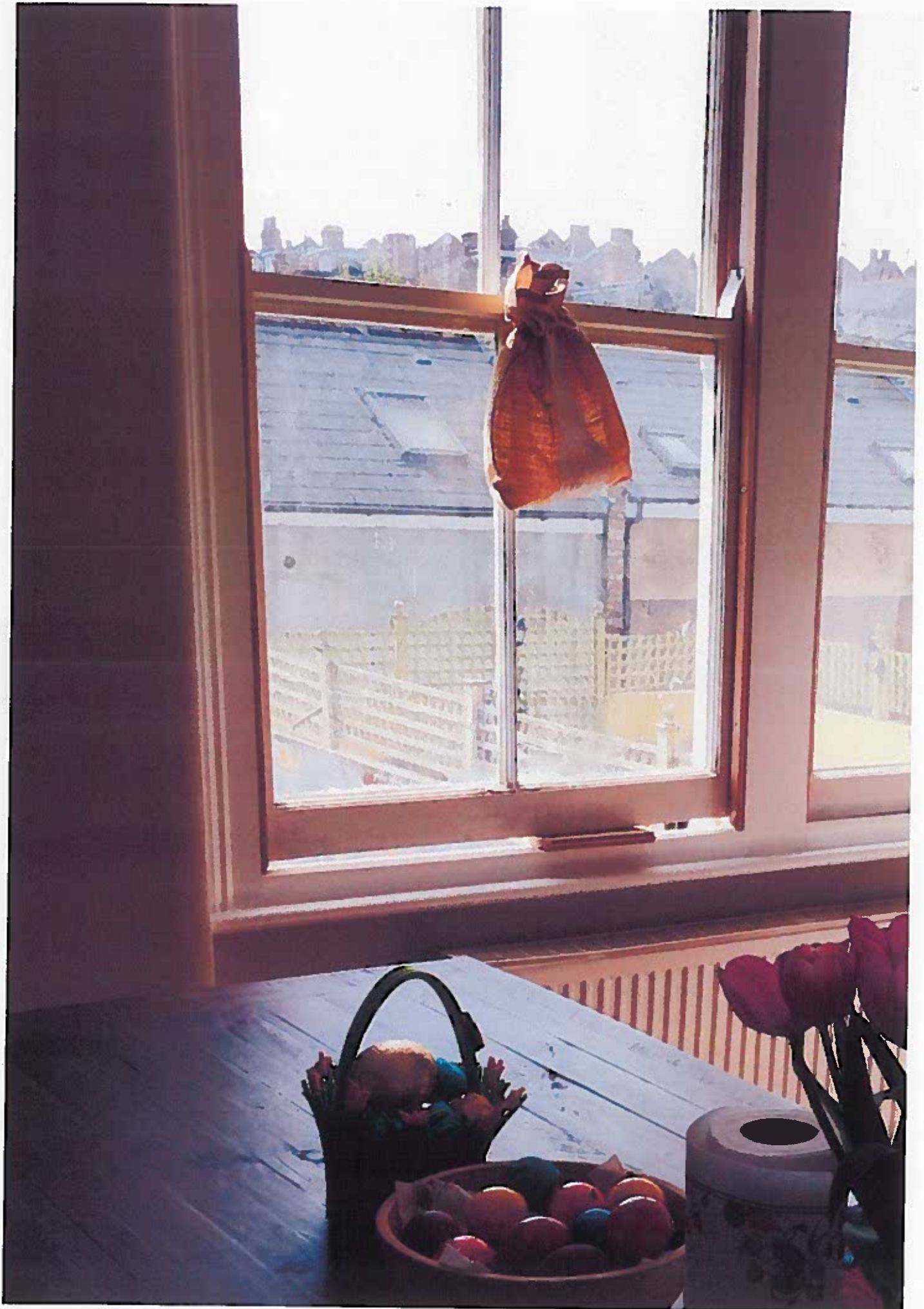
Kindest Regards,

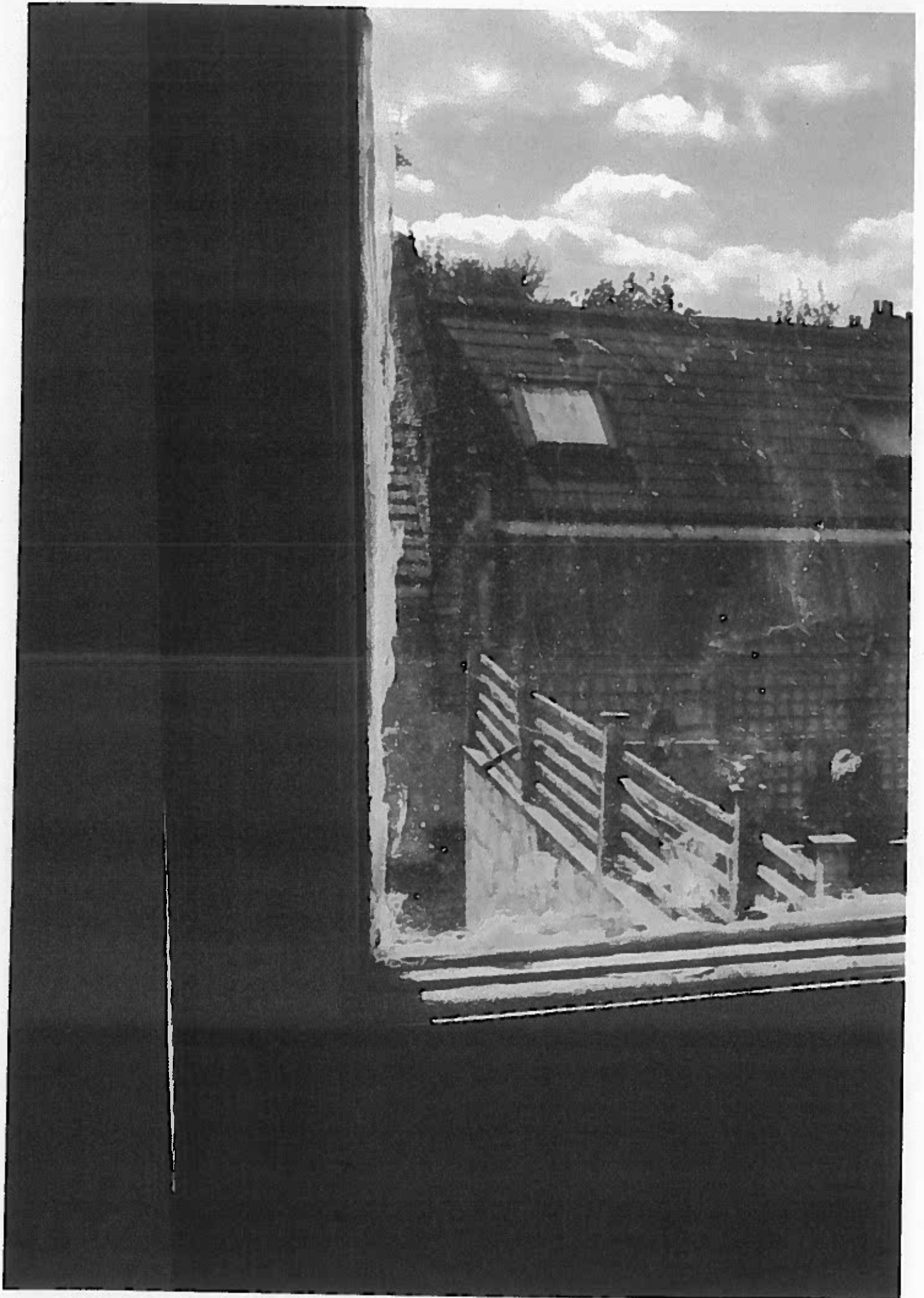












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Report for: Licensing Sub Committee 11th May 2017

Item number:

Title: APPLICATION FOR A PROVISIONAL STATEMENT – LA LUNNA,
462-464 MUSWELL HILL BROADWAY, HORNSEY, LONDON N10
1BS

Report authorised by : Daliah Barrett-Licensing Team Leader – Regulatory Services.

Ward(s) affected: MH

Report for Key/
Non Key Decision: Not applicable

1. Describe the issue under consideration

- 1.1 This report relates to a provisional statement application for changes being made to the above premises by the applicant Mr Ayhan Turhan. The Licensing Act 2003 enables the Licensing Committee to consider the granting of a provisional statement where representations are received from responsible authorities or interested parties.

Under the Licensing Act 2003, a person may apply for a Provisional Statement for premises which are being or are about to be constructed for the purposes of being used for one or more licensable activities, or are being or are about to be extended or otherwise altered for that purpose (whether or not they are already being used for that purpose). The Licensing Act 2003, gives the Licensing Committee the power to determine the application and provide a Provisional Statement. In determining the Provisional Statement Application the Licensing Committee must consider, on completion of the works as set out in the application, and taking into account the relevant representations whether it would grant a premises licence as set out in the provisional application. The Licensing Act 2003 also allows the Licensing Committee to consider whether it would refuse the grant of a premises licence as set out in the provisional application, or whether it would prescribe terms, conditions and or restrictions to the premises licence as set out in the provisional application. These conditions must relate to the four objectives of the Licensing Act 2003;

- prevention of crime and disorder
- public safety
- the prevention of public nuisance; and
- the protection of children from harm

Following the outcome of the committee hearing, all parties to the application have the right to appeal to the magistrates court within the period of 21 days beginning with the day on which the appellant was notified by the licensing authority of the decision appealed against.

