

## NOTICE OF MEETING

# LICENSING SUB COMMITTEE B

**Tuesday, 14th May, 2019, 7.00 pm - Civic Centre, High Road, Wood Green, N22 8LE**

**Members:** Councillors Sheila Peacock, Reg Rice (Chair) and Viv Ross

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 [insert item number here] 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. MINUTES (PAGES 1 - 10)**

To approve the minutes of the previous meeting of the Licensing Sub Committee B held on 15<sup>th</sup> January 2019.

**6. SUMMARY OF PROCEDURE (PAGES 11 - 12)**

The Chair will explain the procedure that the Committee will follow for the hearing considered under the Licensing Act 2003 or the Gambling Act 2005. A copy of the procedure is attached.

**7. APPLICATION FOR A VARIATION OF A PREMISES LICENCE - TARSHISH, 16-20 HIGH ROAD, N22 (PAGES 13 - 80)**

To consider an application for a variation of a Premises Licence at Tarshish 16-20 High Road Wood Green London N22. 1st & 2nd Floor.

**8. ITEMS OF URGENT BUSINESS**

To consider any new items of urgent business admitted under item 2 above.

Glenn Barnfield, Principal Committee Co-ordinator

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Wednesday, 01 May 2019

**MINUTES OF THE MEETING OF THE LICENSING SUB  
COMMITTEE B HELD ON TUESDAY, 15TH JANUARY, 2019, 19:00  
– 22:00**

**PRESENT:** Cllr Reg Rice (Chair), Sheila Peacock and Viv Ross

**1. FILMING AT MEETINGS**

Noted.

**2. APOLOGIES FOR ABSENCE**

None.

**3. URGENT BUSINESS**

None.

**4. DECLARATIONS OF INTEREST**

None.

**5. MINUTES**

**RESOLVED** that the minutes of the meeting held on 22 March 2017 be approved as a correct record.

**6. SUMMARY OF PROCEDURE**

Noted.

**7. REVIEW OF A PREMISES LICENCE UNDER THE LICENSING ACT 2003**

Ms Daliah Barrett, Licensing Officer, introduced the application for the review of the Premises Licence for Jolly Anglers, 33 Station Road, Wood Green, London N22. It was noted 580 Green Lanes Ltd. held the Premises Licence. The applicant of the review was the Metropolitan Police who had claimed the operation of the premises had failed to uphold the licensing conditions and the licensing objectives, namely the prevention of crime and disorder, the prevention of public nuisance, and public safety.

In addition to the Metropolitan Police submissions, representations had been received from 22 local residents and the Licensing Authority. It was noted that only the documentary and oral representations made to the Committee should be considered in their deliberations.

Mark Greaves, the Police representative, outlined the application for review he had made to the Committee. He took the Committee through Appendix 1 – *Review application and supporting documentation* – which included emails from local residents about their concerns, and a summary of Computer Aided Dispatch (CAD) reports in relation to Jolly Anglers call outs. It was clarified that these were not actual crime reports.

Following questions, Mr Greaves noted the CAD summaries provided were the extent of the police call outs to the Jolly Rogers between 25<sup>th</sup> November 2017 and 19<sup>th</sup> November 2018. He accepted there were issues with the police search system in that it was difficult to source complaints to specific places but rather general locations. However, he had checked the system as thoroughly as he was able to. He said he had looked for calls where police were not able to attend and was not able to find any. He accepted there could have been more noise related complaints but these might have gone through to the Council, which had a late night enforcement team to address any noise complaints received throughout the evening and early hours. It was noted that the enforcement team had made no representations to the Committee regarding the matter.

Local residents, Ms Paola Desiderio, Ms Kate Ash and Mr Andy Belsham, who had made written representations next addressed the Committee. Ms Desiderio queried the effectiveness of the police search system used by the Police representative and claimed that she had made 15 calls to the police in August alone.

The local residents then highlighted several concerns they had with the operations of the Jolly Anglers. They included:

- Noise related issues, which they said could be heard in the early hours. They claimed the noise prevented them from being able to sleep.
- Clientele throwing up and urinating on the streets
- Anti-social related behaviour such as fighting taking place outside the venue.
- The issues were not limited to weekends.
- Smashed glass left on the streets surrounding the premises.
- The ineffectiveness of the door staff in being able to handle the clientele and moving them on once they had left the venue.
- Local residents claimed they had witnessed the door staff instigating fights and not acting to prevent fights occurring.
- There were instances where individuals were congregating outside the venue in their cars and playing loud music in the early hours.

The Committee next heard from Mr Matthew Phipps from TLT Solicitors who was representing Ms Nancy Maxwell, the Designated Premises Supervisor (DPS). Mr Phipps acknowledged the concerns raised by the local residents and conceded that the situation was untenable. He apologised to the local residents who had had complained.

Mr Phipps argued this was not a case where the license should be revoked but rather new conditions on the premises license. He informed the Committee that they were proposing a number of changes to take place at Jolly Anglers. This included the removal of the DPS and the designation of a new DPS who had over 20 years'

experience. They accepted many of the issues raised were in relation to incidents taking place after midnight. Therefore, they would accept the revocation of the venues ability to remain open beyond midnight. Mr Phipps noted a number of the representations made by the local residents requested the revocation of the late night license.

Mr Phipps raised the additional points:

- The Committee had the option to suspend the Premises License. Mr Phipps invited the Committee to consider suspending the license for three weeks. This would allow the venue a period of time in which to refurbish and change the name of the pub. The suggested name of the pub would be the Crafty Cock. Other changes would also take place during this time, such as closing at 00:00.
- Claimed they were agreeable for the closing time to be 23:00 on Sunday. He noted the previous Committee that reviewed the premises license seriously considered reducing the operating hours but, at that time, it did not consider it appropriate. Mr Phipps accepted the circumstances had since changed and this Committee might now feel it was appropriate to reduce the operating hours on the conditions on the premises license.
- Acknowledged the clientele of the venue needed to change and that it should no longer be seen to be the final destination for customers once other bars and pubs in the local area had closed. One of the proposals the venue had put forward was to not allow entry after 23:00 for two months after the proposed re-opening.
- Clarified that the penalty imposed by Green King on Mr Ertan Salih in paragraph 2.4 of the Licensing Officer's report was a warning.
- Acknowledged the important role of the DPS and that they should be in attendance at the venue during operational hours or be reachable by phone at all times. The operator had found an individual with over 20 years' experience who they would propose to be the new DPS. This change would occur before the venue would be due to re-open. He clarified that Ms Maxwell would not have involvement in the day to day management of the venue.
- Remarked on the difficulty of the location of the Jolly Anglers venue in Noel Park ward and that the operators had to be mindful not to exacerbate existing social problems.
- Regarding the murder that occurred outside the Jolly Anglers in November 2016, Mr Phipps noted it was unfair to attribute that incident to the venue and that the individual had been stabbed elsewhere but made it to the venue before passing away outside the venue.
- Accepted the venue had not been forthcoming with previous police requests for CCTV footage but they had suggested new conditions to improve CCTV compliance.
- Regarding the CAD summaries provided, he informed the Committee that a number of those incidents involved staff at the venue calling the police first. It was therefore not fair to conclude from the CAD summaries that there was a lack of management.
- The venue was making an active effort to ensure that paperwork was better attended.

- Accepted the number of DPS changes at Jolly Anglers had not been ideal but this was not a unique situation when compared to similar venues.
- Highlighted the report prepared by the Licensing Officer involved incidents at the venue from 2006 through to 2016 only.
- Noted the lack of resident representations put forward and of those a large number claimed there would be improvement if the late night license was to be revoked, which the venue accepted.
- Noted no premise could be incident free but that the conditions put forward would mitigate the concerns raised.
- Accepted there had been issues with individuals drinking near the premises in their cars and playing loud music. The venue would be looking to create a dispersal policy.
- The proposed conditions by the venue were comprehensive and they were serious about addressing the concerns raised as they did not want the Committee to revoke the premises license.

The Committee next questioned Mr Phipps. The following was noted:

- If the venue were looking to attract a different clientele, then it should consider emulating the styling of other local bars/pubs such as the Green Rooms.
- Mr Phillips claimed closing at 23:00 Monday to Saturday would not be proportionate and closing at 00:00 would be in line with the practice of other venues. He also noted one of their proposed conditions was no new entry could be made beyond 23:00 for the two months after the proposed refurbish.
- Regarding Condition 8, the Committee queried why the SIA registered door supervisors were only being proposed to be present from 20:00. Mr Phipps responded that he had taken the view that door supervisors would only be required when premises traded later in the evening.
- Mr Phipps noted there had been no representations made regarding underage drinking being an issue at the venue and therefore it would not be proportionate for the venue to be required to install a scanning system to ensure that clients were over the age of 18.
- Mr Phipps informed the Committee that in order for it to make a DPS change, an application would need to be submitted. The police would have the opportunity to object to the proposed DPS but this would be rare in a situation where they were legally entitled to live in the country and did not have any criminal history.

The local residents next asked questions of Mr Phipps. The following was noted:

- The local residents queried how they could trust the operator to put in place the changes proposed when they had questioned the evidence in the report pack. Mr Phipps clarified that he had identified factual errors and these were incontrovertible. He noted the 38 conditions were comprehensive and that the reduction in hours would create a significant improvement in the situation for local residents. He claimed the operator recognised the concerns raised and had put forward the 38 conditions to mitigate those concerns.
- Regarding the three entrances to the pub, Mr Phipps claimed two door staff would be sufficient and that this would be the appropriate and proportionate

number. He also informed there had been a recent change in the SIA supervisors. These were different personnel provided by the same company the venue had previously used.

Mr Gevan Dagn, representing the License Holder, informed the Committee they supported the proposed conditions put forward by Mr Phipps to better manage the situation.

#### Closing remarks

Mr Greaves, for the Police, highlighted the concerns with the management of the venue. He claimed it was still not clear who would be in charge of the venue and that the management had been the same for the last 10 years. He also claimed the SIA provisions Mr Phipps had put forward in the proposed conditions were not robust enough. He claimed that without SIA present, there would be no enforcement on clientele taking glass out of the venue or preventing those intoxicated from regaining entry to the venue. He suggested that from 20:00 until 00:00, there should be two SIA's present, one to control the inside and the other to control the smoking section of the venue. He also suggested that 00:00 was too late for the venue to be open Sunday to Thursday and this should be revised to 23:00 to ensure residents were able to sleep at night.

The local residents noted their concern with the management of the pub and that they had let down their employees and surrounding residents. Mr Belsham was satisfied that the revocation of the late night license and the venue being open up until 23:00 would limit the noise and antisocial behaviour related complaints.

Mr Phipps, on behalf of the DPS, referred the Committee to the conditions they had proposed and requested they reflect on them. He noted they had accepted criticism and acknowledged things needed to change. However, he argued that 00:00 was a proportionate and appropriate response and that 23:00 would be too early for the venue to close. He also contested that having SIA present 7 days a week was not feasible and that the Home Office Revise Guidance issued under section 182 of the Licensing Act 2003 at 10.10 states licensing authorities should be alive to the indirect costs that can arise because of conditions. Mr Phipps acknowledged a change of management was needed.

The Chair thanked the parties for their submissions and informed them the decision would be available within 5-working days.

#### **RESOLVED**

The Committee carefully considered the application for a review of the Premises Licence of the public house known as the Jolly Anglers, which is situated at 33 Station Road, Wood Green, London N22. In considering the review application, the Committee took into account the London Borough of Haringey's statement of Licensing policy, the Licensing Act 2003, the Licensing Act 2003 section 182 guidance and representations made the Licensing Authority, the Metropolitan Police (who issued the review application), representations made by local residents, and

representations made by and/or on behalf of the management of the Jolly Anglers Public house via their legal representative.

