

Miss Sneha & Miss Pooja Raithatha  
Flat 1 Queens Parade  
Brownlow Road  
Bounds Green  
N11 2DL

Thursday 7<sup>th</sup> November 2019

**RE: REPRESENTATION AGAINST THE APPLICATION FOR A VARIATION OF A PREMISES LICENCE FOR GINDUNGO RESTAURANT, 2A QUEENS PARADE, BROWNLOW ROAD LONDON N11 2DN**

To the Licensing team,

I am writing to represent AGAINST the above application for a variation of the license for the above premises.

I, as well as my family, would strongly like to OBJECT to this variation by challenging the integrity of the agreement made by the applicant on several basis of the conditions presented to her in March 2018 (See '**Licence referenced**' attached dated 29.03.18).

To start I would like to bring to attention that this is indeed an application to extend the operational hours of a premises, described as a 'Restaurant' by the council themselves, to 0500hrs. This in itself defeats any logic and/or reason and should be enough to not grant any such license, nevertheless I will continue with my representation.

FYI: The above premises was granted a license on the 29<sup>th</sup> of March (REF: WK/401724 – attached to this email as '**License referenced**'), to which I will be referring to numerous times and to several different licensing conditions throughout this representation (as Reference 'X' and so on), along with any further material I deem relevant to support the representation (as Figure 'X' etc). The license REF: WK/401724, from my knowledge, is the only and final documentation given to us after the last hearing and verdict. Besides the newly pledged operating hours that were sent to us in August 2019, the license declared on 29<sup>th</sup> March 2018 is the CURRENT license to which they should be adhering to strictly in order to operate.

I would like to start by discussing the functioning hours stated in the license, which is the predominant factor of the variation proposed today.

**Reference 1.0** (see attached copy of license titled 'License referenced' dated 29<sup>th</sup> March 2019)

*Hours open to the public:*

*1200 to 2300 Sunday to Thursday*

*1200 to 0000 Friday to Saturday*

Please refer to **Fig 1.0, 1.1, 1.2, 1.3, 1.4, 1.5**, (attached within email) showing numerous advertisements on social media on different occasions, promoting operating hours till 5am to the public and their patrons. Kindly note the dates of these are before the application of functioning till 5am. This clearly was not agreed upon at those moments in time.

**Reference 1.1**

*Regulated entertainment: Recorded Music*

Please see **Figure 1.6, 1.7, 1.8, 1.9** clearly showing live music being performed in the premises, clearly going against this condition. Advertising of live music is also presented on the 'Restaurant's' social media shown on **Figure 1.5**.

I would now like to draw your attention to the list of numerous noise nuisance complaints we have made to the council regarding the level of music and vibrations through our home, going against the license conditions that the Recorded music should be inaudible (**Reference 1.5**) and NO vibrations should be transmitted from the premises (**Reference 1.4**).

Date and time submitted	Ref Number	Notes/Description
10/02/2018, 05:36	ID: HC-420573	
12/02/2018, 01:51	ID: HC-420728	
12/05/2018, 21:54	ID: HC-434384	
19/10/2018, 21:29	ID: HC-461654	
25/10/2019, 20:01	ID: HC-462486	
26/10/2018, 20:16	ID: HC-462635	
09/12/2018, 19:34	ID: HC-468372	
20/12/2018, 22:23	ID: HC-469674	
26/12/2018, 21:02	ID: HC-470063	
27/12/2018, 21:17	ID: HC-470140	
08/09/2019, 01:15	ID: HC-1601407	
20/01/2019, 21:41	ID: HC-473057	
31/03/2019, 23:16	ID: HC-1496416	
29/06/2019, 21:51	ID: HC-1554431	
04/10/2019, 22:27	ID: HC-1619971	
05/10/2019, 00:04	ID: HC-1620054	
05/10/2019, 01:19	ID: HC-1620057	Sneha Raithatha from Flat 1 in the parade had to personally visit the bar at 4am, due to lack of response from the applicant/owner over the level of noise from the bar. 4-5 drunk and disorderly patrons as well as the owner emerged from the bar, surroundings her in an intimidating manor. The police thereafter had to be called. The applicant's CCTV installed on entry of the premises (a condition and requirement of the license <b>Reference 1.2</b> ) should have these events available for the police or council members to call upon to view.
19/10/2019, 03:23 19/10/2019 03:17 (ASB Report)	ID: HC-1626351 HC-1626353	
20/10/2019, 17:57	ID: HC-1626690	
20/10/2019, 17:59	ID: HC-1626691	
27/10/2019, 20:02	ID: HC-1628905	
02/11/2019, 03:23 02/11/2019 03:36 (ASB Report)	ID: HC-1631257	
02/11/2019, 17:22	ID: HC-1631396	
03/11/2019, 00:55	ID: HC-1631427	

The number of reports speak for themselves.