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The application seeks the following:

Details of the application are as follows:

Late Night Refreshment
Monday to Sunday 2300 to 0130

Supply of Alcohol
Monday to Sunday 1100 to 0130

Supply of alcohol ON and OFF the premises

Hours open to the public
Monday to Sunday 0800 to 0200

To vary the layout of the premises in accordance with the plans submitted by the applicant to incorporate an additional shop unit to expand the restaurant space.

To add OFF sales to the operation of the premises.

1.2 The application form and plan is attached as Appendix A.
Appendix A1- Copy of current premises licence

1.3 Consultation has been carried out in accordance with the Licensing Act 2003. The application has been advertised in the form of a premises notice and a newspaper advertisement and the relevant responsible authorities have been consulted with.

Letters of representation have been received from interested 'Other' parties. The representations refer to:

Noise from customers using the outside areas of the premises

Noise from patrons leaving the premises

The representations are attached as Appendix B.

1.4 Representations have been received from Environmental Health regarding potential noise from customers arriving and leaving the premises and customers utilising the outside area.

The representation is attached as Appendix C.

Representation have been received from the Licensing Authority also see Appendix D.

2 Recommendations

In considering the representations received and what is appropriate for the promotion of the licensing objectives, the steps the Sub-Committee can take are:

- Grant the application as requested
- Grant the application whilst imposing additional conditions and/or altering in any way the proposed operating schedule.
- Exclude any licensable activities to which the application relates
- Reject the whole or part of the application

2.1 Members of the licensing sub committee are asked to note that they may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must be appropriate in order to promote the licensing objectives.

3. Background

3.1 The premises has applied for a provisional statement to increase the floor space of the

restaurant. The application also seeks the ability to do OFF sales as well as ON sales and to increase hours for licensable activity.

The premises has operated with a premises licence since August 2015 under the same licence holder.

3.2 During the consultation period representations were received from Enforcement Response, the Licensing Service, and other parties.

3.3 Under the Act representations can be received from responsible authorities or other persons. Representations must be relevant and, in the case of another person, must not be frivolous or vexatious. There was a representation from nine residents. The residents representations also highlight the fact that the premises does not have the correct planning permission at this time.

4. Policy Implications

4.1 The decision should be made with regard to the Secretary of the State's guidance and the Council's Statement of Licensing Policy under the Licensing Act 2003. Where the decision departs from either the Guidance or the Policy clear and cogent reasons must be given. Members should be aware that if such a departure is made the risk of appeal / challenge is increased.

4.2 Equalities impact

At the time of writing this report there were no implications for equality and diversity. Any decision taken by the Licensing Sub-Committee will be in accordance with the four licensing objectives as prescribed by the Licensing Act 2003.

5. Other considerations

5.1 Human Rights

While all Convention Rights must be considered, those which are of particular relevance to the application are:

- o Article 8 – Right to respect for private and family life.
- o Article 1 of the First Protocol – Protection of Property
- o Article 6(1) – Right to a fair hearing.
- o Article 10 – Freedom of Expression

6 Use of Appendices

Appendix A- Application form

Appendix A1- Current premises licence

Appendix B – Copy of Representations from residents

Appendix C- Enforcement Response representation

Appendix D- Licensing Authority Representation

Background papers: Section 82 Guidance
Haringey Statement of Licensing policy

Appendix A- Application Form



Haringey
Provisional statement
Licensing Act 2003

For help contact
 licensing@haringey.gov.uk
 Telephone: 020 8489 8232

* required information

Section 1 of 19

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

La Lunna

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

Mr Ayhan

* Family name

Turan

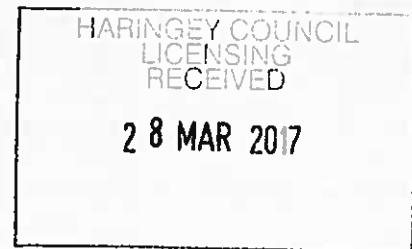
* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone



Is the applicant:

- Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Address

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Other telephone number

Include country code.

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

VAT number

Legal status

Your position in the business

Home country

If your business is registered, use its registered name.

Put "none" if you are not registered for VAT.

The country where the headquarters of your business is located.

*Continued from previous page...***Agent Registered Address**

Address registered with Companies House.

Building number or name	53
Street	Stoke Newington High Street
District	
City or town	London
County or administrative area	
Postcode	N16 8EL
Country	United Kingdom

Section 2 of 19**PREMISES DETAILS**

I/we, as named in section 1, apply for a provisional statement under section 29 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

Address OS map reference Description

Postal address of premises.

Building number or name	462-464
Street	Muswell Hill Broadway
District	Hornsey
City or town	London
County or administrative area	
Postcode	N10 1BS
Country	United Kingdom

Further Details

Telephone number	
Non-domestic rateable value of premises (£)	57,500

Section 3 of 19**APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company
- A partnership
- An unincorporated association
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales
- Other (for example a statutory corporation)

Confirm The Following:

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- I am making the application pursuant to a statutory function
- I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

Section 4 of 19**INDIVIDUAL APPLICANT DETAILS****Applicant Name**

Is the name the same as (or similar to) the details given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

Mr Ayhan

Family name

Turan

Is the applicant 18 years of age or older?

- Yes No

Continued from previous page...

Applicant Postal Address

Is the address the same as (or similar to) the address given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

E-mail

Telephone number

Other telephone number

What is your nature of interest in the premises?

Section 5 of 19

SCHEDULE OF WORK

Is the premises:

- About to be constructed
- Being extended or altered

Give details of the work and attach plans of the work being done or about to be done at the premises

The Premises Licence holder at 462 Muswell Hill Broadway secured tenancy at 464 Muswell Hill Broadway. He will be expanding his operation as shown on proposed plans.

Continued from previous page...

Give particulars of the premises to which the application relates. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where you are completing section 16 and 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.

Please refer to the plans enclosed.

Section 6 of 19

PROVISION OF PLAYS

Will you be providing plays?

Yes No

Section 7 of 19

PROVISION OF FILMS

Will you be providing films?

Yes No

Section 8 of 19

PROVISION OF INDOOR SPORTING EVENTS

Will you be providing indoor sporting events?

Yes No

Section 9 of 19

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will you be providing boxing or wrestling entertainments?

Yes No

Section 10 of 19

PROVISION OF LIVE MUSIC

Will you be providing live music?

Yes No

Section 11 of 19

PROVISION OF RECORDED MUSIC

Will you be providing recorded music?

Yes No

Section 12 of 19

PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

Yes No

Section 13 of 19

PROVISION OF ANYTHING SIMILAR TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Continued from previous page...

Will you be providing anything similar to live music, recorded music or performances of dance?

Yes No

Section 14 of 19

PROVISION OF LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

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.

Will the provision of late night refreshment take place indoors or outdoors or both?

Indoors Outdoors Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

Continued from previous page...

Give further details here

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.

N/A

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

Section 15 of 19

SUPPLY OF ALCOHOL

Will you be supplying alcohol?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

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.

Continued from previous page...

THURSDAY

Start 09:00

End 00:00

Start

End

FRIDAY

Start 09:00

End 01:30

Start

End

SATURDAY

Start 09:00

End 01:30

Start

End

SUNDAY

Start 09:00

End 00:00

Start

End

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

If you wish people to be able to consume alcohol on the premises, tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, tick 'off the premises'. If you wish people to be able to do both, tick 'both'

State any seasonal variations for the supply of alcohol

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

Section 16 of 19

ADULT ENTERTAINMENT

Please highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

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, gambling machines etc.

N/A

Continued from previous page...

Section 17 of 19

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

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.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Continued from previous page...

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

Section 18 of 19

LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

list below here steps you will take to promote all four licensing objectives together.

Please see below

b) The prevention of crime and disorder

1) A) A CCTV SYSTEM COVERING THE INTERIOR & EXTERIOR OF THE PREMISES WILL BE INSTALLED TO CURRENT METROPOLITAN POLICE / HOME OFFICE STANDARDS AND SHALL BE KEPT OPERATIONAL AT ALL TIMES THE PREMISES ARE OPEN TO THE PUBLIC.

B) IT SHALL BE CAPABLE OF TAKING A HEAD & SHOULDERS SHOT OF PERSONS ENTERING THE PREMISES, OF RECORDING IMAGES TO AN EVIDENTIAL STANDARD IN ANY LIGHT AND BE CAPABLE OF STORING IMAGES FOR A MINIMUM OF 31 DAYS.

C) ALL STAFF WHO MAY WORK FRONT OF HOUSE SHALL BE TRAINED TO OPERATE THE CCTV SYSTEM AND DOWNLOAD IMAGES.

