

MINUTES OF THE LICENSING SUB GROUP D (2003 LICENSING ACT)
11 October 2005

Councillors *Dobbie (Chair), *Basu, Gilbert, *Beacham

* denotes members present

LSD01 APOLOGIES FOR ABSENCE (Agenda Item 1)

Received from Councillor Gilbert who was being substituted by Councillor Beacham.

LSD02 URGENT BUSINESS (Agenda Item 2)

None received

LSD03 DECLARATIONS OF INTEREST (Agenda Item 3)

None received

LSD04 DEPUTATIONS/PETITIONS (Agenda Item 4)

None received

LSD05 TO CONSIDER AN APPLICATION FOR A CONVERSION AND VARIATION OF A PREMISES LICENCE: The Princess Alexandra, 120 Park Road N8 (Agenda Item 5)

The Licensing Manager, Ms Barrett, presented the Report on the application to the Committee, emphasising to the Committee that the applicant had applied to open at 07:00 on the occasions of live televised sporting events. Ms Barrett also informed the Committee that the conditions recommended by the Metropolitan Police (MPS) (that a minimum of two door staff approved by the Security Industry Authority (SIA) be employed on the premises to control entry and exit of customers) had been agreed to by the applicant, which had led to the subsequent withdrawal of the objection by the MPS. Ms Barrett concluded by referring to an external area to the premises which was used for the consumption of alcohol, and that Members of the Committee may want to clarify the times that this area were to be cleared of the public, bearing in mind nearby residents.

The Chair asked if any party wanted to request to introduce documentary evidence. The objectors, Ms Nichole Carpenter and Ms Debbie Mintz, wanted to submit evidence they had obtained from Noise team. However, the applicants opposed this submission and the Chair granted this on the grounds that the evidence should have been submitted earlier.

Ms Mintz, objector, asked Ms Barrett to clarify the terms of the entertainment licence held by the applicants. Ms Barrett responded that the licence included special conditions including the outer front lobby door to the main entrance and the rear yard door onto Park Road to be kept locked back open whilst the premises are occupied.

MINUTES OF THE LICENSING SUB GROUP D (2003 LICENSING ACT)
11 October 2005

The Chair invited the applicants to address the Committee. The applicant, Mr Francis Bernard Clarke, informed the Committee that sound proofing had been upgraded in the premises. He confirmed that there were speakers in the entrance of the conservatory lounge. Also, that the premises were the earliest closing out of the neighbouring public houses. Councillor Beacham asked when live music would be played at the premises. The response was that on Friday and Saturday, live music would not be played beyond 00:00 hours. This would also apply to the external areas. The objector, Ms Mintz, asked the applicant to address the points on public nuisance she had raised to the Licensing Team on 17 July 2005. After the applicant attempted to respond, Ms Mintz informed the Committee that she felt her questions had not been answered. She asked if there were any noise controls, and the reply was that noise levels from music equipment was limited to 35 decibels. She asked if events took place in the conservatory area, and the reply was that recorded music was played in this area. She further asked if sound proofing had been fitted, and if so, what kind. The reply was that sound proofing was fitted to the standard recommended by Haringey's Noise Team.

The Chair invited the Objectors to address the Committee with their concerns. Ms Mintz stated that she felt let-down by the Council, because she had not been consulted on the proposed extension of hours. Also that she had had sleepless nights as a result of the nuisances caused by the premises. Councillor Beacham asked if all the anti-social behaviour derived from the premises. Ms Mintz replied that not all did, but that she had sat at the window of her property numerous times to witness this, and that no door staff or supervisors were present to control dispersal of patrons. Councillor Basu asked if Ms Mintz had called the Noise Team. The reply was that she did call them, but that they were unable to investigate due to conflicting workloads, and that no action had subsequently been taken. There was a discussion between Mr Clarke and Ms Mintz which focussed on noise deriving from the nearby petrol station, clientele from premises 115 Park Road, and problems with a group of youth congregating on the corner near to the premises. Miss Carpenter informed the Committee about the noise produced from the beer gardens, especially during the summer months and that she had approached the management at the premises, but to no avail

RESOLVED:

The Committee decided to grant the application in full subject to the conditions set out in the operating schedule and subject to the following conditions:

- (i) That the standard mandatory conditions are enforced.
- (ii) That the recommendations of the Child Protection Agency are enforced.
- (iii) That front and back outside areas be closed to use by the public everyday at 23:00.

MINUTES OF THE LICENSING SUB GROUP D (2003 LICENSING ACT)
11 October 2005

- (iv) That on Friday and Saturday nights from 22:00 there be a minimum of two SIA approved door staff until the close of the premises to control the entry and exit of customers.
- (v) That a noise management plan be submitted by the applicant to the Council Noise Team and approved by the Council prior to the coming into force of this licence.
- (vi) That the reference to opening at 07:00 on the occasion of live televised sporting events as set out at boxes M and O of the operating schedule be completely deleted.