Having heard from all the parties, the Committee decided that the matters it heard represented a serious failure to uphold the four licencing objectives and as a result saw fit to suspend the licence for a period of three months.

The Committee noted that the respondent had accepted that the premises had been poorly managed and **resolved that the current DPS should be removed.** The committee also noted that the respondent had made firm proposals to address the behaviour that was occurring at and within the immediate vicinity of the premises. However the committee was not satisfied that the measures proposed by the respondent were a sufficient response to the matters put before the committee.

In particular the committee felt that the evidence it had read and heard regarding anti-social behaviour was serious. In particular, details of violent incidents & allegations of criminal assaults; evidence from residents of persistent noise in the middle of the night and a related failure of patrons of the premises to disperse promptly and quietly after closing hours; regular fouling of the immediate area including entrances to residents premises with vomit and other human waste in full view of small children; the unwillingness and or/inability of the management of the premises to address these matters of which they were well aware; an apparent lack of desire on the part of the management of the premises to cooperate with the Police investigations into incidents that had occurred at the premises. The committee considered that evidence of the persistent occurrence of these matters fell within circumstances that would justify revoking the licence. However in view of the assurances given on behalf of the respondents that they wished to take a fresh approach to the running of the premises, the committee decided to suspend the licence for three months.

The committee had regard to the London Borough of Haringey's statement of licensing policy and its wish to promote the local economy of which the premises is a part, but it could in no way disregard the impact that the premises was having on local residents,

In light of the evidence before it the Committee also took the view that the conditions suggested by the Respondent did not address the matters put before it and resolved to amend the premises license.

In view of the significant impact on the local residents caused by the late night license. the committee resolved to reduce the opening hours to provide for a closing time of 23:00 Sunday to Thursday and on 00:00 (midnight) on Friday and Saturday, and to impose further conditions on the licence as set out below.

The committee approached its deliberations with an open mind and only made its decision after hearing the parties' representations. The committee considered its decision to be appropriate and proportionate.

### **Modified Premises Licence**



Supply of Alcohol

*Sunday to Thursday - 1100 to 22:30*

*Friday to Saturday - 1100 to 23:30*

Regulated Entertainment

*Sunday to Thursday - 1100 to 22:30*

*Friday to Saturday - 1100 to 23:30*

The opening hours of the premises:

*Sunday to Thursday 1100 to 2300*

*Friday to Saturday 1100 to 0000*

**The following additional conditions are to be added to the premises license -**

**General – all four licensing objectives**

1. The Designated Premises Supervisor (DPS) will ensure that staff are trained, as appropriate, in respect of relevant licensing law; crime scene best practice and upon the sale of alcohol to drunks and to persons underage
2. A direct telephone number for the DPS/Manager on Duty at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity
3. Substantial food and suitable beverages other than alcohol shall be available from midday when alcohol is supplied at the premises, save for a permitted wind down period after 22:00 daily
4. The DPS shall offer bi-monthly meetings to residents
5. There shall be a personal licence holder on duty at the premises at all times the premises is authorised to sell alcohol.

**The prevention of crime and disorder**

6. A digital hard drive CCTV system shall be in operation to cover internal and external areas of the premises and any area where customers have legitimate access shall be sufficiently illuminated for the purposes of CCTV.
  - a. All CCTV recorded images shall have sufficient clarity/quality/definition to enable facial recognition.

- b. CCTV footage shall be kept in an unedited format for a period of 31 days; any footage subsequently produced shall be in a format so it can be played back on a standard personal computer or standard DVD player.
  - c. Any manager left in charge of the premises shall be trained in the use of any such CCTV equipment and able to produce/download/burn CCTV images upon request by an authorised officer from a Responsible Authority.
  - d. CCTV shall be maintained on a regular basis and kept in good working order. CCTV maintenance records to be kept details of contractor used and work carried out to be recorded
7. An incident log shall be kept at the premises, and made available on request to an authorised officer or 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 and violence
  - e. All seizures of drugs or offensive weapons
  - f. Any faults in the CCTV system or searching equipment or scanning equipment
  - g. Any visit made by a relevant authority or emergency service.
8. The DPS shall on Friday and Saturday nights, employ a minimum of 2 SIA registered door supervisors from 20:00 until at least 20 minutes after the last customer has left the premises.
9. The DPS shall, on Friday and Saturday nights, ensure that when engaged, at least one (1) SIA registered door supervisor regularly monitors and supervises the smoking area whilst it is in use by customers.
10. Upon re-opening following the planned refurbishment works the DPS shall, on Friday and Saturday nights, ensure that when engaged, at least one (1) SIA registered door supervisor regularly monitors and supervises the rear courtyard area whilst it is in use by customers.
11. Upon re-opening following the planned refurbishment works there shall be no admittance or re-admittance to the premises after 23:00 except for patrons permitted to temporarily leave the premises to smoke

**The prevention of public nuisance**

12. No music or amplified sound shall be generated on the premises so as to give rise to a nuisance, checks outside the premises will be undertaken to ensure compliance and recorded in the incident book.
13. A prominent notice shall be displayed at the exit from the premises requesting patrons to respect local residents and to leave the premises and area quietly
14. A dispersal policy shall be in place at the premises to ensure that customers leave the area quietly
15. A smoking policy shall be in place at the premises to ensure that customers smoking outside the premises do so quietly
16. The smoking area at the side of the building as marked on the approved plan shall close when the premises ceases to be licensed for the supply of alcohol.
17. Patrons permitted to temporarily leave and then re-enter the premises via the front door e.g. to smoke, shall not be permitted to take drinks or glass containers with them.
18. A notice shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly
19. The DPS/Manager on Duty shall ensure that any patrons smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway
20. Local taxi numbers shall be available for customers to assist in ordering a taxi
21. Loudspeakers shall not be located in the entrance lobby or outside the premises building
22. All windows and external doors shall be kept closed after 21:00 hours except for the immediate access and egress of persons
23. The acoustic lobbies installed at the premises shall be maintained.
24. Customers shall not be permitted to use the rear garden area after 22:00 hours daily.
25. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection time.
26. During the hours of operation the DPS/Manager on Duty shall ensure that sufficient measures are in place to remove and prevent litter or waste accumulating from customers in the area immediately outside the premises, and that this area shall be swept and/or washed, and litter and sweepings collected and stored in accordance with the approved refuse arrangements.

**Public safety**

27. The number of persons permitted in the premises at any one time during Regulated Entertainment (excluding staff) shall not exceed 175

- 28. The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order
- 29. All external emergency exit doors shall be fitted with sensor alarms and visible indicators to alert staff when the doors have been opened
- 30. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous

**The protection of children from harm**

- 31. A Challenge 25 policy shall be implemented and full and appropriate identification shall be sought from any person who appears under the age of 25. The only acceptable forms of identification shall be passport, photo driving licence, and those carrying the PASS logo
- 32. Persons under the age of 18 shall be accompanied by an adult at all times
- 33. The DPS/Manager on Duty shall not permit persons under the age of 18 to be on the premises after 21:00 daily.
- 34. A notice shall be displayed indicating that the Challenge 25 policy is in force
- 35. Staff training shall include the Challenge 25 policy and its operation. In particular staff shall be trained to take such action as is necessary to prevent the sale of alcohol to persons over the age of 18 where those customers are engaged in the distribution of alcohol to persons under the age of 18. The training shall be given to a new member of staff before they commence paid employment and all staff shall be re-trained twice yearly.
- 36. All training shall be documented
- 37. A sales refusal book shall be kept at the premises and this shall be checked each week by the DPS to ensure that staff are accurately recording refusals. The refusal book shall be open to inspection by appropriate officers of the Responsible Authorities.

**8. ITEMS OF URGENT BUSINESS**

None.

CHAIR: Councillor Reg Rice

Signed by Chair .....

Date .....

## APPENDIX 3

<b>LICENSING SUB-COMMITTEE REVIEW HEARINGS PROCEDURE SUMMARY</b>	
<b>INTRODUCTION</b>	
1.	The Chair introduces himself and invites other Members, Council officers, the Premises Licence Holder, representatives of responsible authorities, interested parties and the Review Applicant to do the same.
2.	The Chair invites Members to disclose <ul style="list-style-type: none"> <li>i) any prior contacts (before the hearing) with the parties or representations received by them; and separately</li> </ul> any declarations of interest.
3.	The Chair explains the procedure to be followed by reference to this summary which will be distributed in advance.
<b>NON-ATTENDANCE BY PARTY OR PARTIES</b>	
4.	If one or both of the parties fails to attend, the Chair decides whether to: <ul style="list-style-type: none"> <li>(i) grant an adjournment to another date, or</li> <li>(ii) proceed in the absence of the non-attending party.</li> </ul> Normally, an absent party will be given one further opportunity to attend.
<b>TOPIC HEADINGS</b>	
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><b>Whether the extensions of hours etc. applied for would conflict with the four licensing objectives i.e.</b></p> <ul style="list-style-type: none"> <li>(i) the prevention of crime and disorder,</li> <li>(ii) public safety,</li> <li>(iii) the prevention of public nuisance, and</li> <li>(iv) the protection of children from harm.</li> </ul>
6.	The Chair invites comments from the parties on any other topic headings to be discussed.
<b>WITNESSES</b>	
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.
<b>DOCUMENTARY EVIDENCE</b>	
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?	
<b>THE LICENSING OFFICER'S INTRODUCTION</b>		
13.	The Licensing Officer introduces the report explaining, for example, the existing hours, the hours sought to be varied 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.	
<b>THE HEARING</b>		
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 Review Applicant's main representative	
(ii)	an introduction by the Premises Licence Holder or representative	
(iii)	questions put by Members to the Review Applicant	
(iv)	questions put by Members to the Premises Licence Holder	
(v)	questions put by the Review Applicant to the Premises Licence Holder	
(vi)	questions put by the Premises Licence Holder to the Review Applicant	
<b>CLOSING ADDRESSES</b>		
16.	The Chair asks each party how much time is needed for their closing address, if they need to make one.	
17.	Generally, the Review Applicant makes their closing address before the Premises Licence Holder, who has the right to the final closing address.	
<b>THE DECISION</b>		
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 14<sup>th</sup> May 2019, 19:00pm – Civic Centre, High Road , Wood Green N22.

**Item number:**

**Title:** Application for a Variation of a Premises Licence – Tarshish 16-20 High Road Wood Green London N22. 1<sup>st</sup> & 2<sup>nd</sup> Floor.

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

**Ward(s) affected** Woodside

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

**1. Describe the issue under consideration**

1.1 To vary the layout of the Premises to include a 3<sup>rd</sup> terrace floor as per plan submitted, with the ability to offer licensable activity to the existing times on the current licence. Application and plans are at Appendix 1.

1.2 The current licence issued to the premises permits the following: App 2  
**Regulated Entertainment:** Live Music and Recorded Music

**Supply of Alcohol**

**Late Night Refreshment**

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

**Live Music and Recorded Music**

**Sunday to Thursday** 1000 to 0100

**Friday to Saturday** 1000 to 0200

**Late Night Refreshment**

**Monday to Sunday** 2300 to 0200

**Supply of Alcohol**

**Monday to** 1000 to 2330

**Sunday** 1000 to 0100

**The opening hours of the premises:**

**Monday to Sunday** 1000 to 0230

1.3 Representations have been received against this application by Responsible Authorities.

1.4 As such, in accordance with the legislation the Licensing Authority must hold a hearing to consider the application and any relevant representations.

**1.5 Representations**

Planning representation - Appendix 3- Planning advised:

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The use of the first and second floors is subject to planning decision HGY/2014/2443.