D) AT LEAST ONE MEMBER OF STAFF TRAINED TO OPERATE THE CCTV SYSTEM & DOWNLOAD IMAGES SHALL BE ON DUTY AT ALL TIMES THE PREMISES ARE OPEN TO THE PUBLIC. FOOTAGE SHALL BE SHOWN TO THE POLICE AND SCREENSHOTS PROVIDED TO THEM ON REQUEST. COPIES OF DOWNLOADED IMAGES SHALL BE PROVIDED TO THE POLICE ON A USB STICK, CD OR OTHER ACCEPTABLE MEANS AS SOON AS POSSIBLE AND IN ANY CASE WITHIN 24 HOURS OF THE REQUEST

2) AN INCIDENT BOOK SHALL BE KEPT AT THE PREMISES, AND MADE AVAILABLE TO THE POLICE OR AUTHORISED COUNCIL OFFICERS, WHICH WILL RECORD THE FOLLOWING:

- A) ALL CRIMES REPORTED,
- B) LOST PROPERTY,
- C) ALL EJECTIONS OF CUSTOMERS,
- D) ANY COMPLAINTS RECEIVED,
- E) ANY INCIDENTS OF DISORDER,
- F) ANY SEIZURE OF DRUGS OR OFFENSIVE WEAPONS,
- G) ANY FAULTS IN THE CCTV,
- H) ANY VISIT BY A RELEVANT AUTHORITY OR EMERGENCY SERVICE

3) NOTICES WILL BE PROMINENTLY DISPLAYED BY THE ENTRY/ EXIT DOOR AND POINT OF SALE (AS APPROPRIATE) ADVISING CUSTOMERS:

- A) THAT CCTV ARE IN OPERATION;

Continued from previous page...

- B) OF THE PERMITTED HOURS FOR LICENSABLE ACTIVITIES & THE OPENING TIMES OF THE PREMISES;
- C) NOT TO LITTER;

c) Public safety

A FIRE RISK ASSESSMENT AND EMERGENCY PLAN WILL BE PREPARED AND REGULARLY REVIEWED. ALL STAFF WILL RECEIVE APPROPRIATE FIRE SAFETY TRAINING AND REFRESHER TRAINING.

d) The prevention of public nuisance

- 1) THE FRONT OF THE PREMISES SHALL BE KEPT TIDY AT ALL TIMES AND BE SWEEPED AT CLOSE.
- 2) RELEVANT NOTICES WILL BE PROMINENTLY DISPLAYED BY THE ENTRY/ EXIT DOOR
- 3) NO DELIVERIES WILL BE RECEIVED OR RUBBISH REMOVED FROM THE PREMISES BETWEEN 21.00 & 07.00.
- 4) AN INCIDENT BOOK SHALL BE KEPT AT THE PREMISES AND MADE AVAILABLE TO THE POLICE OR AUTHORISED COUNCIL OFFICERS
- 5) A PHONE NUMBER FOR THE PREMISES SHALL BE MADE AVAILABLE IF REQUIRED UPON REQUEST TO THE POLICE, ANY OTHER RESPONSIBLE AUTHORITY OR ANY LOCAL RESIDENT TO EXPRESS ANY CONCERNS CAUSED BY THE OPERATION OF THE PREMISES. ANY COMPLAINTS AND THE OUTCOME WILL BE RECORDED IN THE INCIDENT BOOK.

e) The protection of children from harm

- 1) CHALLENGE 25 SHALL BE OPERATED AS THE PROOF OF AGE POLICY AND ONLY A VALID PASSPORT, PHOTO DRIVING LICENCE, HM FORCES PHOTOGRAPHIC ID CARD OR PROOF OF AGE CARD WITH THE PASS LOGO OR HOLOGRAM ON IT MAY BE ACCEPTED AS PROOF OF AGE.
- 2) ALL REFUSALS OF THE SALE OF ALCOHOL SHALL BE RECORDED IN THE REFUSALS SECTION OF THE INCIDENT BOOK. THE INCIDENT BOOK SHALL BE KEPT AND PRODUCED TO POLICE & AUTHORISED COUNCIL OFFICERS ON REQUEST
- 3) ALL STAFF WHO WORK FRONT OF HOUSE WILL BE TRAINED FOR THEIR ROLE ON INDUCTION AND BE GIVEN REFRESHER TRAINING EVERY SIX MONTHS. WRITTEN TRAINING RECORDS WILL BE KEPT FOR EACH STAFF MEMBER AND BE PRODUCED TO POLICE & AUTHORISED COUNCIL OFFICERS ON REQUEST. TRAINING WILL INCLUDE IDENTIFYING PERSONS UNDER 25, MAKING A CHALLENGE, ACCEPTABLE PROOF OF AGE & CHECKING IT, MAKING & RECORDING A REFUSAL, AVOIDING CONFLICT & RESPONSIBLE ALCOHOL RETAILING.
- 4) WRITTEN TRAINING RECORDS WILL BE KEPT FOR ALL STAFF MEMBERS AND MADE AVAILABLE TO POLICE OR AUTHORISED COUNCIL OFFICERS ON REQUEST.

Section 19 of 19

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

This formality requires a fixed fee of £315

ATTACHMENTS

AUTHORITY POSTAL ADDRESS

Continued from previous page...

Address

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

DECLARATION

* I/we understand 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.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name	<input type="text"/>
* Capacity	<input type="text"/>
Date (dd/mm/yyyy)	<input type="text"/>

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/haringey/apply-2> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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

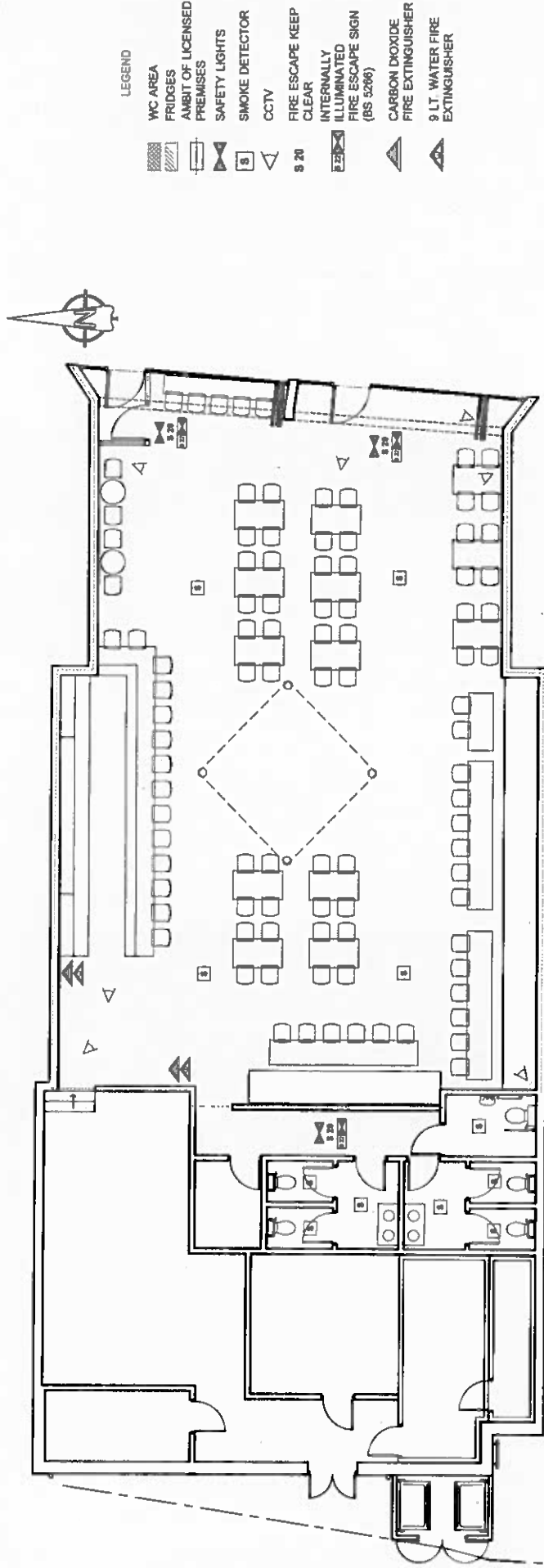
Schedule of Works

For 462-464 Muswell Hill Broadway, London N10 1BS

The applicant Mr Ayhan Turan currently has A3 Premises at 462 Muswell Hill Broadway. He recently acquired 464 Muswell Hill Broadway.

He has following schedule of works for amalgamation of 462-464 Muswell Hill

28 th March 2017	Exchange of the lease
30 th March 2017	Clearing up the previous tenants leftovers
1 st April 2017	Building extension at the rear site of 464 Muswell Hill to align the rear site to the 462 Muswell Hill
30 th April 2017	Demolishing party wall between 462 – 464 Muswell Hill and beam installation
15 th May 2017	Completion of electricity, gas, water works
20 th May 2017	Completion of Painting, Flooring
25 th May 2016	Completion of restaurant fittings
30 th May 2016	Opening



- LEGEND
- WC AREA
 - FRIDGES
 - AMBIT OF LICENSED PREMISES
 - SAFETY LIGHTS
 - SMOKE DETECTOR
 - CCTV
 - FIRE ESCAPE KEEP CLEAR
 - INTERNALLY ILLUMINATED FIRE ESCAPE SIGN (BS 5266)
 - CARBON DIOXIDE FIRE EXTINGUISHER
 - 9 LT. WATER FIRE EXTINGUISHER

NARTS 

Voice of Turkish & Kurdish Food Industry in Britain

85 Ruck, Brompton High Street, London W11 8JF
 Tel: 020 7241 9638 | Email: 02040144300 | www.narts.org.uk | info@narts.org.uk

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462 - 464 Muswell Hill		Rev/No	Revision note	Date
Proposed Ground Floor Plan				
Designed by EDE	Checked by MHR	Approved by - date 27/03/2017	Total Area 218 sqm	Sheet 1
			Scale 1:100 @A3	

Appendix A1- Copy of current premises licence

LICENSING ACT 2003
Sec 24

PREMISES LICENCE

Receipt: SELMS00002196

Premises Licence Number: LN/000014657

This Premises Licence has been issued by:

**The Licensing Authority, London Borough of Haringey,
Alexandra House, Level 6, 10 Station Road,
Wood Green London, N22 7TR**

Signature:.....

