

## NOTICE OF MEETING

# SPECIAL LICENSING SUB COMMITTEE

**Monday, 30th July, 2018, 10.30 am - Civic Centre, High Road, Wood Green, N22 8LE**

**Members:** Councillors Luke Cawley-Harrison, Peter Mitchell and Reg Rice (Chair)

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**

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

### **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. TEMPORARY EVENT NOTICE (PAGES 3 - 18)**

To consider an application for Temporary Event Notice

**7. APPLICATION FOR A VARIATION OF A PREMISES LICENCE - GOLDEN SANDS 433-435 WEST GREEN ROAD LONDON N15 (PAGES 19 - 52)**

To consider an application for a variation of the premises license

Felicity Foley, Acting Committees Manager  
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

Friday, 20 July 2018

## 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
  - 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:
  - (i) grant an adjournment to another date, or
  - (ii) proceed in the absence of the non-attending party.
 Normally, an absent party will be given one further opportunity to attend.

### TOPIC HEADINGS

5. The Chair suggests the “topic headings” for the hearing. In the case of the majority of applications for variation of hours, or other terms and conditions, the main topic is:

**Whether the extensions of hours etc. applied for would conflict with the four licensing objectives i.e.**

- (i) the prevention of crime and disorder,
- (ii) public safety,
- (iii) the prevention of public nuisance, and
- (iv) the protection of children from harm.

6. The Chair invites comments from the parties on 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 confirmed in writing within five working days of the hearing.

**Report for:** Licensing Sub Committee - 30 July 2018

**Title:** TEMPORARY EVENT NOTICE

**Report**

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

**Ward(s) affected** White Hart Lane

**Report for Key/**

**Non Key Decision:** Not applicable

**1. Describe the issue under consideration**

- 1.1 This is an application by the Police for a Counter Notice to be issued against the Temporary Event Notice served on the Licensing Authority.
- 1.2 The Licensing Objectives engaged by this application area:-  
The Prevention of Crime and Disorder  
Prevention of Public Nuisance  
Public Safety.
- 1.3 The policy states on page 19 that in a significant number of events it is anticipated that the minimum notice period will not provide sufficient time for proper consideration to be given to any concerns that may arise. For this reason, while this authority will accept notifications given with only the statutory minimum notice, it is requested that a longer notice period of an intention to stage a temporary event is provided, together with as much supporting information as possible, in order to prevent unnecessary objections having to be raised.
- 1.4 Where, following any representations at the hearing, the licensing authority is not satisfied the event will ensure the promotion of the licensing objectives, the policy is to issue a counter-notice against the Temporary Event Notice.

**2. Background**

- 2.1 Ms J Smith has submitted a TENs to stage an event at Bruce castle Pavilion Café – Lordskip Lane N17 on 4<sup>th</sup> August 2018. Appendix 1. The event is billed as a family fun day and barbeque celebrating Jamaican Independence and Windrush. The day is said to intend to consist of T Shirt designing, tennis ball games a food and music. The application says that it is for 100 people.

**3. Police Counter Notice**

- 3.1 On further investigation and through discussions with the applicant, the Police ascertained that the event was having up to 6 DJs present but 4 Playing music across the day. Tickets for the event were to be advertised on Facebook and a pirate radio station. The intention is to have 6 SIA and 4 stewards which would therefore reduce the expected capacity to 84. Alcohol is intended to be sold.
- 3.2 Police have concerns that the event is not a local community lead event and is a wider commercial event where anyone can attend. Residents living close by will have music being played through large sound systems which will lead to noise nuisance. The Café seems to be in a transitional period with regard to management of the space. There are number of music events planned for the space across the Summer months.

**4. Licensing Officer comments**

4.1 The parts of the Statutory Guidance (May 2018) relevant to this application and the representation are Chapters: Reviews Section 7.32

**5. Conclusion:**

5.1 Section 106A(2) of the Act provides that the licensing authority may impose one or more conditions on the standard TENs if:

- It considers it appropriate for the promotion of the Licensing Objectives to do so;
- The conditions are also imposed on a premises licence or club premises certificate that has effect in respect of any or in any part of the same premises as the TEN;
- The Conditions would not be inconsistent with the carrying out of licensable activities under the TEN.

5.2 Members have three options when determining the Notice,

- To issue a Counter Notice
- To impose conditions on the TEN where those are already imposed on the premises licence.
- To refuse to issue a Counter Notice.

**6. Section 17 of the Crime and Disorder Act 1998 states:**

“Without prejudice to any other obligation imposed on it, it shall be the duty of each authority to which this section applies to exercise its various functions with due regard to the likely effect of the exercise of those functions, and the need to do all that it reasonably can to prevent crime and disorder in its area”.

