

**MINUTES OF THE LICENSING SUB-COMMITTEE B
TUESDAY, 15 NOVEMBER 2005**

Councillors Rice (Chair), Newton and Reynolds

Apologies Councillor Herbert Brown

Also Present: Councillor (none)

MINUTE NO.	SUBJECT/DECISION	ACTION BY
LSCB32.	<p>APOLOGIES FOR ABSENCE</p> <p>Apologies received from Councillor H Brown who was substituted by Councillor Reynolds.</p>	
LSCB33.	<p>URGENT BUSINESS</p> <p>No items of urgent business were received.</p>	
LSCB34.	<p>DECLARATIONS OF INTEREST</p> <p>No declarations of interest were received,</p>	
LSCB35.	<p>DEPUTATIONS/PETITIONS</p> <p>No deputations or petitions were received.</p>	
LSCB36.	<p>MINUTES</p> <p>MINUTES OF PREVIOUS MEETINGS OF LICENSING SUB-COMMITTEE B (Agenda Item 5)</p> <p>RESOLVED</p> <p>That the Committee approves the minutes of the meetings of Licensing Sub-Committee B of 7, 13 and 20 October 2005.</p>	
LSCB37.	<p>ROJ, 64 GRAND PARADE N4</p> <p>ROJ 64 Grand Parade, N4 (St Annes ward) (Agenda Item 6)</p> <p>The applicant or a representative of the appellant failed to attend the meeting.</p> <p>RESOLVED</p> <p>That the consideration of this item be adjourned to the next meeting of the Committee.</p>	

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LSCB38.	<p>YAYLA RESTAURANT, 429 GREEN LANES N4</p> <p>YAYLA RESTAURANT, 429 Green Lanes, N4 (Harringay ward) (Agenda Item 7)</p> <p>The applicant, Mr Kacmaz, had submitted an application for a new premises licence for a restaurant to operate at 429 Green Lanes. The application requested that the restaurant be permitted to open for business until 2 am every night.</p> <p>The Licensing Officer, Ms Barrett, informed the Committee that no comments had been received from the Food team, the Health and Safety team, Trading Standards, the Safer Communities service, the Fire Officer and the Child Protection Agency regarding this application. The Planning Service stated that, currently, the premises only had planning permission to operate until midnight on Sunday to Thursday nights. They were permitted to open until 2am on Friday and Saturday nights. The Enforcement Service had stated that, if a licence was granted, it was requested that a Designated Premises Supervisor be named on the licence in light of previous complaints about noise from that address.</p> <p>Cllr Gina Adamou and a representative from the Ladder Community Safety Partnership, Mr Sygrave, addressed the meeting as objectors. They expressed concerns about noise and about disruption to local residents caused by late night opening. Mr Sygrave mentioned that 4 applications had been made by the restaurant for planning permission. Three had been rejected. Only the most recent of those had been granted, in March 2005.</p> <p>The applicant's representative informed the Committee that sound proofing had been installed in the ceiling and ground floor of the building to address the concerns expressed by the objectors.</p> <p>In light of the Planning Service's comments that planning permission only existed for trading until midnight on weeknights, Mr Kacmaz withdrew his request to trade from midnight to 2am on Sunday, Monday, Tuesday, Wednesday and Thursday nights.</p> <p>RESOLVED</p> <p>The Licensing Authority has considered the application for a premises licence and has decided to grant the application in full subject to the following conditions:</p> <ul style="list-style-type: none">• (i) That the provisions of the operating schedule be enforced	