Date: 4th August 2015

Part 1 – PREMISES DETAILS

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

**LA LUNNA
462 MUSWELL HILL BROADWAY
HORNSEY
LONDON N10 1BS**

Telephone:

Where the Licence is time limited, the dates:

Not applicable

Licensable activities authorised by the Licence:

Supply of Alcohol

Late Night Refreshment

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

Supply of Alcohol

Monday to Sunday 0900 to 0000

Late Night Refreshment

Monday to Sunday 2300 to 0000

The opening hours of the premises:

Monday to Sunday 0900 to 0030

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

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

LICENSING ACT 2003
Sec 24

Part 2

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

Ayhan Turan
4 Dogan Terrace
Trinity Road
London
N22 8LB

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:

Ayhan Turan
4 Dogan Terrace
Trinity Road
London
N22 8LB

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: LN/000015119
Issued by: London Borough of Haringey

Annex 1 –Mandatory Conditions

1. 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.
2. Every supply of alcohol under the Premises Licence must be made, or authorised by a person who holds a Personal Licence.
3. (1) The responsible person must 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.
 - 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 in a manner which carries a significant risk of undermining a licensing objective;
 - 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 in a manner which carries a significant risk of undermining a licensing objective;
 - d) 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.
 - e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 - (2) The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

Annex 1 –Mandatory Conditions

- (3) 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 either:-
- (a) a holographic mark or
 - (b) an ultraviolet feature.
6. 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) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

Minimum Drinks Pricing

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
2. For the purposes of the condition set out in paragraph 1 –
- (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979
 - (b) “permitted price” is the price found by applying the formula –
$$P = D + (D \times V)$$
Where –
 - (i) P is the permitted price
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
 - (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence –
 - (i) The holder of the premises licence
 - (ii) The designated premises supervisor (if any) in respect of such a licence, or
 - (iii) The personal licence holder who makes or authorises a supply of alcohol under such a licence;

Annex 1 –Mandatory Conditions

- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
 - (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from the paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
 4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 – Conditions consistent with the Operating Schedule

THE PREVENTION OF CRIME AND DISORDER

A digital CCTV system will be installed in the premises.

Cameras must be sited to observe the entrance doors from the inside.

Cameras on the entrances must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification.

Cameras must be sited to cover all areas to which the public have access including any outside smoking areas.

Provide a linked record of the date, time of any image.

Provide good quality images - colour during opening times.

Have a monitor to review images and recorded quality.

Be regularly maintained to ensure continuous quality of image capture and retention.

Staff trained in operating CCTV.

Digital images must be kept for 31 days. The equipment must have a suitable export method, e.g. CD/DVD writer so that Police can make an evidential copy of the data they require. Copies must be available within a reasonable time to Police on request.

An incident log shall be kept at the premises, it will be in a hardback durable format handwritten at the time of the incident or as near to as is reasonable and made available on request to the Police, which will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received
- (d) any incidents of disorder
- (e) seizures of drugs or offensive weapons
- (f) any faults in the CCTV system
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

All records will be kept for a minimum of 12 months.

PUBLIC SAFETY

All staff will receive training in emergency and general safety precautions.

THE PREVENTION OF PUBLIC NUISANCE

All rubbish will be stored securely in a designated area or bin with a tight fitting lockable lid.

The footway will be cleared of any litter.

Prevention of nuisance from noise / vibration

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

The regulated entertainment licensable activity shall conclude 30 minutes before the premises is due to close to prevent excessive noise breakout as the premises empties

Annex 2 – Conditions consistent with the Operating Schedule

Structure borne noise

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

Sound limits

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

Outside Areas

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

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

Deliveries and collections

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

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

Plant and machinery

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

Dealing with complaints

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

Prevention of Nuisance from Odour

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

Prevention of nuisance from light

Illuminated external signage shall be switched off when the premises is closed

Security lights will be positioned to minimise light intrusion to nearby residential premises

THE PROTECTION OF CHILDREN

The premises will implement the 'Challenge 21' policy.

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

Annex 2 – Conditions consistent with the Operating Schedule

- A proof of age standard card system
- A citizen card, supported by the Home Office

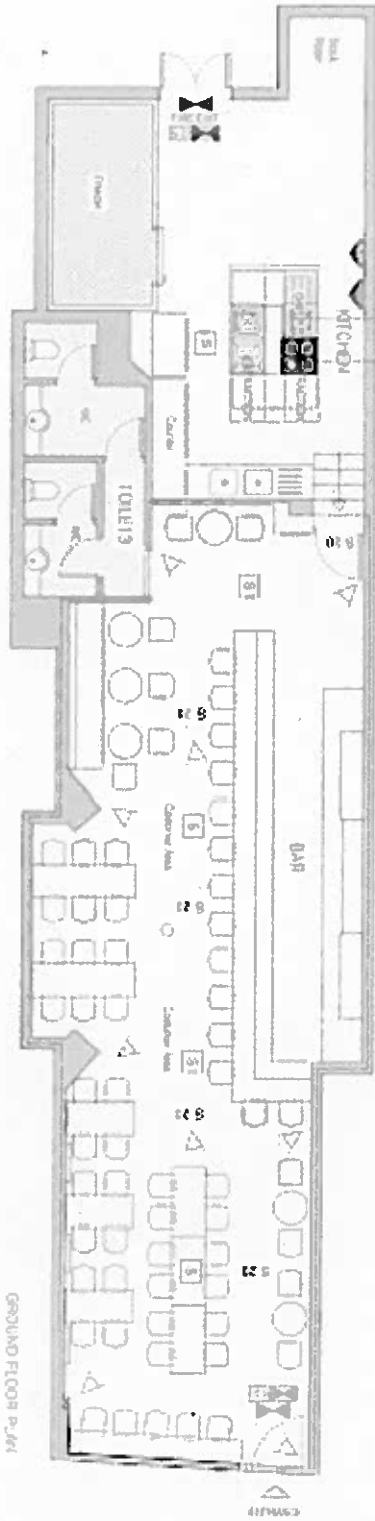
All staff will receive induction and refresher training at least every 3 months including alcohol sales and conditions of the premises licence.

Training records and written records of refused sales will be kept on the premises and made available to the Police and Licensing Authority upon request, such records will be kept for a minimum of 12 months.

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

Not applicable

Annex 4 – Plans

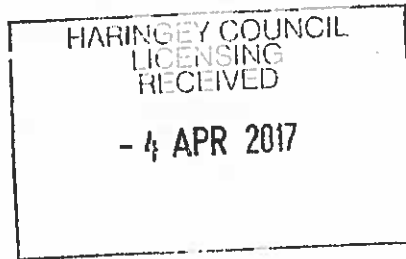


<p>LEGEND</p> <ul style="list-style-type: none"> VWC AREA FR CROSS AWRIL OF UNSEALD PREMISES SAFETY LIGHTS SMOKE DETECTOR CCTV FIRE ESCAPE KEEP CLEAR FURNITURE LUMINATED FINE ESCAPE SIGN (HS 235) LARGE SIGN FIRE EXTINGUISHER WATER FIRE EXTINGUISHER FAN 	
<p>Copyright/All rights reserved. Architect is the author of the content. No part of this document may be reproduced, stored in a retrieval system, or transmitted in any form or by any means, electronic, mechanical, photocopying, recording, or by any information storage and retrieval system, without the prior written permission of Leiberman Architects.</p> <p>Any signed dimensions to be taken any dimensions to be reported to, determine accuracy. More details out of drawing if any necessary.</p> <p>LEIBERMAN ARCHITECT</p> <p>Planning & Interior Design 4400 10th Ave SE Seattle, WA 98148 Phone: 206.461.1111 Fax: 206.461.1112</p>	
<p>Project: 0638 H 1</p> <p>Rev: 01</p> <p>Date: 01/10/2013</p> <p>Scale: 1/8" = 1'-0"</p>	<p>0638 H 1</p>

Appendix B- Copy of Representations from residents



Licencing Team
Level 6 Alexandra House
10 Station Road
Wood Green N22 7TR



Monday, April 03, 2017

Dear Sir/Madam

Re: Mr Ayhan Turan's application for an extended licence at La Luna
462-464 Muswell Hill Broadway.

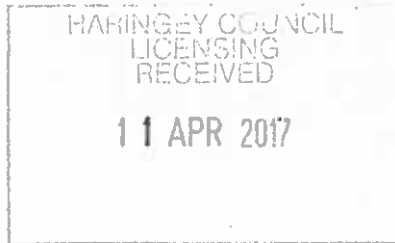
As a resident, I strongly object to the extended licence application for the above premises.

It will become somewhere to drink when the pubs are closed, with added noise on the street underneath our windows (I sleep in the room at the front)

I would urge you to take the residents needs into consideration

Yours faithfully





Licensing Team
Level 6, Alexandra House
10 Station Road
Wood Green
N22 7TR

April 8th 2017

Re: Application by Mr Ayhan Turan to extend licensing hours for La LLuna, 462-464 Muswell Hill Broadway, London, N10 1BS

To whom it may concern

I am writing to lodge my objection to the application by Mr Ayhan Turan to extend licensing hours for La Lluna at 462-464 Muswell Hill Broadway.

I live directly opposite 464 Muswell Hill Broadway (formerly Charlotte Murray Hairdressers) and believe that extending the licensing hours will have a detrimental affect on myself and my neighbours.