Condition 5 of the above planning decision states:

5. The use hereby permitted shall not be operated before 0700 hours or after 2400 hours.

Reason: To ensure that the amenities of adjacent properties are not diminished consistent with Saved Policy UD3 of the Haringey Unitary Development Plan 2006.

cannot find any subsequent planning decisions that supersede the above condition and so their proposals would not be in accordance with planning conditions.

## 1.6 Representation from Building Control under Public Safety objective: App 4

- The stairs on the roof plan do not line up with the stairs on the second floor
- No accommodation numbers provided.
- No Call Points shown at Storey exit.
- No emergency lighting shown.
- No exit signage indicated on plan.
- No fire alarm provision indicated.
- Electrical circuits not demonstrated to be fire resisting.
- Electrical circuits not shown to be provided with RCD protection.
- Staircase and balustrading details not provided.
- Provision for disabled not indicated

## 1.7 Representation from the Fire Authority – App 5

From the information supplied they do not provide suitable escape as it only shows 2<sup>nd</sup> and 1<sup>st</sup> floors with what I assume is main entrance door opening inwards max 60 in whole building and no protection the staircase at 1<sup>st</sup> floor

The applicant was requested to submit an updated plan that took care of the concerns raised by the Building Control RA and Fire Authority RA. The applicant submitted revised plans after the closing date of the consultation (APP IA) and the Fire Authority RA then responded with the following:

The Fire Authority, as Responsible Authority under the Licensing Act 2003 with reference to the Licensing objective for the Protection of Public Safety, would like to raise a Representation to the use of the above named premises for the application to vary the Premises License, as shown in the details submitted to this department, for failure to demonstrate compliance

1. The roof area would appear to be an inner room and the means of escape shown is unsatisfactory.
2. It has been stated that the accommodation number is 70, however seating is shown for over 100 people. Two protected exits are required for the new floor level, only one has been indicated therefore the means of escape is unsatisfactory
3. No details of the fire alarm system.
4. No emergency lighting has been shown
5. No exit signage has been indicated on the plan.
6. The provision for disabled access not indicated not clarified

## 1.8 Licensing Authority representation – Appendix 6

### 2 Background

2.1 The premises has operated over a number of years at this location utilising the upper floor of the building. The venue currently operates on 2 levels, 1<sup>st</sup> and 2<sup>nd</sup> floor. The applicant indicated that it was the intention to utilise a 3<sup>rd</sup> floor with the intent to offer shisha smoking. This was not mentioned in the application and is not a licensable activity. The Planning Department advised that the condition granted on the premises was for it to be used as a restaurant and that any use as a shisha lounge would require a further Planning application to be determined. Planning made representation due to the hours being sought by the variation application also.

2.2. The applicant was also advised of the concerns relating to the public safety objective that were raised by the Building Control and Fire Authority. A further set of plans were requested to clarify the concerns and to ensure any alterations were compliant for safe means of escape from the venue. The applicant submitted revised plans after the closing date and a covering letter clarifying that shisha activity was no longer on the table and sought to clarify the



public safety concerns . These were not satisfactory to the Responsible Authorities.

Mr Yavuz also emailed to request a meeting with the relevant parties but this was not accepted as the public safety issues raised were about ensuring safe means of escape from the premises in the event of a fire and the officers are not in a position to agree to anything less than this.

- 2.3 Under the Licensing Act 2003, the RAs comment on the public safety elements of any applications for premises licences. This is part of the licensing process to determine whether a building is suitable to hold a premises licence. In order to establish if the occupier is meeting the public safety licensing objective officers may inspect the premises prior to making representation or summarise from the plans submitted with the application.

The plan should be drawn in the standard scale 1:100 and detail the following:

- The dimensions of the building boundary and any external walls and openings.
- The access and exit points from the premises including escape routes.
- Those areas used for each licensable activity.
- Fixed structures including furniture and fittings, which may affect access to escape routes.
- Location and type of fire safety measures and fire fighting equipment.
- The location of any raised stage, floor areas, steps, stairs, elevators or lifts.

### 3 Licensing Officer comments

- 3.1 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.
- 3.2 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.
- 3.3 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.
- 3.4 The Section 182 Guidance advises the following:

#### **Public safety**

2.7 Licence holders have a responsibility to ensure the safety of those using their premises, as a part of their duties under the 2003 Act. This concerns the safety of people using the relevant premises rather than public health which is addressed in other legislation. Physical safety includes the prevention of accidents and injuries and other immediate harms that can result from alcohol consumption such as unconsciousness or alcohol poisoning. Conditions relating to public safety may also promote the crime and disorder objective as noted above. There will of course be occasions when a public safety condition could incidentally benefit a person's health more generally, but it should not be the purpose of the condition as this would be outside the licensing authority's powers (be ultra vires) under the 2003 Act. Conditions should not be imposed on a premises licence or club premises certificate which relate to cleanliness or hygiene.

2.8 A number of matters should be considered in relation to public safety. These may include:

- Fire safety;
- Ensuring appropriate access for emergency services such as ambulances;
- Good communication with local authorities and emergency services, for example communications networks with the police and signing up for local incident alerts
- Ensuring the presence of trained first aiders on the premises and appropriate first aid kits;
- Ensuring the safety of people when leaving the premises (for example, through the provision of information on late-night transportation);
- Ensuring appropriate and frequent waste disposal, particularly of glass bottles;
- Ensuring appropriate limits on the maximum capacity of the premises
- Considering the use of CCTV in and around the premises (as noted in paragraph 2.3 above, this may also assist with promoting the crime and disorder objective).

2.9 The measures that are appropriate to promote public safety will vary between premises and the matters listed above may not apply in all cases. As set out in Chapter 8 (8.38-8.46), applicants should consider when making their application which steps it is appropriate to take to promote the public safety objective and demonstrate how they achieve that.

3.5 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.

3.6 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.

3.7 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.

## 4 Options:

4.1 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 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 function on, and the need to do all that it reasonably can to prevent crime and disorder in its area”.

**6.1 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

**7 Use of Appendices**

**Appendix 1 – Application document**

**Appendix 1A- revised plans and covering letter (after consultation period)**

**Appendix 2 – Copy of current Premises licence**

**Appendix 3 – Representation from Planning**

**Appendix 4 – Representation from Building Control**

**Appendix 5– Representation from Fire Authority**

**Appendix 6 – Representation Licensing Authority.**

**Background papers: Section 182 Guidance**

**Haringey Statement of Licensing policy**

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Appendix 1 – Application document

*Memorandum*

Date: 28<sup>th</sup> March 2019

Ref: WK/000432882

From: Daliah Barrett-Williams  
Enforcement Services

To: See Below

**APPLICATION FOR A VARIATION OF A PREMISES LICENCE - TARSHISH, FIRST & SECOND FLOOR, 16-20 HIGH ROAD, WOOD GREEN, LONDON, N22 6BX**

Please find enclosed a copy of an application for a Variation of a Premises Licence for the above mentioned premises. Details of the application are as follows:

To vary the layout of the Premises to include the terrace floor as per plan submitted.

All responses must be received by the 24<sup>th</sup> April 2019, even if you have no comments a response would still be appreciated.

Daliah Barrett-Williams  
Licensing Lead Officer



HARINGEY COUNCIL  
 LICENSING  
 RECEIVED  
 27 MAR 2019

**Application to vary a premises licence under the Licensing Act 2003**

**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 BARAN YAVUZ  
 (Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number LN/600015433

**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description			
<u>FIRST AND SECOND FLOOR</u>			
<u>16-20 HIGH ROAD</u>			
<u>WOOD GREEN</u>			
<u>LONDON</u>			
Post town		Postcode	<u>N22 6BX</u>

Telephone number at premises (if any)	<u>                    </u>
Non-domestic rateable value of premises	<u>£ 57,500</u>

**Part 2 – Applicant details**

Daytime contact telephone number	<u>                    </u>		
E-mail address (optional)	<u>                    </u>		
Current postal address if different from premises address	<u>                    </u>		
Post town		Postcode	

**Part 3 - Variation**

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

Yes

No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY	?

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1)  Yes  No

(Research)  
?

Please describe briefly the nature of the proposed variation (Please see guidance note

2)  
To extend the current licenceable activities from existing restaurants to new restaurant level.

- Planning has already been acquired.

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

N/A
-----



**Part 4 Operating Schedule**

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

**Provision of regulated entertainment (Please see guidance note 3) Please tick all 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

<b>Plays</b> Standard days and timings (please read guidance note 8)			<b>Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 4)</b>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here (please read guidance note 5)</b>		
Mon					
Tue			<b>State any seasonal variations for performing plays (please read guidance note 6)</b>		
Wed					
Thurs			<b>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 7)</b>		
Fri					
Sat					
Sun					

**B**

<b>Films</b> Standard days and timings (please read guidance note 8)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 4)</b>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here (please read guidance note 5)</b>		
Mon					
			<b>State any seasonal variations for the exhibition of films (please read guidance note 6)</b>		
Tue					
			<b>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 (please read guidance note 7)</b>		
Wed					
Thurs					
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details (please read guidance note 5)</u>
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events (please read guidance note 6)</u>
Wed			
Thurs			<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 (please read guidance note 7)</u>
Fri			
Sat			
Sun			

D

<b>Boxing or wrestling entertainments</b> <b>Standard days and timings (please read guidance note 8)</b>			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 4)</u>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<u>Please give further details here (please read guidance note 5)</u>		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment (please read guidance note 6)</u>		
Thurs					
Fri			<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 (please read guidance note 7)</u>		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon					
			State any seasonal variations for the performance of live music (please read guidance note 6)		
Tue					
			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 7)		
Wed					
Thurs					
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	10.00	01.00	Please give further details here (please read guidance note 5)	Both	<input type="checkbox"/>
Tue	10.00	01.00		N/A	
Wed	10.00	01.00	State any seasonal variations for the playing of recorded music (please read guidance note 6)	N/A	
Thurs	10.00	01.00			
Fri	10.00	02.00	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 7)	N/A	
Sat	10.00	02.00			
Sun	10.00	01.00			

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			<b><u>Please give further details here</u></b> (please read guidance note 5)		
Tue					
Wed			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 6)		
Thurs					
Fri			<b><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></b> (please read guidance note 7)		
Sat					
Sun					



H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b>Please give further details here</b> (please read guidance note 5)		
Wed					
Thurs			<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 6)		
Fri					
Sat			<b>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</b> (please read guidance note 7)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>	
Day	Start	Finish		Outdoors	<input type="checkbox"/>	
Mon	23.00	02.00	Please give further details here (please read guidance note 5)	Both	<input type="checkbox"/>	
Tue	23.00	02.00				N/A
Wed	23.00	02.00	State any seasonal variations for the provision of late night refreshment (please read guidance note 6)	Both	<input type="checkbox"/>	
Thurs	23.00	02.00				N/A
Fri	23.00	02.00	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 7)	Both	<input type="checkbox"/>	
Sat	23.00	02.00				N/A
Sun	23.00	02.00				N/A

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input type="checkbox"/>
Day	Start	Finish		Off the premises	<input type="checkbox"/>
Mon			<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 6)	Both	<input type="checkbox"/>
Tue					
Wed					
Thurs				<b>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</b> (please read guidance note 7)	
Fri					
Sat					
Sun					

K

<p><b>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</b> (please read guidance note 10).</p> <p style="text-align: center;"><i>N/A</i></p>
--

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6)
Day	Start	Finish	
Mon	10.00	02.30	N/A
Tue	10.00	02.30	
Wed	10.00	02.30	
Thurs	10.00	02.30	
			<b>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 (please read guidance note 7)</b>  N/A
Fri	10.00	02.30	
Sat	10.00	02.30	
Sun	10.00	02.30	