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	<ul style="list-style-type: none"> • (ii) That a list of designated people be provided who will be available on the premises at all times. This list is to be provided to the Licensing Authority by 24th November 2005 and any subsequent variations to that list are to be notified to the Authority a minimum of 7 days prior to said change taking effect. <p>Informative: This licence does not constitute a consent under any other regime. It is necessary for the licensee to obtain any other consents that may be necessary for the lawful operation of the premises.</p>	
<p>LSCB39.</p>	<p>THE MAYNARD ARMS, 70 PARK ROAD N8</p> <p>THE MAYNARD ARMS, 70 Park Road N8 (Muswell Hill ward) (Agenda Item 8)</p> <p>Greene King Brewing and Retailing Ltd had applied for a conversion and variation of the premises licence for the Maynard Arms pub.</p> <p>The applicant wished the closing times of the pub to be 23:40 from Sunday to Thursday and 0:40 on Friday and Saturday.</p> <p>The applicant also wished to open for one extra hour on stated days (Christmas Eve, Christmas Day, Boxing Day, New Year's Day, Spring & August Bank Holidays, Easter Saturday, Easter Sunday, Easter Monday, St. Patrick's Day and St. George's Day) and on other bank holidays as well as the day before and the day after a bank holiday.</p> <p>In addition, the applicant was requesting permission for the provision of regulated entertainment, in the form of live music.</p> <p>The Licensing Officer informed the Committee that no representations had been made by the Metropolitan Police or by enforcement services. The comment of the Child Protection Agency was that, to prevent minors from purchasing alcohol, proof of age be required in certain specified forms.</p> <p>Mr Denby-Ward, the author of the letter of objection received, outlined his objections to the application on the grounds of noise nuisance for which the Noise Pollution Officer had been called out in 1993. In addition, concerns were expressed about the loutish behaviour of some clients of the pub.</p> <p>Other objectors stated that they had not been made aware of the application and would have written letters of objection within the required timescale if they had been aware.</p> <p>The Licensing Officer informed those in attendance that</p>	

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legislation did not require the Council to write to those living near the premises for which a licence application had been received. The legislation mandated that five copies of a notice of the application be posted in and around the premises concerned. The Area Manager for Greene King informed the Committee this instruction had been complied with.

In order to meet concerns about noise, the applicant stated that the £200,000 refurbishment of the premises which had been undertaken would reduce noise. The installation of an air conditioning system would ensure that people did not need to open doors and windows for ventilation and so the noise emitted would be reduced.

As part of the rebranding and refurbishing of the pub, it was to become a 'gastro-pub'. The applicant stated that she believed this would deter some former clients who may have been engaging in anti-social behaviour and it would also mean that the music would not be that loud.

The Greene King representative informed the Committee that the intention was that the live music was to cease at 11 p.m. and the outside areas of the pub were to be vacated at that same time. This would reduce noise emitted from that time onwards.

The live music provided would be in the form of jazz bands and other similar performances. The applicant did not intend to provide this entertainment frequently and suggested that it would take place no more than a few times per month.

RESOLVED

The Licensing Authority has considered the application for a conversion and variation of a Premises Licence and has decided to grant it subject to the following conditions:

- (i) That the Child Protection Agency's recommendations be followed
- (ii) That the mandatory conditions under Section 19 of the Licensing Act 2003 be complied with
- (iii) That the provisions of the operating schedule be enforced
- (iv) That live music performances be limited to a maximum of 2 nights per week
- (v) That external areas not be used for the carrying on of licensable activities after 11 p.m. on each and every night of the week.
- (vi) On Christmas Day, the premises is not to be open for the carrying on of licensable activities after 5 p.m.
- (vi) With regard to the application contained in the operating schedule Boxes E, F, H, L, M and O for 1 extra hour on named days, including bank holidays, the request to be open for 1 extra hour on the day after a bank

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	<p>holiday is refused.</p> <ul style="list-style-type: none"> • (vii) Regulated entertainment permitted in this licence does not extend to entertainment provided by a DJ or by karaoke activities. 	
LSCB40.	<p>ITEMS OF URGENT BUSINESS</p> <p>None received</p>	
LSCB41.	<p>EXCLUSION OF THE PRESS AND PUBLIC</p> <p>EXCLUSION OF PRESS AND PUBLIC (Agenda Item 10)</p> <p>RESOLVED</p> <p>That the press and public be excluded from the meeting as Item 11 contained exempt information as defined in section 100A of the Local Government Act 1972; namely exempt information relating to the financial and business affairs of a particular person (other than the Authority).</p>	
LSCB42.	<p>MINUTES</p> <p>EXEMPT MINUTES (Agenda Item 11)</p> <p>RESOLVED</p> <p>That the exempt minutes of the meeting of Licensing Sub-Committee B on 20 October 2005 be approved.</p>	

Councillor REG RICE
Chair, Licensing Sub-Committee B