Living on a main road, I am used to ambient traffic noise, which is minimal after midnight anyway, but if the licensing hours are extended to 12.30 during the week and until 2.00 am on Friday and Saturday, the noise levels of people leaving the premises will be intolerable. Added to that will be minicabs and cars picking up people.

Already in the summer months, there are large groups of people congregated outside La Lluna smoking and chatting until closing time with all the noise attendant to that. (None of the other restaurants on this part of the Broadway have patrons who do this.) At the moment, this is tolerable but until 2.00am with people who have been drinking all evening would constitute unwarranted noise pollution.

This is a heavily residential part of Muswell Hill Broadway. As well as the flats directly above La Lluna and on either side, there is a block of ten houses opposite (where I live), again largely residential in use. People, myself included, bought or rented their property with the reasonable expectation that there wouldn't be a bar open to the early hours of the morning in the immediate vicinity.

One of the only other late night establishments in Muswell Hill Broadway, the Solitaire Bar (272 Muswell Hill Broadway,) does not have flats above it or next to it and is on the roundabout so doesn't have neighbours opposite either. It's also worth mentioning that this nightclub has had many incidences of anti-social behaviour, including a recent shooting, and it's not unreasonable to assume that these same problems will occur in a bar where alcohol is available until 1.30 am, especially if the Solitaire loses its license.

In the fourteen years since I've lived at my property, I have had several unpleasant incidents due to people under the influence of alcohol, which they have consumed elsewhere in Muswell Hill. For example, one night I was woken up by the Fire Brigade who were putting out a fire that someone had set in my recycling bin.

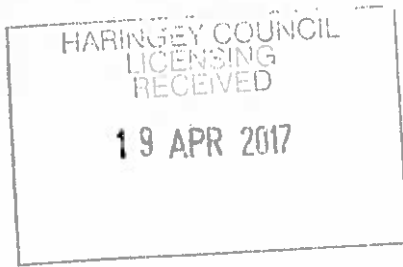
More recently, I had a drunk woman try to force her way into my flat at 10.30pm on a Saturday night to use the toilet. When I refused, she urinated in my neighbour's garden while the men she was with hurled abuse at me. (This was reported to the police via Twitter.)

I am very concerned that these sorts of incidents will escalate if the bar directly opposite me is able to serve alcohol for a longer time and that people will hang about in the immediate vicinity after La Lluna shuts. On the weekends this could be until 2.30 to 3.00 am with people talking, shrieking, fighting, cabs tooting their horns.

While I have lodged no objection to Mr Turan's application for change of use to 464 Muswell Hill Broadway from hairdresser to bar/restaurant and can put up with current licensing and opening hours, I really urge the licensing team to refuse this application.

I don't believe this is a suitable area for a late night bar (I doubt that many people would be using La Lluna to purchase food until 2.00am) and that it is no benefit to the neighbourhood. On the contrary, the noise levels and potential for anti-social behaviour will negatively impact our sleep and quality of life.

Yours faithfully



Licensing Team
Level 6, Alexandra House
10 Station Road
Wood Green
N22 7TR

11 April 2017

Re: Application by Mr Ayhan Turan to extend licensing hours for La Lluna, 462-464 Muswell Hill Broadway, London, N10 1BS

To whom it may concern

I am writing to lodge my objection to the application to extend licensing hours for La Lluna at 462-464 Muswell Hill Broadway.

I live at living directly above La Lluna at 462-464 Muswell Hill Broadway. Since La Lluna started operating, we have had on-going issues with the restaurant. These issues include:

- noise transmission from the restaurant
- noise from patrons outside of the restaurant (including anti-social behaviour)
- noise from the external mechanical ventilation/cooling systems
- odour from the restaurant (transmitting through the floor and from the mechanical services)
- a noticeable reduction in the fire resistance between the restaurant and our flat

We have had an on-going discussion, over the last two years, with the both the Freeholder, Chesterhill Investments Ltd, and the owners of the restaurant who had promised to undertake works to mitigate this. However, no works have occurred.

We have recently considered applying for a licence review to be carried out as the current operation of the restaurant is a nuisance to us. We have no issue with having a restaurant below us, however, request that mitigation works are carried out to address the issues listed above.

Noise transmission from the restaurant

During the refurbishment of the restaurant, works were carried out to the ceiling. On the first day of opening the noise transmission through the floor was very loud and very disturbing. The restaurant would play music from the opening hours sometimes past their closing time, up until 2am. Over the last two years the music was turned up almost every day to celebrate someone's birthday.

It should also be noted that it is not only music that can be heard, but also normal conversation, which means that even when the operating hours are finished we can clearly hear the restaurant being cleaned, or management having conversations, which has in the past kept us awake until 2am.

We regularly have to complain directly to the restaurant, requesting that they reduce the music levels. It is recommend that the Licensing Team request a copy of their complaints book, which under their licence they are obligated to have and update. If it does exist, and is actually updated, you will see the frequency of our complaints to them with regards to the noise. If they have not a kept records, a list of the complaints can be provided by myself.

When we do not see any positive response from the restaurant in regards to managing their noise levels, we call out the Haringey Council Enforcement Response. We have had Enforcement Response visit our property a number of times in the last two years. Different officers had different subjective opinions of whether the levels constituted noise nuisance. After nearly two years of visits to our premises, one Enforcement Response officer brought along a copy of the Licence Condition for La Luna (LN/000014657) which clearly states the following in Annex 2:

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

As music is clearly audible within our property, we feel that the restaurant does not comply with this condition.

The restaurant have recently had a Notice under Section 80 of the Environmental Protection Act 1990 served to them for noise nuisance.

I work as an acoustic consultant and have measured noise levels coming from the restaurant below. The noise levels range from L_{Aeq} 35-45 dB within the bedrooms. In new developments, the structure would be designed such that music transmission should not exceed L_{Aeq} 20-25 dB (*Institute of Acoustics Good Practice Guide on the Control of Noise from Pubs and Clubs 2003*). The current levels are approximately 15-20 dB higher than what would generally be recommended. Subjectively an increase of 10 dB is double the volume, and 20 dB would be four times the volume.

We are concerned that an extension in the operating hours would encourage people greater numbers to go to the restaurant late at night when the local pubs close. With an increase in the number of intoxicated patrons noise levels within the venue will significantly increase. It is likely that the restaurant would play music at a much higher volume such that it is audible above the increase hubbub.

We consistently have to get enforcement response out to deal with our complaints.

Any extension in the operating hours would not only stop us from being able to enjoy the use of our property but would also mean that Enforcement Response would need to be called out every weekend.

Noise from patrons outside of the restaurant (including anti-social behaviour)

During the evening particularly during the summer people congregate outside of the restaurant, either to eat out side or chat when they have finished their meals. There are also smokers who shelter in our entrance porch who drop cigarette butts and other rubbish in the porch. We currently see no management of these issues.

It should be noted that Muswell Hill Broadway is actually a quiet street past midnight, with infrequent traffic movement. Should the restaurant operate until 2am this would encourage people to this area once the pubs have closed. This will bring additional issues of noise from people congregating outside, smoking and cabs waiting around in the streets to pick people up.

If the operating times were to would run till 2am we would see many more people congregating outside of our property causing additional noise and litter.

Noise from the external mechanical ventilation/cooling systems

There are two items of plant that are associate with the restaurant, these include a kitchen extract fan and an item of heat rejection plant. The kitchen extract fan is located approximately 3m away from my bedroom window. The heat rejection plant is located approximately 5m away.

The kitchen extract fan operates from early in the morning till around closing time. The fan is mounted in such a way that it causes vibration that transmits into our structure which in turn causes additional noise within our apartment.

The heat rejection plant operates at continuously during the daytime and intermittently during the night.

I have undertaken measurements of the noise at my window. The results of the monitoring are shown graphically in Figure 1.

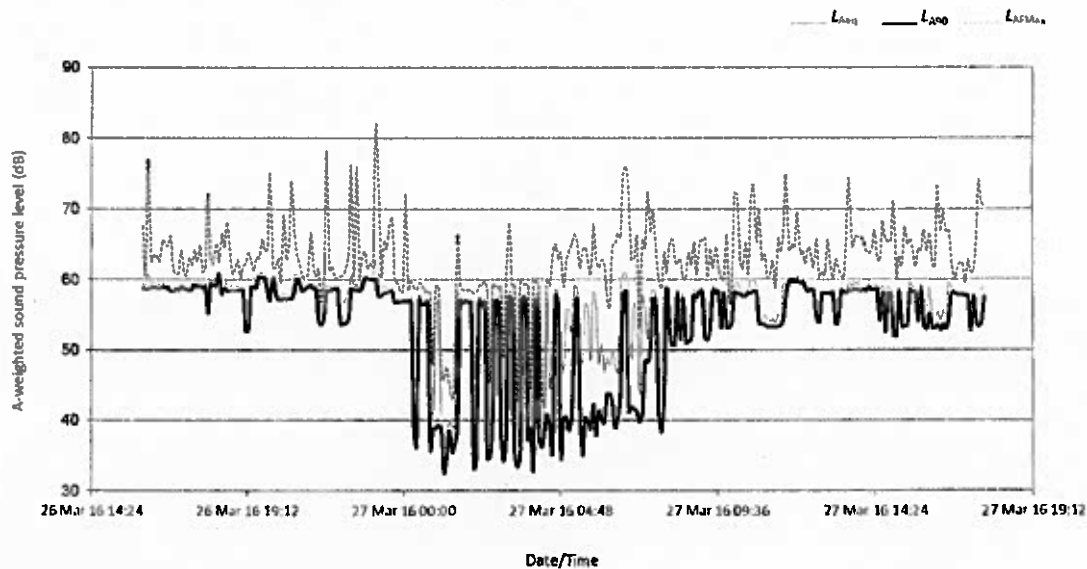


Figure 1 Results of unattended noise monitoring

When the plant is operating the noise levels at my window are around 58 dB(A), when the plant shuts off at night the background noise level is around 32-38 dB(A).