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

Please tick as appropriate

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

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

**M** Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)**

N/A

**b) The prevention of crime and disorder**

N/A

**c) Public safety**

N/A

**d) The prevention of public nuisance**

N/A

**e) The protection of children from harm**

N/A

**Checklist:**

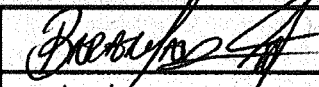
**Please tick to indicate agreement**

- I have made or enclosed payment of the fee; or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

**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.**

**Part 5 – Signatures (please read guidance note 12)**

**Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	18/03/19
Capacity	BARAN YAVUZ

**Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 14). If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

**Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)**

--	--	--	--

Post town		Post code	
Telephone number (if any)			

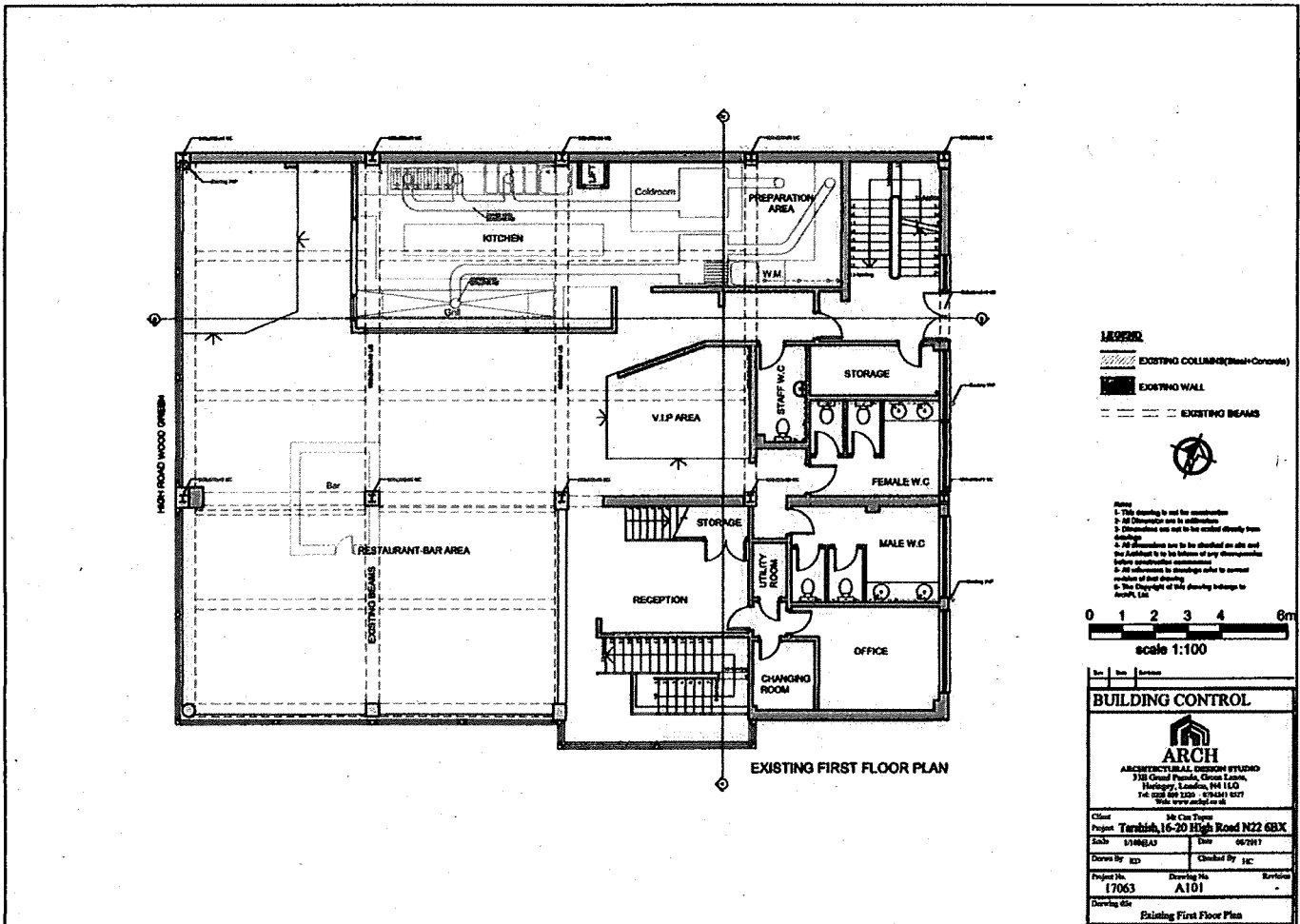
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)

### Notes for Guidance

**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.**

1. 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 for the late night levy
2. 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 of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. 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:
    - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
    - 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.
    - 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.
    - 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.
    - 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.






**LEGEND**

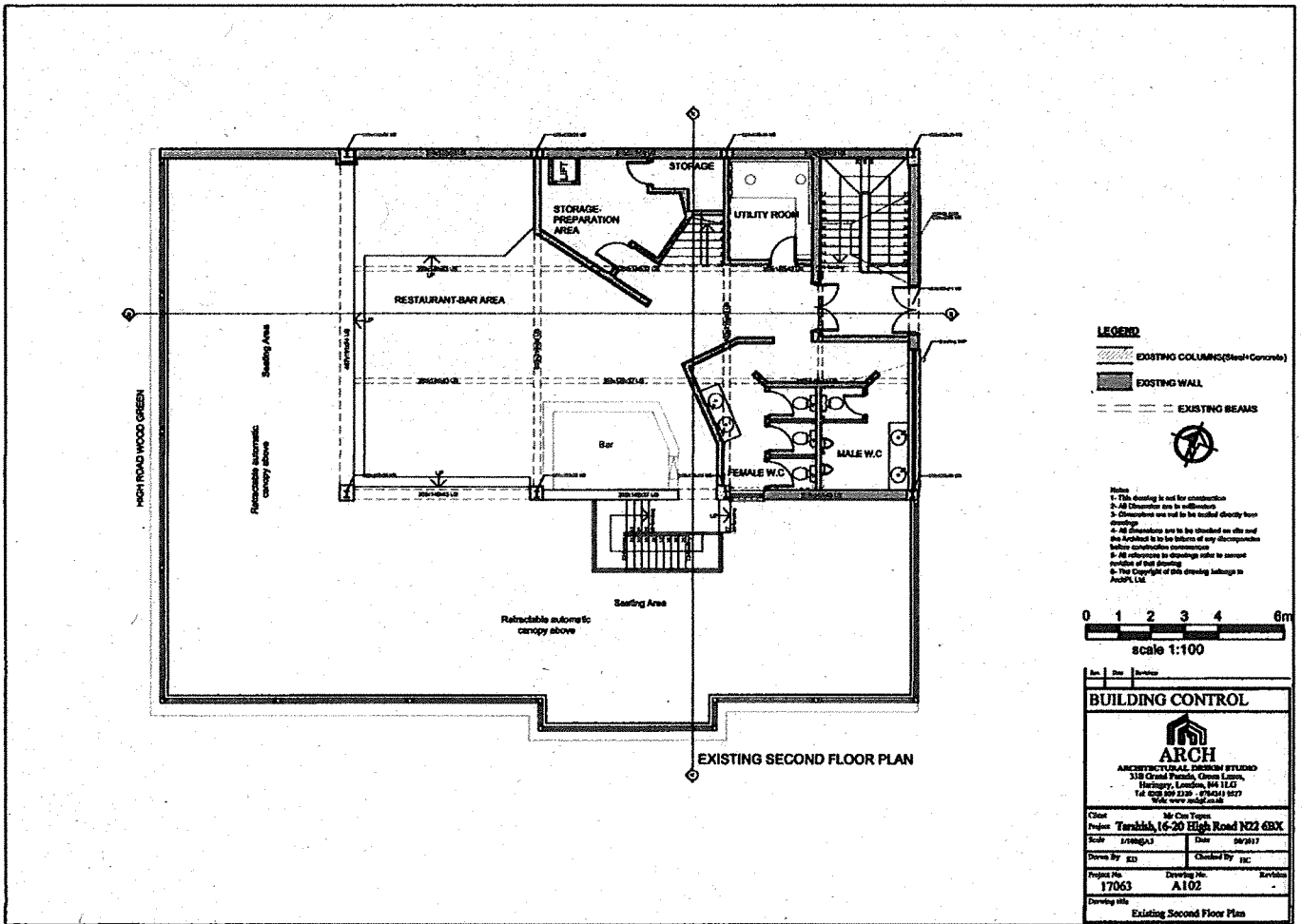
- EXISTING COLUMN(S) (Steel/Concrete)
- EXISTING WALL
- EXISTING BEAMS

**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 the architect to be informed of any discrepancies before construction commences
5. All references to drawings refer to current editions of that drawing
6. The copyright of this drawing belongs to ARCH, Ltd.

0 1 2 3 4 6m  
scale 1:100

BUILDING CONTROL		
 <b>ARCH</b> ARCHITECTURAL DESIGN STUDIO 310 Grand Parade, Ocean View, Harrogate, Leicestershire, WA 11G Tel: 01530 461120 - 01530 461121 Web: www.arch.co.uk		
Client:	Mr. Chai Tzejun	
Project:	Tambiah, 16-20 High Road N22 GRX	
Scale:	1/100 (A3)	Date: 06/2017
Drawn by:	ED	Checked by:
Project No.:	7063	Drawing No.:
Drawing No.:	A101	Revision:
Existing First Floor Plan		