**7. Human Rights**

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

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

**8. Use of Appendices**

**Appendix 1 – Application document**

**Appendix 2 – Counter Notice from Met Police**

**Background papers: Section 82 Guidance**

**Haringey Statement of Licensing policy**

Appendix 1 – Application document

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**Haringey  
Temporary Event Notice  
Licensing Act 2003**

For help contact  
[licensing@haringey.gov.uk](mailto:licensing@haringey.gov.uk)  
Telephone: 020 8489 8232

\* required information

**Section 1 of 9**

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:

Temporary Event Notice

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

Jacqueline

\* Family name

Smith

\* E-mail

Main telephone number

Include country code.

**You must enter a valid telephone number**

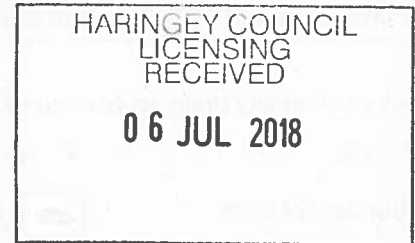
Other telephone number

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

Are you:

- 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 you are applying so you can be employed, or for some other personal reason, such as following a hobby.



Continued from previous page...

**Your Address**

Address official correspondence should be sent to.

\* Building number or name

\* Street

District

\* City or town

County or administrative area

\* Postcode

\* Country

**Section 2 of 9**

**APPLICATION DETAILS (See also guidance on completing the form, general notes and note 1)**

Have you had any previous or maiden names?

- Yes  No

\* Your date of birth  /  /   
dd mm yyyy

Applicant must be 18 years of age or older

National Insurance number

This box need not be completed if you are an individual not liable to pay UK national insurance.

Place of birth

**Correspondence 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

Continued from previous page...

**Additional Contact Details**

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

Yes  No

E-mail

Telephone number

**You must enter a valid other telephone number**

Other telephone number

**Section 3 of 9****THE PREMISES**

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

Give the address of the premises where you intend to carry on the licensable activities or if it has no address give a detailed description (including the Ordnance Survey references). (See also guidance on completing the form, note 2)

\* Does the premises have an address?

Yes  No

**Address**

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

Yes  No

\* Building number or name

\* Street

District

\* City or town

County or administrative area

\* Postcode

\* Country

\* Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)?

Neither  Premises licence  Club premises certificate

\* Premises licence number

**Location Details**

\* Provide further details about the location of the event

Bruce Castle Park Pavilion & Sports Cafe is located within Bruce Castle Park. The area / location is a contained area with the

*Continued from previous page...*

park used for outside events such as the family fun day.

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, give a description and details below (see also guidance on completing the form, note 3)

The notice is for the garden where the event is being held not within the building although, facilities such as kitchen and toilets will be used on the day.

Describe the nature of the premises below (see also guidance on completing the form, note 4)

Bruce Castle Park Pavilion & Sports Cafe is a community and provides a community focal point used for meetings, parties and other activities

Describe the nature of the event below (see also guidance on completing the form, note 5)

The event is a family fun day & Barbecue celebrating Jamaican Independence and Windrush. The day will consist of activities such as T Shirt designing, tennis and other ball games. Food and music.

**Section 4 of 9**

**LICENSABLE ACTIVITIES**

State the licensable activities that you intend to carry on at the premises (see also guidance on completing the form, note 6):

- The sale by retail of alcohol
- The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club
- The provision of regulated entertainment
- The provision of late night refreshment
- The giving of a late temporary event notice

(See also guidance on completing the form, note 7).

Late notices can be given no later than 5 working days but no earlier than 9 working days before the event.

(See also guidance on completing the form, note 8).

**Event Dates**

There must be a period of at least 10 working days between the date you submit this form and the date of the earliest event when you will be using these premises for licensable activities.

State the dates on which you intend to use these premises for licensable activities

(see also guidance on completing the form, note 9)

Event start date            

04	/	08	/	2018
dd		mm		yyyy

The maximum period for using premises for licensable activities under the authority of a temporary event notice is 168 hours or seven days.

*Continued from previous page...*

Event end date

04	/	08	/	2018
dd		mm		yyyy

State the times during the event period that you propose to carry on licensable activities (give times in 24 hour clock)

12.00 - 20.00

(see also guidance on completing the form, note 10)

State the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers

100

(see also guidance on completing the form, note 11)

Note that the maximum number of people cannot exceed 499.

If the licensable activities will include the supply of alcohol, state whether the supplies will be for consumption on or off the premises, or both

(see also guidance on completing the form, note 12):

- On the premises only  
 Off the premises only  
 Both

**Section 5 of 9****RELEVANT ENTERTAINMENT (See also guidance on completing the form, note 13)**

State if the licensable activities will include the provision of relevant entertainment. If so, state the times during the event period that you propose to provide relevant entertainment

13.00 - 20.00

**Section 6 of 9****PERSONAL LICENCE HOLDERS (See also guidance on completing the form, note 14)**

Do you currently hold a valid personal licence?