LCD06 TO CONSIDER AN APPLICATION FOR A CONVERSION AND VARIATION OF A PREMISES LICENCE: David's Superstore, 21 Broadway Parade N8
(Agenda Item 6)

The Licensing Manager, Ms Barrett, presented the Report on the application to the Committee, and emphasised that the applicant did not hold a Personal Licence which meant that any Premises Licence granted would have to be qualified with a Personal Licence before it was valid. Ms Barrett also highlighted comments from the MPS who felt that the applicant had not addressed the four licensing objectives in his operating schedule and were therefore unable to consider the application. However, there had been no formal objections to the application.

The Chair invited the applicant to address the Committee. Mr Vural Kacmaz, applicant, informed the Committee that he would apply for a Personal Licence in order to proceed to hold the Premises Licence, if the Committee were to be mindful to grant the application.

RESOLVED:

The Committee decided to grant the application in full subject to the conditions to enforce the operating schedule and that the standard mandatory conditions are enforced.

The following informative was agreed:

- (i) That the sale of alcohol from the premises cannot be undertaken until such time as there is a designated premises supervisor for the premises who holds a personal licence.

LSD07 TO CONSIDER AN APPLICATION FOR A CONVERSION AND VARIATION OF A PREMISES LICENCE: Haringey Irish Centre, Pretoria Road N17
(Agenda Item 7)

The Licensing Manager, Ms Barrett, presented the Report on the application to the Committee, emphasising that the applicant had altered the application in respect of those applied for under the provision of regulated entertainment (Live Music). The hours agreed to be applied for were Monday to Wednesday 11:00 to 01:00; Thursday, Friday and Saturday 11:00 to 02:00; and Sunday 11:00 to 00:00.

MINUTES OF THE LICENSING SUB GROUP D (2003 LICENSING ACT)
11 October 2005

The Chair invited the applicant to address the Committee. Mr Jim Anderson, joint applicant, informed the Committee that he had listened to objections and had proposed variations as follows:

- pull-back hours on Monday, Tuesday and Wednesday to 01:00 for live and recorded music
- adhere to all other conditions relating to the music and dance licence
- Section 77 Certificate to be removed.

Mr Brennan, joint applicant, gave an outline of what the Irish centre catered for, including the systems in place to ensure noise restrictions are adhered to. He stated that the management of the premises were pro-active in dealing with problems and that only one objection had been received in respect of the application. Councillor Beacham asked how many functions took place at the premises on an average week. The reply was the Tuesdays, Wednesdays, Fridays and Saturdays were the main nights, and that most weekends, there was a wedding celebration to cater for.

The Chair invited the objector, Ms Lucy Dawson, to address the Committee. She asked if the applicants agreed that the volumes of music varied from function to function, and that if there were any control on the levels. The reply was to agree that the volume varied, and that noise controls were installed. Mr Anderson stated that clients were asked to keep volumes down. Ms Dawson stated that she had no problems with the revised midweek times of opening but had suffered stress from the loudness of music during weekend functions at the premises. The Chair asked how many times Ms Dawson had been kept awake from the noise of the premises, and if she had approached the Irish Centre directly regarding this. Ms Dawson replied that the problems had recurred over the last few years and that she had not been to the Irish Centre directly.

Mr Anderson asked Ms Dawson if she had any interests in the Irish Centre. Ms Dawson responded that she was a Member of the Irish Centre Committee. Mr Anderson then asked if Ms Dawson had contacted the Noise Team, to which the reply was that she had contact them, but not until a day after because she did not realise the Team could visit at the time of reported nuisances. Ms Barrett confirmed to the Committee that the Noise Team had made no objections/comments toward the application.

RESOLVED:

The Committee decided to grant the application in full subject to the conditions to the standard mandatory conditions (19 and 20 of the Licensing Act). Also that the license be subject to the following conditions:

- (i) That the recommendations of the Child Protection Agency are enforced
- (ii) Conditions to enforce the operating schedule save that the provision of live and recorded music shall cease at 01:00 on Monday to Wednesday inclusive.

MINUTES OF THE LICENSING SUB GROUP D (2003 LICENSING ACT)
11 October 2005

- (iii) And regardless of any embedded restrictions contained within the Section 77 Certificate.

LCD08 ITEMS OF URGENT BUSINESS (Agenda Item 8)

None

The meeting ended at 22:00.

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Councillor ALAN DOBBIE
Chair of Licensing Sub Committee D

Date.....