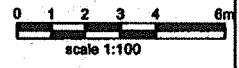


**LEGEND**

- EXISTING COLUMN (Steel/Concrete)
- EXISTING WALL
- EXISTING BEAMS

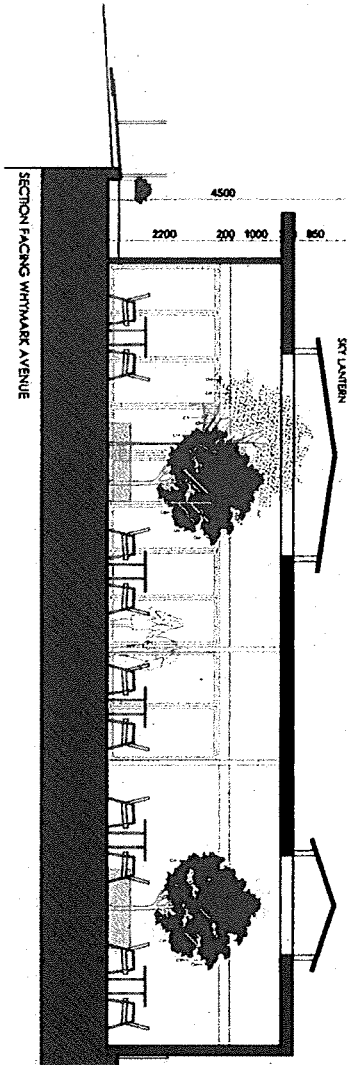
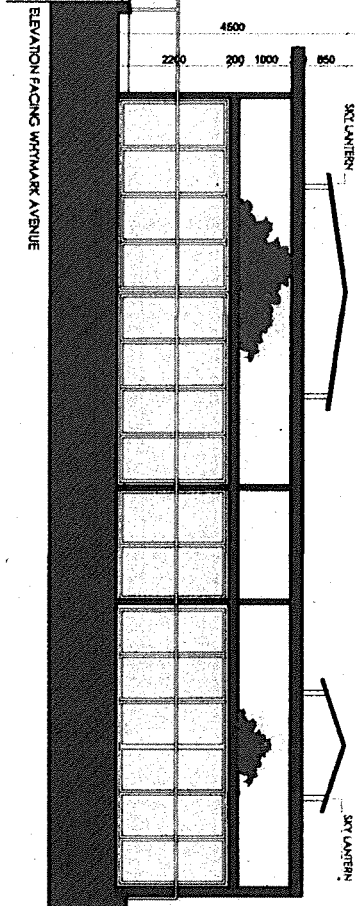
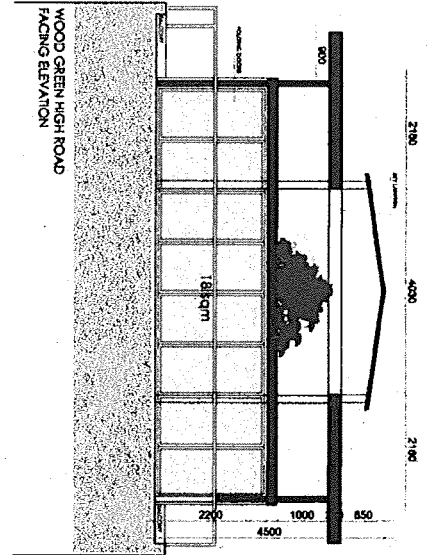
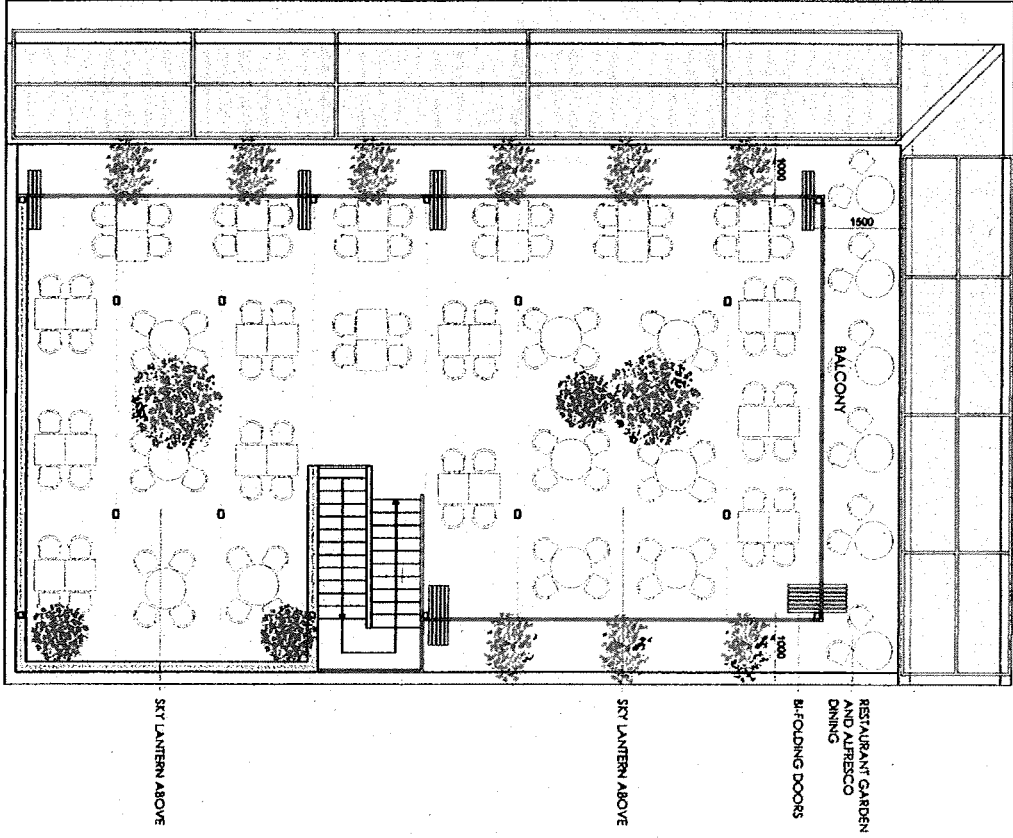
**Notes**

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Arch	Draw	Revised
<b>BUILDING CONTROL</b>		
<b>ARCH</b> ARCHITECTURAL DESIGN STUDIO 318 Great Portland Street, London, W1M 1LL Tel: 020 7634 2220 - 020 7634 1977 Web: www.arch.co.uk		
Client: Mr. Cui Tapan		
Project: <b>Tanahik, 16-20 High Road NZ21 6BX</b>		
Scale: 1/100(A1)	Date: 08/2017	
Drawn By: ED	Checked By: HC	
Project No: 17063	Drawing No: A102	Revisions: -
Drawing title: Existing Second Floor Plan		

PROPOSED 3



DETAIL  
PROPOSED PLANS AND  
ELEVATIONS

SCALE  
1:50 @ A1

ISSUED FOR  
DISCUSSION

REVISION NO. A

B

C

D

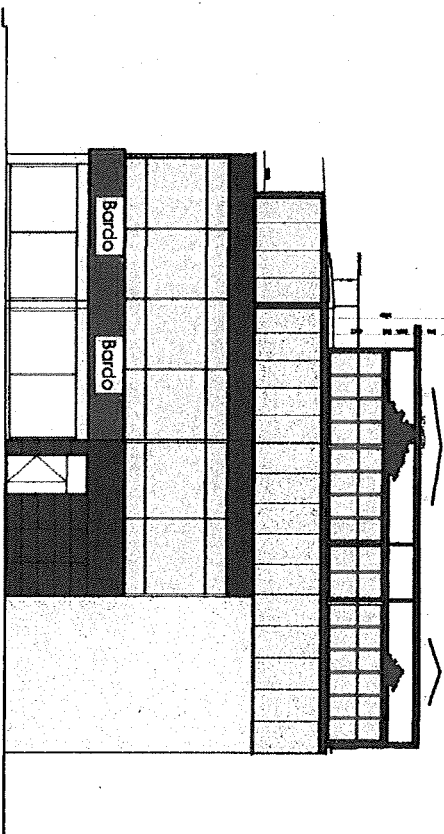
E

F

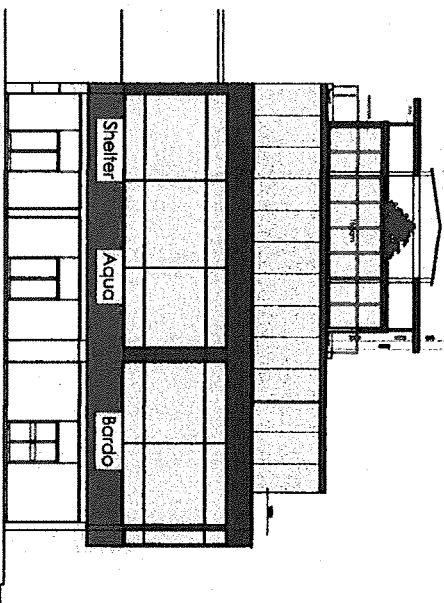
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PROJECT NO. R251  
16-20 HIGH ROAD WOOD GREEN,  
NE22 8BX, LONDON.  
DWG NO. 03  
THIS PLAN IS AN EXTENSION TO EXISTING  
RESTAURANT GARDEN AND ALFRESCO DINING  
GARDEN AREA WITH ALFRESCO DINING

**DRES**  
LONDON  
457 Essex Road  
London N1 2BX  
02077416177  
info@dreslondon.com



PROPOSED SIDE ELEVATION -  
FACING WHITMARK ROAD



PROPOSED FRONT ELEVATION -  
FACING WOOD GREEN HIGH  
ROAD

ETAIL	SCALE	17.01.2017	REVISION NO.	A	B	C	D	E	F
ROPOSED ELEVATIONS	1:100 @ A1	ISSUED FOR DISCUSSION							

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PROJECT NO. R252  
 DWG NO. 04  
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Appendix 1A- Revised plans and covering letter (after consultation period)

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**Barrett Daliah**

---

**Subject:** FW: 16-20 High Road, N22 6BX

**From:** Baran \_\_\_\_\_  
**Sent:** 29 March 2019 12:17  
**To:** Barrett Daliah <Daliah.Barrett@haringey.gov.uk>  
**Subject:** 16-20 High Road, N22 6BX

Dear Daliah,

Im writing this email in regards to the email-s I have received today and yesterday.

Firstly, in regards to public notice; I have forwarded you the picture where the notice is placed. As our entrance is located through this door, at nights we have to close it with a shutter system hence why it was not visible when you visited, going forward I will place the notice on the shutter at nights and then put it back on the window once the shutter is retracted.

The use of (new) upper floor: As we mentioned on the application we will be serving our existing food menu and drinks menu on the new floor. We will serve ancillary shisha to bring a niche to the new floor. Also, as you may know our current diners have to go down to street level ( 3 large sets of stairs) to smoke their cigarettes, the new floor will also help with this.

I have been in touch with Felicia, asking her input and advice to achieve the 50% along with the help of our chartered architect, we will arrange a meeting to discuss her concerns and no work will be carried out until we have all necessary bureaucracy work in place.

I have already instructed to get a new fire risk assessment report through Falcon Fire to check all means of escape in terms of public safety objective, I will forward the report once its completed.

I hope this help

Thanks

**TARSHISH**

Baran Yavuz / Director

---



# TARSHISH

Dear Ms Barrett,

I hope this email finds you well.

I write to acknowledge your email dated 24<sup>th</sup> April 2019 and The Licensing Authority's representation in relation to application for a variation to Tarshish 12 High Road, Wood Green, London N22 6BX.

At this stage we have taken on board the concerns raised regarding the provision of shisha to patrons at Tarshish.

We are abandoning that aspect of that business model. Therefore our application going forward will be for existing restaurant, A3 Al-Fresco Dinning, which, we have planning permission for already.

Turning to the concerns raised on your email dated 3<sup>rd</sup> April 2019 from Pierre Chenier at 9:29am.

1. *The stairs on the roof plan do not line up with the stairs on the second floor*
2. *No accommodation numbers provided.*
3. *No Call Points shown at Storey exit.*
4. *No emergency lighting shown.*
5. *No exit signage indicated on plan.*
6. *No fire alarm provision indicated.*
7. *Electrical circuits not demonstrated to be fire resisting.*
8. *Electrical circuits not shown to be provided with RCD protection.*
9. *Staircase and balustrading details not provided.*
10. *Provision for disabled not indicated.*

*The stairs on the roof plan do not line up with the stairs on the second floor*

***Attached here is a clarified drawing showing how the relevant stairs line up. We trust this will address the concern raised. (Attachment 1)***

*No accommodation numbers provided.*

***We anticipate the maximum number of patrons on the proposed 3<sup>rd</sup> floor to be 70.***





*No Call Points shown at Storey exit.*

**Call Points are clearly addressed please check (Attachment 1)**

*No emergency lighting shown.*

**Emergency Lighting is clearly highlighted please see (Attachment 1)**

*No exit signage indicated on plan.*

**Exit signage is clearly indicated, please see (Attachment 1)**

*No fire alarm provision indicated.*

**Exit signage is clearly indicated, please see (Attachment 1)**

*Electrical circuits not demonstrated to be fire resisting.*

**Will be forwarded to Local Authority in due course**

*Electrical circuits not shown to be provided with RCD protection.*

**Electrical circuits are shown on (Attachment 1) but not yet detailed.  
You will find this written and displayed on (Attachment 1).  
Once detailed will be presented to Local Authority.**

*Staircase and balustrading details not provided.*

**Will be forwarded and illustrated to The Local Authority in due course.**

*Provision for disabled not indicated.*

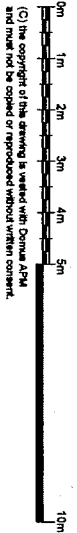
**Provision for disabled patrons already exists and will be extended to the proposed 3<sup>rd</sup> floor.**

**I trust that you will treat this application as a matter of urgency now that  
The Local Authorities concerns have been addressed.**