- Yes  No

**Section 7 of 9****PREVIOUS TEMPORARY EVENT NOTICES (See also guidance on completing the form, note 15)**

**Continued from previous page...**

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?

Yes  No

State the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year

Have you already given a temporary event notice for the same premises in which the event period:

- a) Ends 24 hours or less before; or  Yes  No
- b) Begins 24 hours or less after the event period proposed in this notice?

**Section 8 of 9****ASSOCIATES AND BUSINESS COLLEAGUES (See also guidance on completing the form, note 16)**

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

Yes  No

Has any associate of yours already given a temporary event notice for the same premises in which the event period:

- a) Ends 24 hours or less before; or  Yes  No
- b) Begins 24 hours or less after the event period proposed in this notice?

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

Yes  No

**Continued from previous page...**

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:

Yes  No

- a) Ends 24 hours or less before; or  
b) Begins 24 hours or less after the event period proposed in this notice?

**Section 9 of 9****CONDITION (See also guidance on completing the form, note 18)**

It is a condition of this temporary event notice that where the relevant licensable activities described in Sections 4 and 5 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

**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 £21

**DECLARATION (See also guidance on completing the form, note 19)**

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

1

\* I understand that it is an offence:

1

\* (i) to knowingly or recklessly make a false statement in connection with this temporary event notice and that a person is liable on conviction for such an offence to a fine up to level 5 on the standard scale; and

1

\* (ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both

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

Jacqueline Smith

\* Capacity

Applicant

\* Date

05 / 07 / 2018  
dd mm yyyy

Add another signatory

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/temporary-event-notice/haringey/apply-1> to upload this file and continue with your application.

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

**OFFICE USE ONLY**

Applicant reference number	Temporary Event Notice
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	<input type="checkbox"/>

1 2 3 4 5 6 7 8 9 Next >



Appendix 2 – Counter Notice from Metropolitan Police

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TERRITORIAL POLICING

TOTAL POLICING

**YR - Haringey Borough**

Mrs D Barrett

Haringey Council Licensing  
 Level 1 –North  
 River Park House  
 High Road  
 London  
 N22 8HQ

Quicksilver Patrol Base  
 Unit 1 Quicksilver Place  
 Western Road  
 London  
 N22 6UH

Telephone: 020 32760150

Email: [Mark.Greaves@met.police.uk](mailto:Mark.Greaves@met.police.uk)  
[www.met.police.uk](http://www.met.police.uk)

10th July 2018

Dear Mrs Barrett

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

Name of Premises User: Ms Jacqueline Smith

Address of Premises: The Pavilion Sports &amp; Café, Bruce Castle Park, Lordship Lane N17 8NJ

Date) / Times requested for TEN: Saturday 4th August 2018 1200 - 2000

Police are satisfied that the grant of this Temporary Event Notice (TEN) would undermine the Crime and Disorder and Public Nuisance objectives.

This application relates to an event described in application as: 'A family fun day & Barbecue celebrating Jamaican Independence and Windrush. The day will consist of activities such as T Shirt designing, tennis and other ball games. Food and music.' The event is for 100 people which includes staff and children. Staff will be at least 16 including DJs. There have been previous TENs regarding fun days at this venue with no mention of DJ's being present. In this case after an email enquiry the applicant informs me there will be 6 DJ's present with 4 playing music. Tickets for the event will be advertised within Facebook groups and on Mi Soul Radio. There will be 6 security guards and 4 stewards for this event which from my experience is rather high for 84 guests including children. There will be alcohol sales.

This application appears to relate to a music event taking place in a park in close proximity to residential properties operating between 1200 – 2000. I have previously visited this venue and there are residential properties on the opposite side of Lordship Lane about 10 metres away and residential venues backing onto the park from Bruce Castle Road about 25 metres away. It is likely people not connected to the event will be using the park at the same time. I have spoken with applicant and although she assures me local residents will be engaged ahead of the event and sound controlled by equipment, strategic positioning of speakers and an app the applicant has, all very professional, I cannot believe residents and park users will be adversely effected by noise leakage from this nearby open area as this is a DJ music event and not background music.

The music event is likely to attract persons without tickets who will be able to clearly hear the music outside the fencing and can consume alcohol with the security officers having no power to control them and considering such an event could realistically attract hundreds of persons outside over the 8 hours period there is risk of crime / disorder. There is risk non ticket holders could attempt unauthorized entry leading to conflict with security.