It can be seen during the night time that the heat rejection plant operates intermittently, switching on and off during the night.

If new items of plant were to be installed Haringey Council would require them to be such that they do not exceed 5 dB below the background noise level. Therefore, the plant would have to operate at 27 dB(A). In comparison the plant is approximately 30 dB louder than it should be. An assessment in accordance with British Standard 4142: 2014 *Methods for rating and assessing industrial and commercial sound* clearly indicates that the plant noise causes a significant adverse impact.

This issue and the measurements and assessment has been raised with the Restaurant owners, the Freeholder and Enforcement response, but to date we have had no success with regards to mitigating the noise.

Annex 2 of the Licence Condition for La Luna (LN/000014657) clearly states "All plant and machinery is correctly maintained and regularly serviced to ensure that it is operating efficiently and with minimal disturbance to neighbours arising from noise".

As the noise level is clearly causing a disturbance, we feel that the restaurant does not comply with this condition.

Odour from the restaurant (transmitting through the floor and from the mechanical services)

Some days when I return to my flat I can smell food odour. We have to air out our flat get rid of the smell. The restaurant kitchen extract fan, has ductwork that is not properly sealed, and is located in next to our bathroom window. We require this window to be open to provide purge ventilation of humidity control.

Annex 2 of the Licence Condition for La Luna (LN/000014657) clearly states "All ventilation and extraction systems shall be correctly maintained and regularly serviced to ensure that it is operating efficiently and with minimal disturbance to neighbours arising from odour".

As we are affected by odour from the cooking of food which requires us to have to air out our property, we feel that the restaurant does not comply with this condition.

A noticeable reduction in the fire resistance between the restaurant and our flat

As part of the works that were carried out the fire encasement of the structural beams was removed. Due to this we can feel draughts through parts of the floor. In the event of a fire we would be affected by smoke inhalation and the structure would have limited fire protection.

This issue has been reported to Haringey Council Building Control. The response from Building Control was that as they do not know what the condition of the fire resistance was prior to the refurbishment they are unwilling to require the restaurant to undertake any action

This is a significant life safety issue that no one wants to take responsibility for.

Summary

In summary, we are already experiencing on-going issues due to the refurbishment and the operation of La Lluna.

The restaurant does not even meet the requirements set out in the existing licence conditions.

Any extension in their operating hours would cause further nuisance for the reasons described above.

We would recommend instead of increasing their operating hours that the Licensing Team require the restaurant to undertake works to deal with the above issues and bring their operation in line with the current licence requirements. If this is not considered as part of this application, we will seek a separate licence review.

If you require any further information please let me know.

Regards

Tel

Email:

Subject: Objection to Planning/Licensing Approval La Lunna (462-465 Muswell Hill Broadway)

To whom it may concern (Licensing Team),

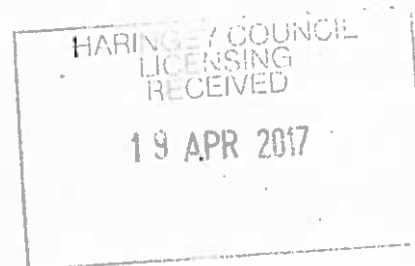
I would register my objection to the recent planning/Licensing applications submitted by Mr Ayhan Turan (La Lunna 462-464 Muswell Hill Broadway). My objections are two fold:

Extension of opening hours till 02:00. I believe this will have a disproportionate impact upon the peace of an already noisy road. I often have to work early mornings on Saturday and Sunday and the addition of a late licence to the property below will affect my sleep.

Extension of existing capacity of La Lunna, into newly vacated property. I believe the Broadway is already over-saturated with restaurants and an addition risks overwhelming the ability of existing services (waste removal etc).

I would encourage the council to reject the application.

Yours sincerely



Email:

Subject: Objection to Planning/Licensing Approval La Luna (462-465 Muswell Hill Broadway)

To whom it may concern (Licensing Team),

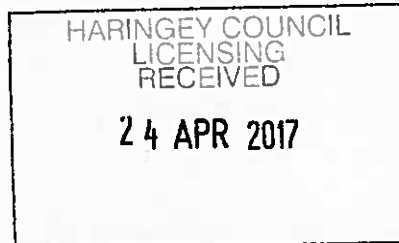
I would like to register my objection to the recent planning/Licensing applications submitted by Mr Ayhan Turan (La Lunna 462-464 Muswell Hill Broadway). My objections are two fold:

- Extension of opening hours till 02:00. I believe this will have a disproportionate impact upon the peace of an already noisy road. I often have to work early mornings on Saturday and Sunday and the addition of a late licence to the property below will affect my sleep.
- Extension of existing capacity of La Lunna, into newly vacated property. I believe the Broadway is already over-saturated with restaurants and an addition risks overwhelming the ability of existing services (waste removal etc).

I would encourage the council to reject the application.

Yours sincerely





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.

Personal Details

Name.....

.....

Address:-

.....

Postcode ..

Licence application you wish to make a representation on
You do not need to answer all of the questions in this section, but please give as much information as you can:

Application Number.....

Name of Licensee Ayhan Turan.

Name of Premises (if applicable) La Luna

Premises Address (where the Licence will take effect) 462-464

Muswell Hill Broadway

.....

Postcode N10 1BS

Reason/s for representation

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).

Fill in reason/s for your representation in the space provided under each Licensing Objective it relates to.

The Prevention of Crime and Disorder We are concerned that a late night drinking venue will attract disorderly behaviour.

Public Safety N/A

The Prevention of Public Nuisance We are very concerned of the impact of a late night venue on our road. Firstly the noise coming from the venue after midnight if it is turned into a late night bar. Secondly we are very worried about the noise and disturbance from late night revellers. We do not feel it is appropriate for a restaurant in a very residential area to have late night license. We object to La Luna being open till 02:00 on Fridays and Saturdays.

The Protection of Children from Harm

I, _____, hereby declare that all information I have submitted is true and correct.

Signed: MPost CLGraham

Date: 24-04-2017

Please send completed form to:
Haringey Council Licensing Team
Alexandra House,
Level 6, 10 Station Road,
Wood Green
London, N22 7TR

Mobile

• Email

Licensing Team
Level 6, Alexandra House
10 Station Road
Wood Green
N22 7TR
licensing@haringey.gov.uk

24/04/2017

Dear Sir/Madam

**Ref: Application by Mr Ayhan Turan to extend licensing hours for La LLuna, 462-464
Muswell Hill Broadway, London, N10 1BS**

I am writing to object to the application to extend licensing hours for La Lluna at 462-464 Muswell Hill Broadway. I live at no [REDACTED]
We have experienced over the last 2 years noise nuisance until late at night. The ceiling has not been properly sound and fire insulated (please note that we are Architects) and despite several requests, this has been ignored by the restaurant owner. The sound transmission reaches up to the 2nd floor and has kept us awake until 2am in the morning.

The La Lluna is more a bar than a restaurant and it will attract more people who wish to continue drinking into the early hours of the morning. It will likely impact negatively on the whole area with more drunken behaviour. We had the following nuisances in our recessed entrance porch which is adjacent to La Luna:

- The entrance porch is used for smoking and as an ashtray
- We have found 4 times vomit on the floor which we had to clean up
- One evening we came home at 11.30pm (La Lluna was still open) we have found a couple having sex in our entrance porch

A bar which is open until late night/ early morning is not suitable for a residential area.

For the reasons above I strongly object to extend the licencing hours.

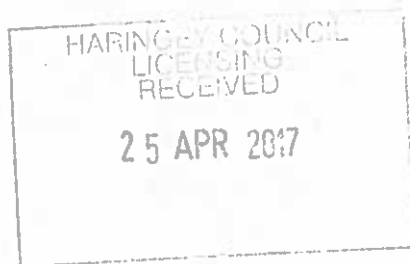
Yours sincerely

[REDACTED]

Tel [REDACTED]
Mob [REDACTED]

24th April 2017

The Licensing Team
Level 6 Alexandra House
10 Station Road
Wood Green
London N22 7TR



Dear Licensing Team,

Application of Mr Ayhan Turan for the premises known as

La Lluna, 462-464 Muswell Hill Broadway, London N10 1BS

Sale of Alcohol for consumption on the premise

Sunday to Thursday from 09:00 to 00:00

Friday and Saturday from 09:00 to 01:30 on the following morning

Late night refreshment

Sunday to Thursday from 09:00 to 00:30

Friday and Saturday from 09:00 to 02:00

I would like to object to the extension of La Lluna's opening hours from the existing 11pm during the week and midnight on Fridays and Saturdays because of the likely increase in noise nuisance. I do not object to the earlier hour of 9am each day.

There are residential flats above the shops and restaurants along our stretch of the Broadway and residential houses opposite. My bedroom is above Keats Estate Agents at the junction of the Broadway, Colney Hatch Lane and Muswell Road, facing on to an area with free parking in the evenings and overlooking a corner where groups of people stop to chat before going their different ways. I've learned, over forty years, to blot out the sounds of traffic but even normal conversations carry remarkably well at night. This problem will presumably be greater for those living closer to La Lluna, with customers congregating on the pavement outside as they arrive and leave and people coming out to smoke. There are also bedrooms overlooking the rear of the premises.