**Best Regards**

**Baran Yavuz**



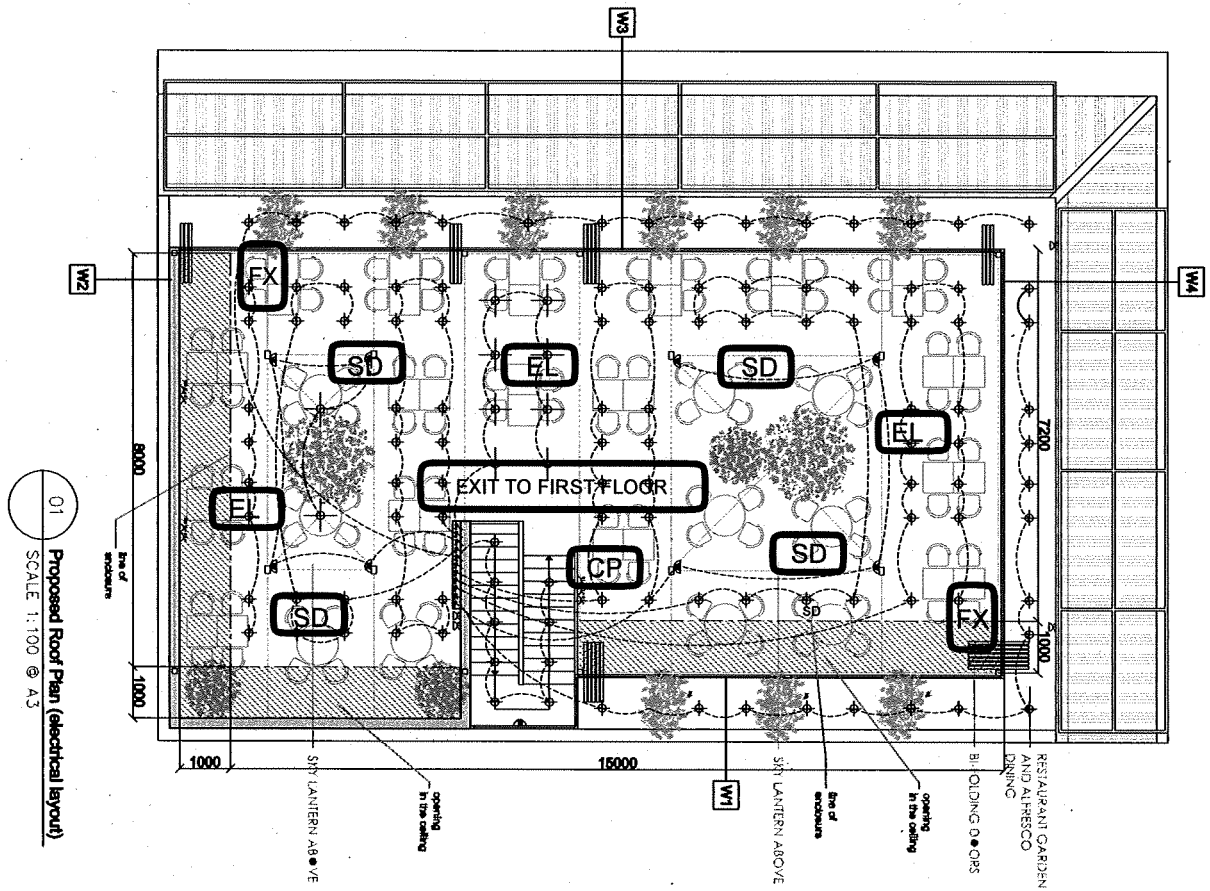


Fire Legend :

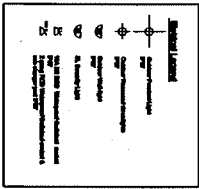
- EL - Emergency Light
- SD - Smoke with Sounder
- CP - Call Point
- Fire Proof Cabling to GF Panel
- FX - Fire Extinguisher

Contractor :  
Falcon Electronics Ltd

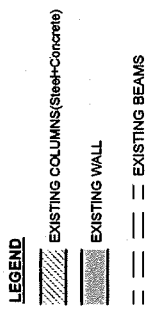
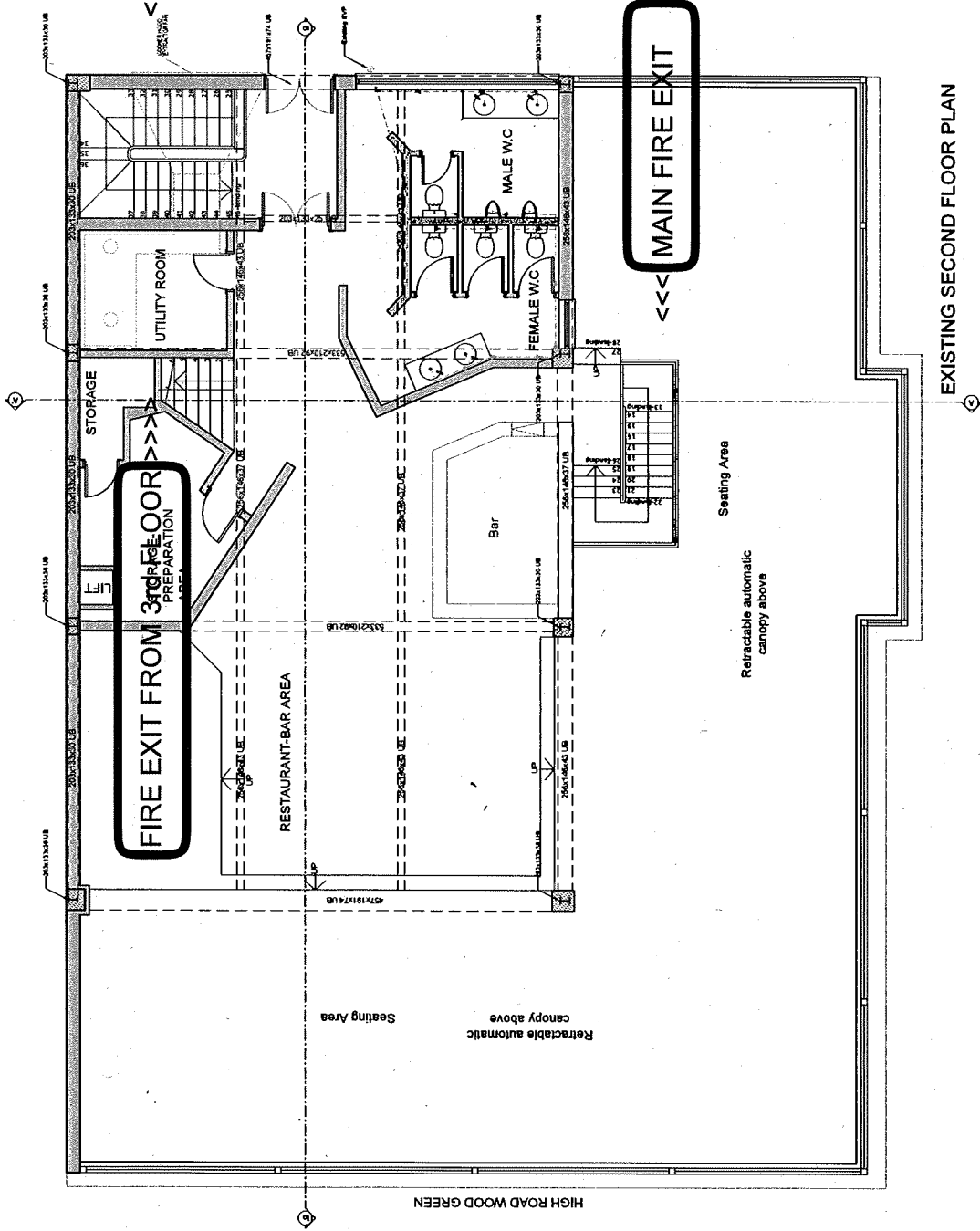
SEATING CAPACITY = 70



01 Proposed Roof Plan (electrical layout)  
SCALE 1:100 @ A3



<b>CC_003</b>	<b>16-20 High Road Wood Green London N22 6BX</b>	DATE 24/04/19	PROJECT Third floor Extension	CLIENT Tersish Restaurant	Architecture & Project Management 16-20 High Road Wood Green London N22 6BX
	CHECKED BY PC	DRAWN BY NK	PROJECT NO. 1901713		



**Notes**

- 1- This drawing is not for construction
- 2- All Dimensions are in millimeters
- 3- Dimensions are not to be scaled directly from the drawing
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Rev	Date	Description
<b>BUILDING CONTROL</b>		
<b>ARCH</b>		
ARCHITECTURAL DESIGN STUDIO 13B Grand Parade, Green Lanes, Haringey, London, N4 1LG Tel: 020 8448 0527 Web: www.archpi.co.uk		
Client	Mr Gan Topcu	
Project	Tarshish, 16-20 High Road N22 6BX	
Scale	1/100@A3	Date 08/2017
Drawn By	KD	Checked By HC
Project No.	17063	Drawing No. A102
Revision	-	-
Drawing title	Existing Second Floor Plan	

**Barrett Daliah**

---

**From:** Barrett Daliah  
**Sent:** 26 April 2019 11:57  
**To:** 'Baran Yavuz'  
**Subject:** RE: 16-20 High Road, Wood Green, N22 6bx

Hi Baran,

The matters that are outstanding are public safety concerns, so please submit any queries /concerns you or David have by email, once we have an understanding of what these are I will do my best to find time in their diaries for a meeting.

In the meantime I will arrange a Licensing Sub Committee hearing for the matter to be determined.

Regards  
Daliah Barrett

---

**From:** Baran Yavuz  
**Sent:** 26 April 2019 11:45  
**To:** Barrett Daliah <Daliah.Barrett@haringey.gov.uk>  
**Subject:** 16-20 High Road, Wood Green, N22 6bx

Hi Daliah,

We would like to arrange a meeting to discuss our license around the table. David Dadds will be joining us too.

We are available Wednesday afternoon or Thursday morning.  
Looking forward to hear from you.  
Regards,

**TARSHISH**

**Baran Yavuz / Director**

16-20 High Road, Wood Green  
London, N22 6BX



Appendix 2 – Copy of current Premises licence

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LICENSING ACT 2003  
Sec 24

**PREMISES LICENCE**

Receipt: AG1089596

Premises Licence Number: LN/000015433

*This Premises Licence has been issued by:*

**The Licensing Authority, London Borough of Haringey,  
1<sup>st</sup> Floor-North River Park House, 225 High Road,  
Wood Green, London, N22 8HQ**

Signature:.....

Date: 16<sup>th</sup> September 2015  
Variation: 18<sup>th</sup> June 2018

**Part 1 – PREMISES DETAILS**

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

**TARSHISH  
FIRST AND SECOND FLOOR  
16-20 HIGH ROAD  
WOOD GREEN  
LONDON  
N22 6BX**

Telephone: .....

**Where the Licence is time limited, the dates:**

Not applicable

**Licensable activities authorised by the Licence:**

**Regulated Entertainment: Live Music and Recorded Music**

**Supply of Alcohol**

**Late Night Refreshment**

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

**Live Music and Recorded Music**

**Sunday to Thursday                    1000 to 0100**

**Friday to Saturday                    1000 to 0200**

**Late Night Refreshment**

**Monday to Sunday                    2300 to 0200**

**Supply of Alcohol**

**Monday to                                1000 to 2330**

**Sunday                                    1000 to 0100**

**The opening hours of the premises:**

**Monday to Sunday                    1000 to 0230**

PREMISES DETAILS [CONT'D]

**Part 2**

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

Baran Yavuz

**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:**

Baran Yavuz

**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/201300778

Issued by: The London Borough of Enfield



**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.

**Door Supervisor:**

All individual(s) at the premises for the purpose of carrying out a security activity must

- (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
- (b) be entitled to carry out that activity by virtue of section 4 of that Act.