Police object to this event as it appears to be mainly a commercial music event where anyone can enter if they purchase a ticket. There is concern about noise related Public Nuisance emanating from

the event adversely effecting local residents living close by venue and those frequenting the park on a Saturday afternoon. There is also risk of crime / disorder from uncontrollable amounts of people attending and either trying to get in or loitering outside consuming alcohol.

Yours sincerely,

Mark Greaves  
Licensing Officer Haringey Police

**Report for:** Licensing Sub Committee – 30 July 2018

**Title:** Application for a Variation of a Premises Licence – GOLDEN SANDS 433-435 WEST GREEN ROAD LONDON N15

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

**Ward(s) affected** St Ann's

**Report for Key/ Non Key Decision:** Not applicable

**1. Describe the issue under consideration**

1.1 Variation of a Premises Licence to vary the licence to amend the opening times and hours of retail sale of alcohol.

1.2 The application seeks the following:

**Provision of anything of a Similar Description to that of Live Music, Recorded Music or performance of Dance:**

Sunday to Thursday 2300 to 0000 hours  
Friday to Saturday 2300 to 0300 hours

**Good Friday, Christmas Day, St Patricks Day from 2300 to 0300 hours**

**Supply of Alcohol**

Monday to Sunday 1200 to 0300 hours

Supply of alcohol **ON** and **OFF** the premises

**Good Friday, Christmas Day, St Patricks Day from 2300 to 0300 hours**

**Hours open to the public**

Monday to Sunday 1200 to 0330 hours

1.3 The current licence issued to the premises permits the following:

**Supply of Alcohol**

**Provision of Late Night Refreshment**

**Provision of Regulated Entertainment:** Recorded Music, Provision of Facilities for Making Music and Dancing

**Supply of Alcohol**

Monday to Thursday 1000 to 2330  
Friday 1000 to 0030  
Saturday 1100 to 0030  
Sunday 1200 to 2330

Good Friday 1200 to 2220

Christmas Day 1200 to 1450 hours and 1900 to 2220

**Provision of Late Night Refreshment**

Monday to Thursday 2300 to 0000  
Friday and Saturday 2300 to 0100  
Sunday 2300 to 0000

**Provision of Regulated Entertainment**

Friday and Saturday 2100 to 0100

Christmas Eve 2100 to 0100

New Year's Eve licensable activities from the start of permitted hours on 31 December until the start of permitted hours on 1 January

**All licensable activities will be excluded from the outdoor rear area from 2230 hours everyday.**

**The opening hours of the premises:**

Monday to Thursday	1000 to 0000
Friday	1000 to 0100
Saturday	1100 to 0100
Sunday	1200 to 0000

Good Friday 1200 to 2250

Christmas Eve 2100 to 0100

Christmas Day 1200 to 1520 and 1900 to 2250

New Years Eve licensable activities from the start of permitted hours on 31 December until the start of permitted hours on 1 January

- 1.4 Representations have been received against this application by Responsible Authorities.
- 1.5 As such, in accordance with the legislation the Licensing Authority must hold a hearing to consider the application and any relevant representations.

**1.6 Representations**

Licensing Authority - Appendix 2  
Metropolitan Police – Appendix 3

**2. Background**

- 2.1 The premises has held a late licence in the past under the previous owner this licence was subject to a Review by residents due to noise nuisance and related onto social behaviour from patrons leaving the venue in the early hours of the morning and causing noise nuisance out in the side streets. The Council determined to reduce the hours to ensure that the noise nuisance did not prolong into the early hours. This was then endorsed by the Magistrates on appeal.

The current operators took over the premises on 27<sup>th</sup> May 2016 and have received a Simple Caution due to breaching of licence conditions in operating beyond the terms of the licence in May 2017.

- 2.2. Council officers are satisfied that the application has been made and advertised correctly.

**3. Relevant Representations**

- 3.1 All representations have to meet a basic legal and administrative requirements. If they fail to do so they cannot be accepted. The person or body sending the representation must give an explanation for rejection in writing.

- 3.2 All the responsible authorities have been consulted about this application. They are as follows:

The Licensing Authority  
The Metropolitan Police

The London Fire and Emergency Planning Authority  
Planning  
Health and Safety (includes Building Control)  
Noise Environmental Health  
Food Environmental Health  
Trading Standards  
Child protection  
Public Health