**Reference 1.3**

*Drinks will not be permitted to leave the premises at any time, including for those leaving for the purpose of smoking*

**Reference 1.6**

*The Pavement shall be kept clear for pedestrians and not be blocked by patrons.*

**Reference 1.8**

*No customers shall be allowed to leave the premises while carrying open drinking vessels, or to consume alcohol on the public highway*

The above three conditions have been not been met on several occasions – please see attached **Figure 2.0, 2.1, 2.2, 2.3** clearly showing patrons sitting outside, blocking the pavement, and drinking outside the premises with opened drinking vessels.

**Reference 1.7**

*The premises shall promptly display signage informing customers:- (a) To leave quietly and respect neighbours*

No such signage has been placed.

An email (See attached document titled ‘**Proposed License Amendments email 22.03.18**’) was sent to myself before the hearing on 22<sup>nd</sup> March 2018., stating points of which the applicant wanted to amend her license appeal. One of which was to provide a telephone number given to any local resident in order to be able to contact her. This was done however the purpose unfulfilled. Numerous phone calls and texts have been made to the applicant in order to communicate with her in order to report inappropriate noise levels, however all of which are unanswered (see **Figure 2.4, 2.5**)

Another amendment was that the maximum capacity of customers shall be 50 – which can be easily disproved by looking at various event videos on the applicant’s social media.

To put things into perspective, over the last year my family and I have had numerous very stressful events occur, including several deaths in the family and more importantly the declining physical, and now mental health of my Father since December 2018. We have been on hospital runs through days and nights, needless to say he as well as ourselves have been exhausted and distressed, to put it lightly. Therefore coming home to or hearing loud music or antisocial behaviour is the last thing we want to deal with.

My father is currently under section 3 of the mental health act, after a major mental health episode in April 2019, and has also been classed as visually impaired and disabled. We are trying our best to transition him into home life again by having him visit home for the weekend to spend time with us, however while the unjust and if I may say so, illegal operation of this so called ‘restaurant’ continues to disrupt us causing us anxiety and distress, the recovery of my father is in jeopardy and this is highly unacceptable.

In particular, Sunday 27th October this year, our father was able to return home for the evening as it was Diwali. Instead of being able to peacefully celebrate in our own home , it had us waste several hours of the evening trying to contact the council due to loud music coming from the 'restaurant'. This is not how we want to continue any weekend let alone a very special one for us.

We have been returning home between hours of 11pm to 2am from various visits with our father at his section residence/hospital visits, and at those times, we have encountered patrons of the ‘restaurant’ still active in and around the premises as well as experience loud music at ridiculous hours of the night (or morning I should say).

We should not have to resort to thinking of moving home from a community that we have been living in for over 34 years, because of the above. We are first and foremost a residential community. An environment that is safe, peaceful to live and sleep in is surely more of priority than that of an entertainment hub that serves alcohol and promotes antisocial behaviour in an environment that it clearly does NOT belong in. I am utterly disgusted that time and time again, with no regard to the history of the disruption these businesses cause, licenses are appointed to individuals who cannot follow simple conditions.

An entertainment hub/bar setting is not welcome in a residential environment – where there is loud music, and alcohol served there WILL be disruption and antisocial behaviour and this is a simple fact. This should be reason to not grant a license however here we stand trying to fight the nth applicant for exactly the same reasons decades on.

We have been preoccupied with helping our father recover physically and mentally the last year and we do not intend to regress with the progress he has made in his recovery due to unhealthy triggers, caused by the inability of the applicant to not adhere to the conditions she has agreed on.

We have several signatures petitioning for revoking the license she has been granted ( See attached document titled '**Petition**'), as well as agreement and supporting statement by Councillor James Chiriyankandath ( See attached document titled '**Letter of Support From J.Chiriyankandath**').

The petition has been signed by several different families, including a family with very young children who live directly above Gindungo.

Year after year we receive notice of another individual applying for an 'innocent' license to serve alcohol with food, masquerading a disruptive bar as a 'restaurant' so as to obtain a license from yourselves.

Please take all of this into consideration before granting and/or amending this license. I truly hope you can appreciate the disruption that this particular premises (2A Queens Parade) has had on our lives the last 2 decades, and to think twice before granting any such license to future applicants.