In addition, the entrance porches to the flats, mine included, are likely to receive further gifts of cigarette ends and urine.

Yours sincerely,

[REDACTED SIGNATURE]



RUNWOOD HOMES

SENIOR LIVING

Your care in our hands

COUNCIL
LICENSING
RECEIVED

25 APR 2017

22/04/2017

Dear Licensing Team,

We write to object to the application made by the restaurant/bar La Luna on 462-464 Maxwell Hill Broadway.

We do not object to extending it to the ground floor of the shop unit adjacent which was recently vacated by a hairdresser.

We do object to extending it's opening hours till past midnight. We are very concerned about the noise caused by late night patrons and activity on our street at this time of the night.

We are concerned that a late night licence will attract people who want to primarily drink and this will cause activity which we feel is not appropriate for such a residential area.



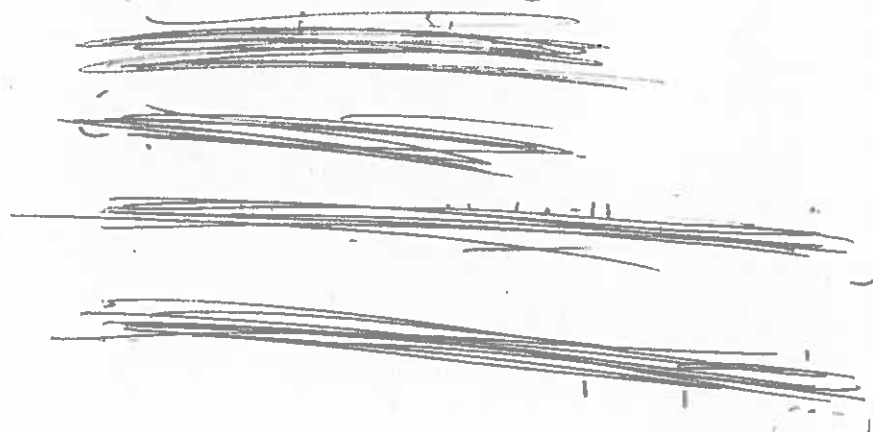
INVESTOR IN PEOPLE



We understood La Luna to be primarily a restaurant, but will it serve food to this late too? And we are also worried about music played loudly at the venue till 02:00. Again we do not feel this is appropriate for the area and its immediate residents.

In summary: we object to the application of a late licence on Friday and Saturday due to concerns about the noise coming from the venue after midnight and crowds that will be attracted to a late night venue and the noise they will make on our street.

Yours sincerely,



Anderson Chanel

From:
Sent: 29 March 2017 23:31
To: Licensing; Michael Hickey; jb1471@gmail.com
Subject: 462-464 Muswell Hill Broadway Provisional Statement application comments

Categories: Purple Category

To whom this concerns,

My name is _____ and I live at _____. I have recently found out that the restaurant 'La Lluna' at 462-464 Muswell Hill Broadway is looking to extend their opening hours from midnight till 2am on Saturdays. I am one of the residents who live above the restaurant.

Since the renovation of 462 Muswell Hill Broadway and the opening of La Lluna in July 2015, we have had continuous issues with La Lluna. These issues include:

- noise transmission from the restaurant
- noise from patrons outside of the restaurant (including anti-social behaviour)
- noise from the external mechanical ventilation/cooling systems
- odour from the restaurant (transmitting through the floor and from the mechanical services)
- a noticeable reduction in the fire resistance between the restaurant and our flat

We have had ongoing discussion, over the last two years, with the both the Freeholder, Chesterhill Investments Ltd, and the owners of the restaurant who had promised to undertake works to mitigate some of the above. However, no works have occurred to date.

We have recently considered applying for a licence review to be carried out as the current operation of the restaurant is causing us constant nuisance. We have no issue with having a restaurant below us, however, we request that mitigation works are carried out to address the issues listed above and that the operating hours are not extended.

Noise transmission from the restaurant

During the refurbishment of the restaurant, works were carried out to the ceiling, including removal of parts of the ceiling and reinstatement of a visual ceiling. On the first day of opening the noise transmission through the floor was very loud and very disturbing. The restaurant would play music from the opening hours to past their closing time, on some occasions up until 2am. We used to hear the music turn up every day when they would play music for someone's birthday. They have tried recently to control the levels of music, but even tonight I have had to tell them to turn it down.

It should also be noted that it is not only music that can be heard, but conversation. Which means that even when the operating hours are finished we can clearly hear the restaurant being cleaned, or management having conversations, which has in the past kept us awake till 2am. Prior to the La Lluna refurbishment we were not able to hear conversation from the operation of the previous restaurant. This shows the poor level of sound insulation that has resulted due to the La Lluna refurbishment.

We have Enforcement Response visit our property a number of times in the last two years. Different officers had different opinions as to where the levels constituted a noise nuisance, and depending on the time of the visit. After nearly two years one officer finally brought along a copy of the Licence Condition for La Luna (LN/000014657) which clearly states the following in Annex 2, "*The licensee shall ensure that no music played in the licensed premises is audible at or within the site boundary of any residential property*". We have recently had a Notice under Section 80 of the Environmental Protection Act 1990 served against them for noise nuisance observed at 23:30. It is recommended that you consult with Enforcement Response to get a history of the complaints.

I work as an acoustic consultant and have objectively measured noise levels coming from the restaurant below. The noise levels range from L_{Aeq} 35-45 dB(A) within the bedrooms, this is approximately 15-20 dB higher than what would generally be recommended for a new development to significantly reduce the likelihood of noise nuisance. Subjectively an increase of 10 dB is double the volume, and 20 dB would be four times the volume.

We cannot sleep while the restaurant is operating and have to wait till at least 30 minutes after the closing time till we can actually sleep.

We are also concerned that the late night hours would further encourage people to go to the restaurant late at night after the pubs close, with a large number of intoxicated patrons visiting which would further increase level of noise generated within the space. The restaurant would then likely play music at a much higher volume. In all this proposal is not be acceptable!

We consistently have to get enforcement response out to deal with our complaints. Any extension in the operating hours would not only stop us from being able to enjoy the use of our property but would also mean that Enforcement Response would need to be called out every weekend.

Noise from patrons outside of the restaurant (including anti-social behaviour)

During the evening particularly during the summer people congregate outside of the restaurant, either to eat out side or chat when they have finished their meals. There are also smokers who shelter in our entrance porch dumping cigarette butts and other rubbish in the porch. We currently see no management of these issues.

If the operating times were to would run till 2am we would see many more people congregating outside of our property causing additional noise and litter. This would not be acceptable.

Noise from the external mechanical ventilation/cooling systems

There are two items of plant that are associate with the restaurant, these include a kitchen extract fan and an item of heat rejection plant. The kitchen extract fan is located approximately 3m away from by bedroom window. The heat rejection plant is located approximately 5m away.

The kitchen extract fan operates from early in the morning till around closing time. The fan is mounted in such a way that it causes vibration that transmits into our structure which in turn causes additional noise within our apartment.

The heat rejection plant operates at continuously during the daytime and intermittently during the night.

When the plant is operating the noise levels at my window are around 58 dB(A), when the plant shuts off at night the background noise level is around 32-38 dB(A). If new items of plant were to be installed Haringey Council would require them to be such that they do not exceed 5 dB below the lowest measured background noise level. Therefore, the plant would have to operate at 27 dB(A). In comparison the plant is approximately 30 dB louder than it should be. This has been pointed out to the Restaurant owners, the Freeholder and Enforcement response but we have had no success in regards to mitigating the noise.

Annex 2 of the Licence Condition for La Luna (LN/000014657) which clearly states "*All plant and machinery is correctly maintained and regularly serviced to ensure that it is operating efficiently and with minimal disturbance to neighbours arising from noise*". As the noise level is clearly causing a disturbance, with reference to BS4142: *Methods for rating and assessing industrial and commercial sound*, we feel that the restaurant does not comply with this condition.

Odour from the restaurant (transmitting through the floor and from the mechanical services)

Some days when I come back to our flat I can smell food odour. We have to air our flat to rid our flat of these smells. The kitchen extract fan which has ductwork that is not properly sealed in next to our bathroom window that we require to stay open for purge ventilation of humidity.

Annex 2 of the Licence Condition for La Luna (LN/000014657) which clearly states "All ventilation and extraction systems shall be correctly maintained and regularly serviced to ensure that it is operating efficiently and with minimal disturbance to neighbours arising from odour". As we are affected by odour from the cooking of food which requires us to have to air out our property, we feel that the restaurant does not comply with this condition.

A noticeable reduction in the fire resistance between the restaurant and our flat

As part of the works that were carried out the fire encasement of the structural beams was removed. We can also feel draughts through parts of the floor. In the event of a fire we would be affected by smoke inhalation and the structure would have limited fire protection. This has been reported to Haringey Council Building Control, but they said that as they do not know what the previous condition was they are unwilling to act on the current conditions. This is a significant health and safety issue.

Summary

-

We are already experiencing ongoing issues with La Luna, who are not even abiding by the current licence conditions imposed on them. Any extension in their operating hours would cause further nuisance for the reasons described above.

We would recommend that you also request a copy of their complaints book, which under their Licence they are obligated to have and update. If it exists and is updated you will see the frequency of our complaints to them with regards to the noise. If they have not kept records these can be provided by myself.