#### **4. Licensing Officer comments**

- 4.1 The following information is intended to advise Members of the relevant aspects of the Statement of Licensing Policy, guidance issued by the Secretary of State, legislation and good practice. Members may depart from the Councils Policy and or Section 182 Guidance provided they consider it appropriate to do so and provide clear reasons for their decision.
- 4.2 Committee will also wish to be aware of the guidance issued under section 182 of the Licensing Act 2003. Licensing is about regulating the provision of licensable activities on licensed premises, by qualifying clubs and at temporary events within the terms of the Licensing Act 2003. The terms and conditions attached to various permissions are focused on matters which are within the control of individual licensees and others granted relevant permissions. Accordingly, these matters will centre on the premises and places being used for licensable activities and the vicinity of those premises and places.
- 4.3 The objective of the licensing process is to allow for the carrying on of retail sales of alcohol and the prevention of public nuisance, prevention of crime and disorder, public safety and protection of children from harm. It is the Licensing Authority's wish to facilitate well run and managed premises with licence holders displaying sensitivity to the impact of the premises on local residents.
- 4.4 In considering licence applications, where relevant representations are made, this Licensing Authority will consider the adequacy of measures proposed to deal with the potential for public nuisance and/or public disorder having regard to all the circumstances of the case.
- 4.5 Where relevant representations are made, this authority will demand stricter conditions with regard to noise control in areas that have denser residential accommodation, but this will not limit opening hours without regard for the individual merits of any application. This authority will consider each application and work with the parties concerned to ensure that adequate noise control measures are in place. Any action taken to promote the licensing objectives will be appropriate and proportionate.
- 4.6 Also, the Licensing Authority may not impose conditions unless its discretion has been exercised following receipt of relevant representations and it is satisfied as a result of the hearing that it is appropriate to impose conditions to promote one or more of the four licensing objectives. Therefore conditions may not be imposed for the purpose other than promoting the licensing objectives and in some cases no additional conditions will be required.
- 4.7 The Licensing Act 2003 permits children of any ages to be on the premises which primarily sells alcohol provided they are accompanied by an adult. It is not necessary to make this a condition.

- 4.8 In cases Members should make their decisions on the civil burden of proof, that is the balance of probability.
- 4.9 Members should consider in all cases whether or not primary legislation is the appropriate method of regulation and should only consider licence conditions when the circumstances in their view are not already adequately covered elsewhere.
- 4.10 The Government has advised that conditions must be tailored to the individual type, location and characteristics of the premises and events concerned. Conditions cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder and their staff. The Councils Licensing policy generally expects applicants to address the licensing objectives and discuss how to do this with the relevant responsible authorities.

## 5. Options:

- 5.1 The Authority must, having regard to the application and the representations, take such steps (if any), as it considers appropriate for the promotion of the licensing objectives. The steps are:

In determining this application the Sub-Committee may take any of the following steps as it considers appropriate for the promotion of the licensing objectives, namely:

- To grant the licence subject to such conditions as are consistent with the operating schedule accompanying the application, modified to such extent as the authority considers appropriate for the promotion of the licensing objectives.
- To exclude from the scope of the licence any of the licensable activities to which the application relates.
- To refuse to specify a person in the licence as the premises supervisor.
- To reject the application.

For the purposes of the Licensing Act 2003 the conditions of the licence are modified if any of them are altered or omitted or a new condition added.

- 5.2 The licensing authority's determination of this application is subject to a 21 day appeal period or if the decision is appealed the date of the appeal is determined and /or disposed of.

## 6. Other considerations

**Section 17 of the Crime and Disorder Act 1998** states:

"Without prejudice to any other obligation imposed on it, it shall be the duty of each authority to which this section applies to exercise its various functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent crime and disorder in its area".

## 7. Human Rights

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

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

## 8. Use of Appendices



**Appendix 1 – Application document**

**Appendix 2 – Representation from Licensing Authority**

**Appendix 3 – Representation from Met Police**

**Background papers: Section 82 Guidance**

**Haringey Statement of Licensing policy**

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Appendix 1 – Application document

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**Haringey**  
**Application to vary a premises licence**  
**Licensing Act 2003**

HARINGEY COUNCIL  
 LICENSING  
 RECEIVED

- 5 JUN 2018

NK/411132

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

\* required information

**Section 1 of 18**

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

Your reference  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

\* Family name

\* 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.

**Applicant Business**

Is the applicant's 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  If the applicant's business is registered, use its registered name.

VAT number   Put "none" if the applicant is not registered for VAT.

Legal status

Continued from previous page...

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

**Registered Address**

Address registered with Companies House.

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

Include country code.

Other telephone number

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

A private individual acting as an agent

**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

If your business is registered, use its registered name.

VAT number

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

Legal status

*Continued from previous page...*Your position in the business Home country 

The country where the headquarters of your business is located.

**Agent Registered Address**

Address registered with Companies House.

Building number or name Street District City or town County or administrative area Postcode Country **Section 2 of 18****APPLICATION DETAILS**

**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

Continued from previous page...

Non-domestic rateable  
value of premises (£)

6,300

**Section 3 of 18****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**

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.