## **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 and outside.

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.

Member of staff trained in operating CCTV on premises during time venue open to the public.

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.

The venue will stop serving alcohol 30 minutes before they are due to close to the public, to allow a cooling down drinking up period.

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

Door supervision will be at the main entrance of the restaurant and on the second floor terrace level.

Crime prevention notices be displayed within the premises, notices will be fixed on permanent walls.

The Licensee will ensure door supervisors will control the number of customers appropriately and capacity limits not breached.

### **PUBLIC SAFETY**

No area covered by the retractable roof can be used for smoking.

2<sup>nd</sup> floor capacity will be limited to 60 persons including staff, travel distances must not exceed 18 metres

All fire doors will be regularly checked with records of this being kept at all times.

All necessary safety checks will be carried out before doors are opening and trading to the public.

A log book will be kept and maintained on the premises such log will include safety checks.

## **Annex 2 – Conditions consistent with the Operating Schedule**

Fire risk assessments will be carried out.

Emergency lighting will be in place and easily reachable at all times.

### **THE PREVENTION OF PUBLIC NUISANCE**

Doors and windows will be kept closed at all times.

No bright lighting or flashing lights will appear to the exterior of the premises as not to intrude on neighbours.

No smoking will be permitted on either floors of the premises at any given time.

Exterior signage will be fitted with mood lighting.

#### Deliveries and collections

Deliveries and collections associated with the premises will be arranged between the hours 08:00-20:00 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.

### **THE PROTECTION OF CHILDREN**

Children will be accompanied by an adult to the first floor level restaurant.

Door supervisors will ensure children are restricted to access the terrace lounge bar on the second floor.

Proof of age will be required by persons who look under 21 years of age at all times.

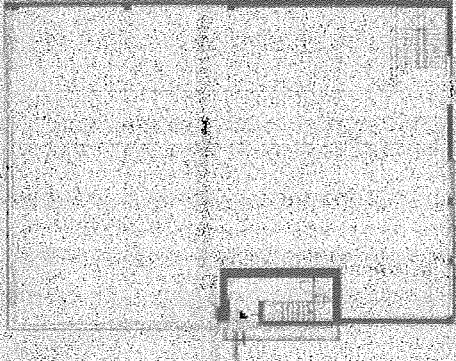
Clear signage will be displayed notify customers of security checks to prevent children under the 18 entering the second floor terrace bar.

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

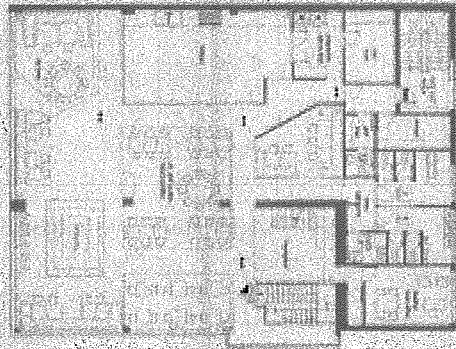
Not applicable

Annex 4 - Plans

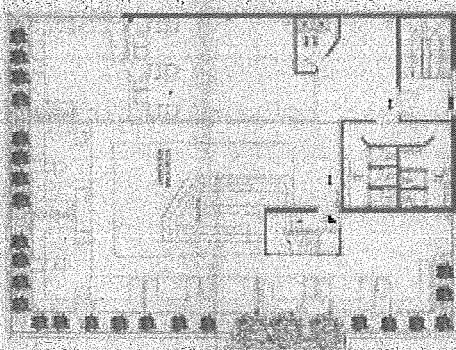
1. Proposed Ground Floor Plan



2. Proposed First Floor Plan



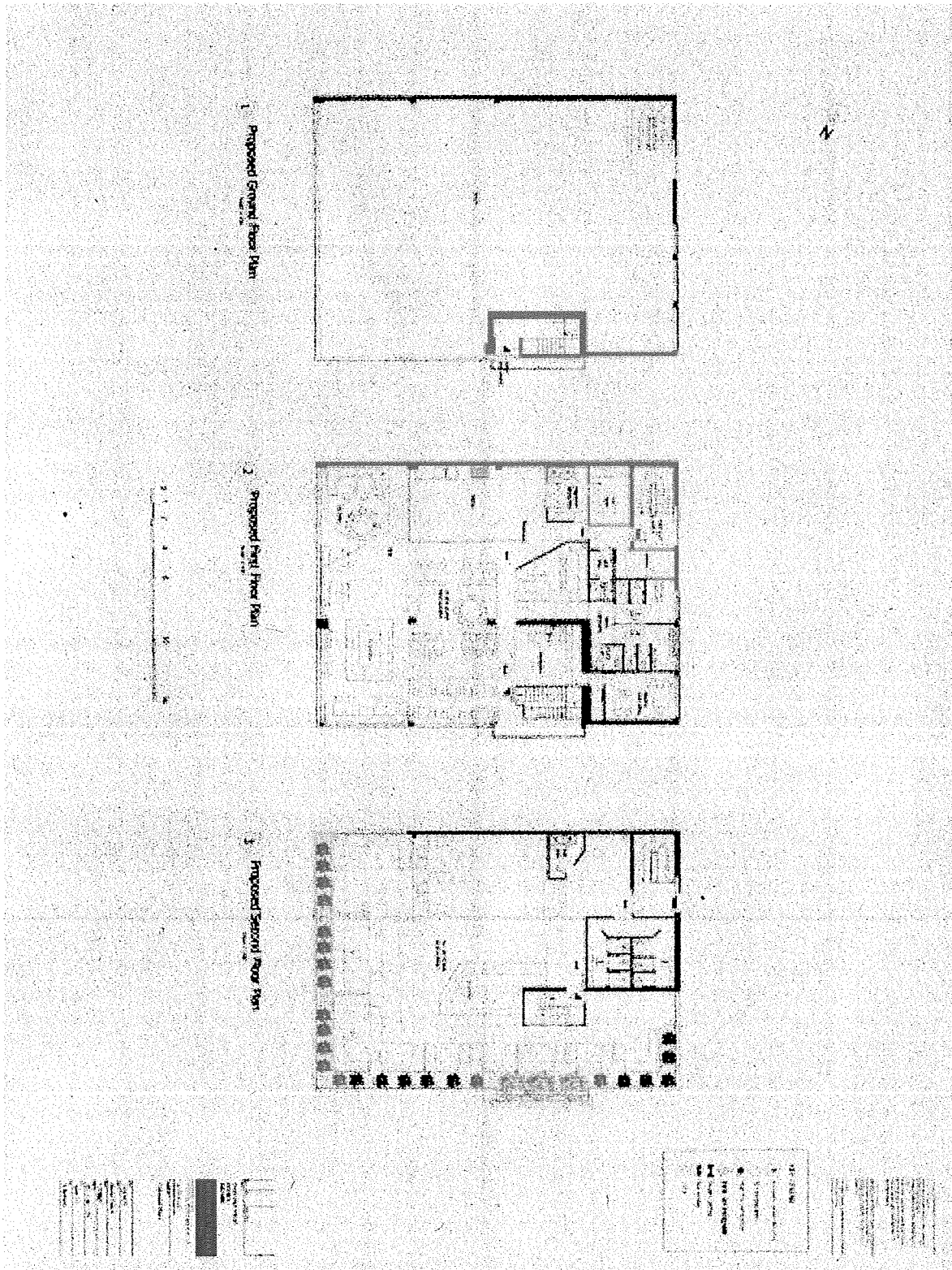
3. Proposed Second Floor Plan



Legend	
1	Proposed structure
2	Existing structure
3	Proposed extension
4	Proposed extension
5	Proposed extension
6	Proposed extension
7	Proposed extension
8	Proposed extension
9	Proposed extension
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Legend	
1	Proposed structure
2	Existing structure
3	Proposed extension
4	Proposed extension
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48	Proposed extension
49	Proposed extension
50	Proposed extension

Annex 4 - Plans





Appendix 3 – Representation from Planning

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**Barrett Daliah**

---

**Subject:** FW: Planning Enforcement Comments - Application for the Variation of a Premises Licence- Tarshish, First & Second Floor, 16-20 High Road, Wood Green, London, N22 6BX(WK/432882)

**From:** Fenner Anthony

**Sent:** 12 April 2019 14:04

**To:** Licensing <[Licensing.Licensing@haringey.gov.uk](mailto:Licensing.Licensing@haringey.gov.uk)>

**Subject:** Planning Enforcement Comments - Application for the Variation of a Premises Licence- Tarshish, First & Second Floor, 16-20 High Road, Wood Green, London, N22 6BX(WK/432882)

Dear Licensing,

The use of the first and second floors is subject to planning decision HGY/2014/2443.

Condition 5 of the above planning decision states:

5. The use hereby permitted shall not be operated before 0700 hours or after 2400 hours.  
Reason: To ensure that the amenities of adjacent properties are not diminished consistent with Saved Policy UD3 of the Haringey Unitary Development Plan 2006.

I cannot find any subsequent planning decisions that supersede the above condition and so their proposals would not be in accordance with planning conditions.

Regards,  
Antony Fenner | Planning Enforcement Officer  
Housing, Regeneration and Planning | Haringey Council  
6th Floor, River Park House, Wood Green, London, N22 8HQ

T.  
E. [Anthony.Fenner@haringey.gov.uk](mailto:Anthony.Fenner@haringey.gov.uk)  
W: [www.haringey.gov.uk/planning-and-building-control/planning](http://www.haringey.gov.uk/planning-and-building-control/planning)

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**From:** Coriah Carol > **On Behalf Of** Planning Enforcement

**Sent:** 28 March 2019 14:39

**To:** Fenner Anthony <[Anthony.Fenner@haringey.gov.uk](mailto:Anthony.Fenner@haringey.gov.uk)>

**Subject:** FW: Application for the Variation of a Premises Licence- Tarshish, First & Second Floor, 16-20 High Road, Wood Green, London, N22 6BX(WK/432882)

Good Afternoon Anthony,

Please see email for your information

Kind regards,

Carol Coriah  
Service Officer  
Haringey Council  
River Park House, 225 High Road, London N22 8HQ

T:  
E. [planning.enforcement@haringey.gov.uk](mailto:planning.enforcement@haringey.gov.uk)

[www.haringey.gov.uk](http://www.haringey.gov.uk)

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

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

**From:** Shah Noshaba <[Noshaba.Shah@haringey.gov.uk](mailto:Noshaba.Shah@haringey.gov.uk)> **On Behalf Of** Licensing

**Sent:** 28 March 2019 11:38

**To:** Haringey Building Control <[Control.HaringeyBuilding@haringey.gov.uk](mailto:Control.HaringeyBuilding@haringey.gov.uk)>; Enforcement Response <[Enforcement.Response@haringey.gov.uk](mailto:Enforcement.Response@haringey.gov.uk)>; Planning Enforcement <[Planning.Enforcement@haringey.gov.uk](mailto:Planning.Enforcement@haringey.gov.uk)>; Ekemezuma Felicia <[Felicia.Ekemezuma@haringey.gov.uk](mailto:Felicia.Ekemezuma@haringey.gov.uk)>; Williamson Emma <[Emma.Williamson@haringey.gov.uk](mailto:Emma.Williamson@haringey.gov.uk)>; 'NAMailbox- Licensing@met.police.uk' <[NAMailbox-Licensing@met.police.uk](mailto:NAMailbox-Licensing@met.police.uk)>; Frontline <[Frontline@haringey.gov.uk](mailto:Frontline@haringey.gov.uk)>; 'TRACY.BROWN@london-fire.gov.uk'; Charles Rockwell <[Rockwell.Charles@haringey.gov.uk](mailto:Rockwell.Charles@haringey.gov.uk)>; 'Fire' <[firesafetyregulationNW@london-fire.gov.uk](mailto:firesafetyregulationNW@london-fire.gov.uk)>; Shipp David <[David.Shipp@haringey.gov.uk](mailto:David.Shipp@haringey.gov.uk)>; D'Aguiar Marlene <[Marlene.DAguilar@haringey.gov.uk](mailto:Marlene.DAguilar@haringey.gov.uk)>; Roy-Highley Elliot <[Elliot.Roy-Highley@haringey.gov.uk](mailto:Elliot.Roy-Highley@haringey.gov.uk)>; Osinaike Charley <[Charley.Osinaike@haringey.gov.uk](mailto:Charley.Osinaike@haringey.gov.uk)>; Ahmad Maria <[Maria.Ahmad@haringey.gov.uk](mailto:Maria.Ahmad@haringey.gov.uk)>

**Cc:** Barrett Daliah <[Daliah.Barrett@haringey.gov.uk](mailto:Daliah.Barrett@haringey.gov.uk)>

**Subject:** Application for the Variation of a Premises Licence- Tarshish, First & Second Floor, 16-20 High Road, Wood Green, London, N22 6BX(WK/432882)

Dear All

Please find attached an application for a the variation of a Premises Licence.