We would recommend instead of increasing their operating hours that they are required to undertake works to deal with the above issues and bring their operation in line with the licence requirements. If this is not considered as part of this application, we will request a separate licence review.

I would like to request that someone replies to this email to acknowledge that the email has been received and past to the relevant persons.

If you require any further information or have any comments please let me know.

Regards

Appendix C- Representations from Environmental Health

Licensing Consultation

To: Licensing Officer

From: Enforcement Response Officer (Noise)

Name of Officer preparing representation: George Roberts

Our Reference: WK/000379588

Date: 25th April 2017

Premises: La Lunna, 462-464 Muswell Hill Broadway, Hornsey, London, N10 1BS

Type of application: Provisional Statement

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

- airborne entertainment noise
- Structure borne noise or vibrations from entertainment
- Noise generated by patrons in external areas of the premises
- Noise from patrons exiting the premises
- Noise from plant and machinery
- Cooking odour

Supporting Information

Date reported & time	Subject	Observations & Time	Outcome	Our Ref
10/2/17 20:35 hrs	Loud Music	@21:44 hrs loud music amounting to a statutory nuisance was witnessed in complainant's property	Noise warning letter issued dated 13/2/17	WK333642 (8)
18/3/17 23:30 hrs	Loud Music	@00:15 hrs loud music amounting to a statutory nuisance was witnessed in complainant's property - @0035 officer entered restaurant and spoke to manager to discuss issues and premises closed straight away	Noise abatement notice issued & Licensing warning letter issued re Premises open beyond permitted time on license + Music heard in residential premises nearby + Speaker observed to be sited directly above main entrance door	WK333642 (10)

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

Prevention of nuisance from noise / vibration

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

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

Structure borne noise

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

Sound limits

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

Outside Areas

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

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

Plant and machinery

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

Patrons entering/exiting premises.

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

Prevention of Nuisance from Odour

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

Appendix D- Representations from Licensing Authority

Anderson Chanel

From: Barrett Daliah
Sent: 25 April 2017 18:30
To: Licensing
Subject: FW: Rep LA LUNNA 462 – 464 Muswell Hill Broadway London N10

We are making representation against the application for La Lunna 462 – 464 Muswell Hill Broadway London N10.

The main reason for making the representation is that the premises has had some complaints against it due to noise emanating from the operation of the venue. The late night operation of the venue being sought by the applicant is likely to impact on local residents.

The application seeks the following:

Late Night Refreshment

Sunday to Thursday 2300 to 0000 hours
Saturday to Friday 2300 to 0200 hours

Supply of Alcohol

Sunday to Thursday 0900 to 0000 hours
Saturday to Friday 0900 to 0130 hours

For consumption ON the premises

Opening Hours

Sunday to Thursday 0900 to 0030 hours
Saturday to Friday 0900 to 0200 hours

It is concerning that the new applicant has submitted an application seeking such late hours at a venue that has now been shown to not be suited for such hours due to the likelihood of noise nuisance on nearby residents.

The Home Office Guidance issued under Section 182 Guidance places a requirement on applicants to demonstrate when setting out steps they propose to take to promote the licensing objectives that they understand the area .

The Council Statement of Licensing Policy advises the following in this instance:

53 LICENSING HOURS

The Council will generally deal with the issue of licensing hours having due regard to the individual merits of each application, considering the potential for nuisance associated with the style, characteristics and activities of the business and type of premises, examining any steps that might reduce the risk of nuisance.

However, although the Council will treat each case on its individual merits, generally it will not grant permission for licensable activities beyond 2330 hours on Sundays to Thursdays and Midnight on Fridays and Saturdays in respect of public houses situated in areas having denser residential accommodation. The Council would expect good reasons to be given to support any application for extensions beyond these hours, including addressing possible disturbance to residents and local parking. Additionally, in these areas, consideration will be given to imposing stricter conditions in respect of noise control.

80 THE PREVENTION OF PUBLIC NUISANCE

Licensed premises, especially those that operate late at night or in the early hours of the morning, can give rise to a range of nuisances that may potentially impact on people living, working or sleeping in the vicinity of the premises. Principal concerns relate to noise nuisance, light pollution and noxious smells.

This authority expects applicants for premises licences and club premises certificates to have made relevant enquiries about the local area and prepare their operating schedule on the basis of a risk assessment of the potential sources of nuisance posed to the local community by their intended operation. The operating schedule should demonstrate an understanding of the level of risk of nuisance and include positive proposals to manage any potential risks.

We cannot support the application in its current request, we ask the LSC to consider the following amendments to the application:

Opening hours:

Sunday to Thursday: 1000 to 2300

Friday to Saturday: 1000 to 0000 hours

Supply of alcohol:

Sunday to Thursday: 1000 to 2230

Friday to Saturday: 1000 to 23.30 hours

Provision of late night refreshment:

Friday to Sunday: 2300 to 2330

It is unclear from the plans and the application where the external smoking area will be. There is the potential for noise from patrons in this area causing nuisance to residents from people noise or smoke nuisance.

Daliah Barrett
Licensing Team Leader



Haringey Council
6th Floor, 10 Station Road, London, N22 7TR

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

Please consider the environment before printing this email.

Anderson Chanel

From:
Sent: 02 May 2017 16:12
To: Licensing
Cc:
Subject: Re: Invitation to Committee Hearing for - LA LUNNA, 462-464 MUSWELL HILL BROADWAY, HORNSEY, LONDON N10 1BS
Attachments: La Lluna licensing letter from 458 Muswell Hill Broadway.pdf; Robert Burrell - La Lluna committee review.pdf; 2017.02.13 Letter from council.pdf; 2017.03.21 Letter from council.pdf
Categories: Purple Category

Chanel,

With regards to the committee review of the La Lluna, 462-464 Muswell Hill Broadway licence, please find attached the following:

- The form confirming that I will attend review hearing
- The letter of objection previously issued by post
- Copies of two recent letters from Enforcement Response regarding noise transmission from La Lluna

Please also note that there are some other noise issues that are causing disturbance including chair scrapping which occur one the restaurant has stopped trading and is cleaning up. This issue could be easily resolved with felt pads to the bottom of chairs and tables at no significant expense to the owners.

If you require any further evidence from myself please let me know.

Regards

Sent from Outlook

From: Anderson Chanel <Chanel.Anderson@haringey.gov.uk> on behalf of Licensing <Licensing.Licensing@haringey.gov.uk>
Sent: 02 May 2017 13:27
To:
Subject: Invitation to Committee Hearing for - LA LUNNA, 462-464 MUSWELL HILL BROADWAY, HORNSEY, LONDON N10 1BS

Dear Sir/ Madam,

Please find attached a committee invitation for LA LUNNA, 462-464 MUSWELL HILL BROADWAY, HORNSEY, LONDON N10 1BS.

Kind regards

Chanel Anderson
Licensing Administrator

Haringey
LONDON

Licensing Team 1

Commercial & Operations

Regulatory Services Manager: Gavin Douglas



Our ref: C&O/RS WK/000333642
Date: 13th February 2017
Contact: Enforcement Response Team

Dear _____

Noise from: La Lunna, 462 Muswell Hill Broadway, London, N10 1BS.

I refer to your recent complaint of noise coming from the above premises on 10th February 2017 at 20:35hrs.

On receipt of your complaint the Duty Officer visited and the noise witnessed was considered to be excessive.

A letter has been sent to the person responsible requiring them to reduce noise from their premises so that it does not disturb nearby residents.

The letter also states that a Noise Abatement Notice can be served if excessive noise continues.

Should you be further disturbed, please contact us on 020 8489 1335 during the hours of 9am – 5pm Monday to Friday, or outside of office hours on 020 8489 0000, the Council's out of hours number. An eform is also available at www.haringey.gov.uk/noise

Should you require any further information, please contact us.

Yours sincerely,

A handwritten signature in black ink, appearing to be 'Rao'.

Enforcement Response Team

Enforcement Response Team
Level 6, Alexandra House
10 Station Road, Wood Green
London N22 7TR

Commercial & Operations

Regulatory Services Manager: Gavin Douglas



Our ref: C&O/RS WK/000333642

Date: 21st March 2017

Contact: Enforcement Response Team

Dear

Re: Environmental Protection Act 1990 - Section 80
Noise Nuisance: La Lunna, 462 Muswell Hill Broadway, N10 1BS.

I refer to your complaint made on the 18th March 2017 at 23:30 hours, about noise coming from the above premises.

On receipt of your complaint, the Duty Officer visited, and the noise was deemed to be excessive. A Notice under Section 80 of the Environmental Protection Act 1990, has been served on the person responsible prohibiting any recurrence of the nuisance.

Abatement notices may come into effect at the time of service but are subject to a 21 day appeal period which enables a recipient to challenge the service of a notice in the Magistrates Court. If an appeal is made you may be asked to assist with the preparation of the case to support the service of the notice. Should there be a repetition of this nuisance, please contact either our daytime customer services during the hours of 9am to 5pm Monday to Friday on 020 8489 1335, or the Council's out of hours number on 020 8489 0000. You can also use our eform at www.haringey.gov.uk/noise

Yours sincerely,

A handwritten signature in black ink, appearing to be 'R60'.

Enforcement Response Team

Enforcement Response Team

Level 6, Alexandra House
10 Station Road, Wood Green
London N22 7TR

F: 020 8489 5133

T: 020 8489 1335

E: enforcement_response@haringey.gov.uk

www.haringey.gov.uk/noise

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