A4 USE CLASS BAR /RESTAURANT RUNS AT 433-435 WEST GREEN RD. THE CLIENT HAS GOT EXPERIENCE IN THIS BUSINESS FOR OVER 15 YEARS AND SHE ALSO HAS A REGISTERED SECURITY COMPANY IN THE UK. SHE CURRENTLY HAS TWO SIA DOORSUPERVISORS FOR HER SPECIAL EVENTS. THE REASON WHY WE ARE VARYING THE LICENCE ARE TO REMOVE SOME OF THE CONDITIONS ON THE CURRENT LICENCE WHICH DON'T APPLY TO OUR CURRENT PREMISES LICENCE AND ALSO EXTEND THE HOURS OF SUPPLY OF ALCOHOL AND REGULATED ENTERTAINMENT;

OUR CLIENT HAS TAKEN OVER THE PLACE LAST YEAR, THEREFORE ANNEX 3 DOESN'T APPLY TO HER CURRENT LICENCE.

REMOVAL OF CONDITIONS REGARDING THE REAR PATIO, GARDEN. THERE IS NO ACCESS TO THAT PART OF THE PREMISES. IT'S BEEN BLOCKED WHEN OUR CLIENT HAS BOUGHT THE PREMISES. THE ONLY AREA FOR SMOKING IS AT FRONT .OUR CLIENT WANTS TO GET PERMISSION TILL 22:30 PM MONDAY TO SUNDAY.

PROPOSED SUPPLY OF ALCOHOL HOURS (ON AND OFF SALE);

FRIDAY AND SATURDAY 12:00 NOON – 03:00 AM  
GOOD FRIDAY, CHRISTMAS DAY, ST. PATRICKS DAY 12:00 NOON – 03:00 AM  
SUNDAY TO THURSDAY 12:00 NOON – 00:00 MIDNIGHT  
NEW YEAR 24 HOURS –REMAIN AS IT IS

LATE NIGHT REFRESHMENT;  
REMAIN AS IT IS.

PROVISION OF REGULATED ENTERTAINMENT;  
FRIDAY AND SATURDAY 23:00 PM – 03:00 AM  
GOOD FRIDAY, CHRISTMAS DAY, ST. PATRICKS DAY 12:00 NOON – 03:00 AM



*Continued from previous page...*

SUNDAY TO THURSDAY 23:00 PM – 00:00 MIDNIGHT  
NEW YEAR 24 HOURS –REMAIN AS IT IS

#### Section 4 of 18

##### PROVISION OF PLAYS

See guidance on regulated entertainment

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

Yes  No

#### Section 5 of 18

##### PROVISION OF FILMS

See guidance on regulated entertainment

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

Yes  No

#### Section 6 of 18

##### PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

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

Yes  No

#### Section 7 of 18

##### PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

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 18

##### PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

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

Yes  No

#### Section 9 of 18

##### PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

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

Continued from previous page...

Yes

No

**Section 10 of 18**

**PROVISION OF PERFORMANCES OF DANCE**

See guidance on regulated entertainment

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

Yes

No

**Section 11 of 18**

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

See guidance on regulated entertainment

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

**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

Continued from previous page...

SUNDAY

Start 23:00

End 00:00

Start

End

Provide a description of the type of entertainment that will be provided.

[Empty box for entertainment description]

Will this entertainment 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.

[Empty box for activity details]

State any seasonal variations for entertainment.

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

[Empty box for seasonal variations]

Non-standard timings. Where the premises will be used for entertainment 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.

GOOD FRIDAY, CHRISTMAS DAY, ST. PATRICKS DAY 23:00 PM – 03:00 AM  
 NEW YEAR 24 HOURS –REMAIN AS IT IS

Section 12 of 18

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

Section 13 of 18

SUPPLY OF ALCOHOL

Continued from previous page...

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

- Yes                       No

**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.

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.

GOOD FRIDAY, CHRISTMAS DAY, ST. PATRICKS DAY 12:00 NOON – 03:00 AM  
 NEW YEAR 24 HOURS –REMAIN AS IT IS

**Section 14 of 18**

**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 18**

**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

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 12:00

End 03:30

Start

End

SATURDAY

Start 12:00

End 03:30

Start

End

SUNDAY

Start 12:00

End 03:30

Start

End

State any seasonal variations.

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

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.

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

- 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.

Section 16 of 18

LICENSING OBJECTIVES

*Continued from previous page...*

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.

REMAIN AS IT IS

b) The prevention of crime and disorder

REMAIN AS IT IS

c) Public safety

REMAIN AS IT IS

d) The prevention of public nuisance

REMAIN AS IT IS

e) The protection of children from harm

REMAIN AS IT IS

**Section 17 of 18**

**NOTES ON REGULATED ENTERTAINMENT**

**Continued from previous page...**

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.