The last day of consultation is 24<sup>th</sup> April 2019.

Please forward all responses to [licensing@haringey.gov.uk](mailto:licensing@haringey.gov.uk)

Kind Regards,

Noshaba Shah  
Licensing Officer



Haringey London  
Licensing Authority, River Park House, Level 1 North, 225 High Road, Wood Green, London, N22 8HQ

[noshaba.shah@haringey.gov.uk](mailto:noshaba.shah@haringey.gov.uk)

[www.haringey.gov.uk](http://www.haringey.gov.uk)  
[twitter@haringeycouncil](https://twitter.com/haringeycouncil)  
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Appendix 4 – Representation from Building Control

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**Barrett Daliah**

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**Subject:** FW: Revised details for the on for the Variation of a Premises Licence- Tarshish, First & Second Floor, 16-20 High Road, Wood Green, London, N22

**Sent:** 26 April 2019 10:44

**To:** Licensing <[Licensing.Licensing@haringey.gov.uk](mailto:Licensing.Licensing@haringey.gov.uk)>

**Subject:** Revised details for the on for the Variation of a Premises Licence- Tarshish, First & Second Floor, 16-20 High Road, Wood Green, London, N22

Dear Licensing,

**VARIATION OF PREMISES LICENSE**

Tarshish 16-20 High Rd N22

The Building Control Department, as Responsible Authority under the Licensing Act 2003 with reference to the Licensing objective for the Protection of Public Safety, would like to raise a **Representation** to the use of the above named premises for the application to vary the Premises License, as shown in the details submitted to this department, for failure to demonstrate compliance with the **Technical Standards For Places Of Entertainment**, as set out below.

This Representation is without prejudice to the powers of:

- (i) the Council's Environmental Health Service;
- (ii) the Building Control Division under the Building Regulations 2010; and
- (iii) the Council's Development Control Division.

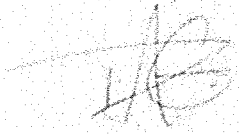
1. The roof area is an inner room and the means of escape is unsatisfactory.
2. It has been stated that the accommodation number is 70, however seating is shown for over 100 people.
3. 2 exits are required for the new floor level, only one has been indicated therefore the means of escape is unsatisfactory.
4. No emergency lighting has been shown to the staircase.
5. No exit signage has been indicated on the plan.
6. Electrical circuits have not been demonstrated to be fire resisting.
7. Electrical circuits have not been shown to be provided with RCD protection.
8. The staircase and balustrading details not demonstrated to be compliant.
9. The provision for disabled access not indicated not clarified

Due to the limited information that had been previously submitted, it had been assumed that the roof area was open air, there the following information also is therefore required;

10. Ventilation details to the new floor area has not been provided. A minimum of 8 litres per person per second of fresh air input is to be required to provided.
11. Heating and cooling provision has not been specified for the new area.

Should you have any queries, please feel free to contact the undersigned

Regards



**P Chénier**  
**Principal Building Surveyor**



**Barrett Daliah**

---

**From:** Barrett Daliah on behalf of Licensing  
**Sent:** 03 April 2019 10:42  
**To:** 'Baran Yavuz'  
**Subject:** FW: Application for the Variation of a Premises Licence- Tarshish, First & Second Floor, 16-20 High Road, Wood Green, London, N22 6BX(WK/432882)

Hello Baran  
Please see representation below.

At this moment you have representations to overcome from Fire Authority, Planning and now Building Control.

Regards  
Daliah

---

**From:** Chenier Pierre <Pierre.Chenier@haringey.gov.uk> **On Behalf Of** Haringey Building Control  
**Sent:** 03 April 2019 09:29  
**To:** Licensing <Licensing.Licensing@haringey.gov.uk>  
**Subject:** RE: Application for the Variation of a Premises Licence- Tarshish, First & Second Floor, 16-20 High Road, Wood Green, London, N22 6BX(WK/432882)

Dear Licensing,

**VARIATION OF PREMISES LICENSE**  
Tarshish 16-20 High Rd N22

The Building Control Department, as Responsible Authority under the Licensing Act 2003 with reference to the Licensing objective for the Protection of Public Safety, would like to raise a **Representation** to the use of the above named premises for the application to vary the Premises License, as shown in the details submitted to this department, for failure to demonstrate compliance with the **Technical Standards For Places Of Entertainment**, as set out below.

This Representation is without prejudice to the powers of:

- (i) the Council's Environmental Health Service;
- (ii) the Building Control Division under the Building Regulations 2010; and
- (iii) the Council's Development Control Division.

- 1. The stairs on the roof plan do not line up with the stairs on the second floor
- 2. No accommodation numbers provided.
- 3. No Call Points shown at Storey exit.
- 4. No emergency lighting shown.
- 5. No exit signage indicated on plan.
- 6. No fire alarm provision indicated.
- 7. Electrical circuits not demonstrated to be fire resisting.
- 8. Electrical circuits not shown to be provided with RCD protection.
- 9. Staircase and balustrading details not provided.
- 10. Provision for disabled not indicated.

Should you have any queries, please feel free to contact the undersigned

Regards



**P Chénier**  
**Principal Building Surveyor**

Appendix 5– Representation from Fire Authority

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**Barrett Daliah**

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**Subject:** FW: Application for the Variation of a Premises Licence- Tarshish, First & Second Floor, 16-20 High Road, Wood Green, London, N22 6BX(WK/432882)

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**From:** mike.howlin@london-fire.gov.uk <mike.howlin@london-fire.gov.uk>

**Sent:** 02 April 2019 09:31

**To:** Barrett Daliah <Daliah.Barrett@haringey.gov.uk>

**Subject:** RE: Application for the Variation of a Premises Licence- Tarshish, First & Second Floor, 16-20 High Road, Wood Green, London, N22 6BX(WK/432882)

Hi Dale

From the information supplies they do not provide suitable escape as it only shows 2<sup>nd</sup> and 1<sup>st</sup> floors with what I assume is main entrance door opening inwards max 60 in whole building and no protection the staircase at 1<sup>st</sup> floor

Hope that's of help

Regards

Mike Howlin

London Fire Brigade

Barnet, Enfield & Haringey Team

Fire Safety Regulation: North West Area 4

169 Union Street London SE1 0LL

E: [FSR-AdminSupport@London-fire.gov.uk](mailto:FSR-AdminSupport@London-fire.gov.uk)

---

**From:** Barrett Daliah [<mailto:Daliah.Barrett@haringey.gov.uk>]

**Sent:** 28 March 2019 17:38

**To:** HOWLIN, MIKE

**Subject:** FW: Application for the Variation of a Premises Licence- Tarshish, First & Second Floor, 16-20 High Road, Wood Green, London, N22 6BX(WK/432882)

Hi Mike

Can I flag this one up to you as I think it is a proposed shisha lounge that is being put in place here, any chance you can cast your expert eye over the plans and means of escape.

Thanks

Dale

**Barrett Daliah**

---

**From:** mike.howlin@london-fire.gov.uk  
**Sent:** 26 April 2019 13:19  
**To:** Barrett Daliah  
**Subject:** Revised details for the on for the Variation of a Premises Licence- Tarshish, First & Second Floor, 16-20 High Road, Wood Green, London, N22

Dear Licensing,

**VARIATION OF PREMISES LICENSE**  
Tarshish 16-20 High Rd N22

The Fire Authority , as Responsible Authority under the Licensing Act 2003 with reference to the Licensing objective for the Protection of Public Safety, would like to raise a Representation to the use of the above named premises for the application to vary the Premises License, as shown in the details submitted to this department, for failure to demonstrate compliance

1. The roof area would appear to be a inner room and the means of escape shown is unsatisfactory.
2. It has been stated that the accommodation number is 70, however seating is shown for over 100 people. Two protected exits are required for the new floor level, only one has been indicated therefore the means of escape is unsatisfactory
3. No details of the fire alarm system .
4. No emergency lighting has been shown
5. No exit signage has been indicated on the plan.
6. The provision for disabled access not indicated not clarified

Should you have any queries, please feel free to contact me

Regards

Mike Howlin  
London Fire Brigade  
Barnet, Enfield & Haringey Team  
Fire Safety Regulation: North West Area 4  
169 Union Street London SE1 0LL

E: [FSR-AdminSupport@London-fire.gov.uk](mailto:FSR-AdminSupport@London-fire.gov.uk)

**London Fire Brigade**

For advice about how to stay safe from fire and other emergencies, please go to [london-fire.gov.uk/Safety](http://london-fire.gov.uk/Safety)  
The information in this email may contain confidential or privileged materials. Please read the full email disclaimer notice at [london-fire.gov.uk/EmailDisclaimer](http://london-fire.gov.uk/EmailDisclaimer)  
The Brigade is committed to using personal data in a responsible and transparent way. To find out more visit [london-fire.gov.uk/privacy](http://london-fire.gov.uk/privacy)

Appendix 6 – Representation Licensing Authority

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**Representation in relation to application for a Variation to Tarshish 12 High Road Wood Green London N22.**

24<sup>th</sup> April 2019.

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

**Prevention of crime and disorder**

**Public safety**

**Prevention public nuisance**

The premises has operated over a number of years at this location utilising the upper floor of the building. The venue currently operates on 2 levels. The application is misleading as it states that Planning permission has already been granted, this would be correct if the intention was for the additional floor to be used just as a restaurant space.

Speaking with the applicant it was made clear that the intention is to offer shisha smoking on the additional floor now being sought. Planning have advised that this would require a further planning application for the use of the premises in this way. The current Planning permission also states:

5. The use hereby permitted shall not be operated before 0700 hours or after 2400 hours.

Reason: To ensure that the amenities of adjacent properties are not diminished consistent with Saved Policy UD3 of the Haringey Unitary Development Plan 2006.

There are Public safety concerns also with the plans submitted and the Fire Officer has advised that from the information supplied they do not provide suitable escape as it only shows 2<sup>nd</sup> and 1<sup>st</sup> floors with what we assume is a main entrance door opening inwards, therefore a max of 60 people in whole building would need to apply, there is also no fire protection on the staircase at 1<sup>st</sup> floor level. The applicant has been advised of this issue and asked to submit further plans to show how these matters will be rectified but no additional plans have been submitted to date.

The means of escape from the premises must be satisfactorily clarified by the applicant.

**Licensing Authority.**

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