**Continued from previous page...**

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

**Section 18 of 18****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](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).

*Continued from previous page...*

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

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

A. ENDER CEMGIL

\* Capacity

AGENT

\* Date

19 / 05 / 2018  
dd mm yyyy

Add another signatory

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.

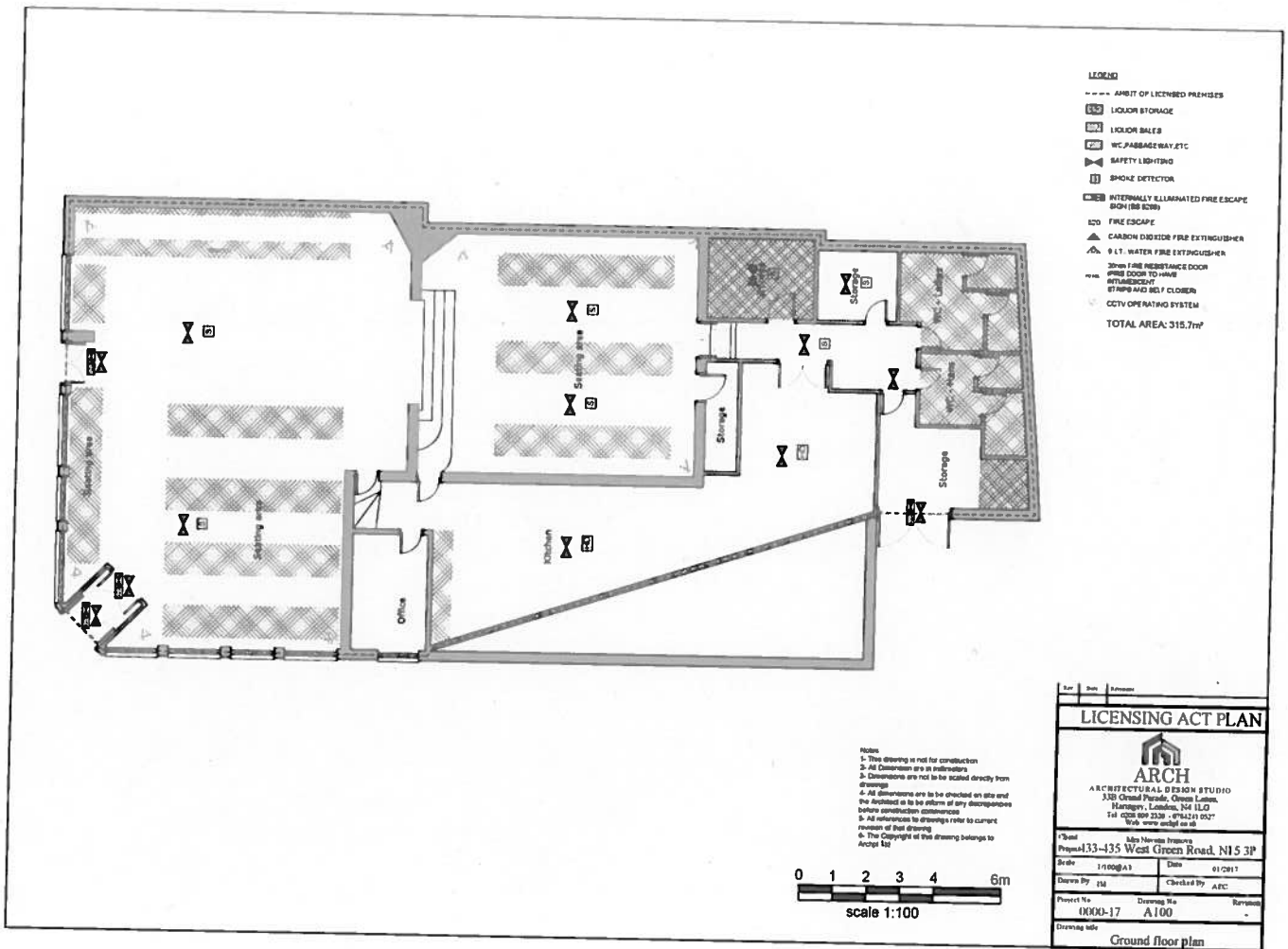
**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**OFFICE USE ONLY**

Applicant reference number	18080.VPL
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	<input type="checkbox"/>

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) Next >





- LEGEND**
- AMBIT OF LICENSING PREMISES
  - LIQUOR STORAGE
  - LIQUOR SALES
  - WC/PASSAGEWAY, ETC
  - SAFETY LIGHTING
  - SMOKE DETECTOR
  - INTERNALLY ILLUMINATED FIRE ESCAPE SIGN (BS 5299)
  - FIRE ESCAPE
  - CARBON DIOXIDE FIRE EXTINGUISHER
  - 9 L.T. WATER FIRE EXTINGUISHER
  - 30min FIRE RESISTANCE DOOR AND DOOR TO HAVE
  - STURDY AND SELF CLOSING
  - CCTV OPERATING SYSTEM
- TOTAL AREA: 315.7m<sup>2</sup>

**Notes**

- 1- This drawing is not for construction
- 2- All Dimensions are in millimeters
- 3- Dimensions are not to be scaled directly from drawings
- 4- All dimensions are to be checked on site and be checked in to be in line 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 Architect



Rev	Rev	Revision
<b>LICENSING ACT PLAN</b>		
 <b>ARCH</b> ARCHITECTURAL DESIGN STUDIO 330 Grand Parade, Queen Latimer, Haringey, London, N4 1LD Tel: 0208 809 2538 - 0742121 1007 Web: www.arch.co.uk		
Plot: No. 133-135 West Circus Road, N15 3P Date: 21/08/17 Drawn By: JMB Checked By: AEC Project No: DR00-17 Drawing No: A100 Drawing size: Ground floor plan		



Appendix 2 – Representation from Licensing Authority

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**Representation against 435 West Green Road N15 - Golden Sands.**

The Licensing Team Leader is making a representation against this application under the licensing objectives.

**Prevention of crime and disorder****Public safety****Prevention public nuisance****Protection of children from harm****Request to not allow the hours requested**

The premises has in the past been a source of noise complaints that affected nearby residents, the location of the venue is also on a very busy street corner that has had anti-social behaviour problems. The premises previously held a late licence that was reviewed due to noise related issues from the late night operation. The premises are not best suited for such late hours as the noise from patrons affects nearby residents.

Within the Councils own Statement of licensing Policy state that 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.

We note that the conditions offered do not actually offer anything specific other than actions that are already law and need to be complied with in any event.

We therefore propose that the premises licence not be extended and the hours of operation remain as they are currently are.

**Licensing Authority.**

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Appendix 3 – Representation from Metropolitan Police

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**Roye Chanel**

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**From:** Mark.L.Greaves@met.pnn.police.uk on behalf of yrmailbox-.licensing@met.pnn.police.uk  
**Sent:** 02 July 2018 11:27  
**To:** Licensing  
**Cc:** Barrett Daliah  
**Subject:** Application for the Variation of a Premises Licence- Golden Sands Bar, 433-435 West Green Road, Tottenham, London, N15 3PJ (WK/411132)  
**Attachments:** Variation Application June 18.pdf; Variation Plan June 18.pdf; 00002148 GOLDEN SANDS (FORMERLY DUKE OF CAMBRIDGE).doc; Memo - Golden Sands - Variation.doc  
**Importance:** High  
**Categories:** Purple Category

Dear Mrs Barratt

With regards the attached application relating to Golden Sands, 433 – 435 West Green Road N15 3PJ the applicant wishes to have clients access to the rear patio garden from time premises opens until 2230 Monday to Sunday. Police do not object to the removal of any Condition relating to the rear patio garden being used so long as there is no regulated entertainment music related taking place at that location as venue backs onto residential premises.

With regards the requested times for regulated activity including alcohol sales the application is confusing as Section 3 mentions extending alcohol sales until 0000 Sunday to Thursday and 0300 Friday and Saturday but in Section 13 applies for supply of alcohol Monday to Sunday until 0300 with venue closing at 0330.

This venue under previous ownership was Reviewed in 2015 relating to noise related public nuisance emanating from venue and crime and disorder at venue and outside venue. The result was appealed to Magistrates Court and heard on 2<sup>nd</sup> February 2016 upholding the reduction in licensable hours instigated by the original Licensing Committee. Whilst the venues present license holders have successfully had removed a Condition relating to all drinks must be served in plastics as the acts of violence associated with the venue has ceased Police consider the risk of noise related anti-social behaviour to be the same as venue is still in a residential area, side of venue in Stanley Road N15 a residential street where with limited parking available in vicinity clients are likely to legally park. Stanley Road had long-term noise related public nuisance from this venue when it opened until 0330 as alcohol fuelled clients return to their cars making noise from talking and playing radios and after some years the Licensing Review was brought to stop the problem resulting in a reduction of hours. Police do not consider reversing the Licensing Committees decision, supported by the Magistrate, to be reasonable as the same noise related anti-social behaviour is likely to reoccur and therefore object to any extension in licensable hours or time of opening.

If the venue wishes to change times of alcohol sales to start at 1200 Monday to Sunday Police have no objection.

Regards

Mark Greaves

**Mark Greaves PC 164YR  
Community & Youth Engagement  
Licensing Officer  
Haringey BOCU  
Territorial Policing**

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Haringey police are here

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