

Appendix 2 – Current Premises Licence

PREMISES LICENCE

Receipt: AG1074842

Premises Licence Number: LN/000013122

This Premises Licence has been issued by:

***The Licensing Authority, London Borough of Haringey,
6th Floor Alexandra House, 10 Station Road,
Wood Green, London, N22 7TR***

Signature:

Date: 28th August 2014
Variation 10th August 2017

Part 1 – PREMISES DETAILS

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

**THE VILLAGE
118A WEST GREEN ROAD
TOTTENHAM
LONDON
N15 5AA**

Telephone: 020 3601 7474

Where the Licence is time limited, the dates:

Not applicable

Licensable activities authorised by the Licence:

Supply of Alcohol

Regulated Entertainment: Live Music

Late Night Refreshment

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

Supply of Alcohol

Sunday to Thursday 1200 to 2230

Friday to Saturday 1200 to 0000

Live Music

Sunday to Saturday 1200 to 2200

Late Night Refreshment

Friday to Saturday 2300 to 2330

The opening hours of the premises:

Sunday to Thursday 1200 to 2300

Friday to Saturday 1200 to 0030

Where the Licence authorises supplies of alcohol whether these are on and/or off supplies:

Supply of alcohol for consumption **ON** the premises, ancillary to a meal

Part 2

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

Mediwa Basirika
23 Mount Pleasant Road
Tottenham
London
N17 6TR

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:

Mediwa Basirika
23 Mount Pleasant Road
Tottenham
London
N17 6TR

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/000007070

Issued by: The London Borough of Haringey

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.

RESTAURANT CONDITION:

Intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person ancillary to his meal.

Suitable beverages other than intoxicating liquor (including drinking water) shall be equally available for consumption with or otherwise as an ancillary to meals served in the licensed premises

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 inside.

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.

Provide a linked record of the date, time, and place 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.

Staff trained in operating CCTV.

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.

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

No sale or supply of hot food or drink will be permitted after 23.00pm

All alcohol sales will be ancillary to substantial food.

No customers are permitted entry after 23.00pm

No more than three customers are permitted at the front of the premises to smoke at any one time.

No drinks are permitted to be taken outside of the premises

Staff will undergo training to acquire awareness of how to prevent crime and disorder and prevention of drug sales on the premises.

The Licensee will cooperate with the police when required.

PUBLIC SAFETY

Clear and legible signage will be displayed

Health and Safety standards will be met on the premises.

Inspection certificates will be kept on the premises.

Annex 2 – Conditions consistent with the Operating Schedule

THE PREVENTION OF PUBLIC NUISANCE

Prevention of nuisance from noise / vibration

The entrance door will be fitted with a self-closing device and staff required to ensure that it is not propped open. A member of staff shall be made responsible to ensure the door is opened for as brief a period as possible. Where necessary adequate and suitable mechanical ventilation should be provided to public areas

Structure borne noise

All speakers are mounted on anti-vibration mountings to prevent vibration transmission of sound energy to adjoining properties

Outside Areas

No music will be played in, or for the benefit of patrons in external areas of the premises

No form of loudspeaker or sound amplification equipment is to be sited on or near the exterior premises or in or near any foyer, doorway, window or opening to the premises

Signs shall be displayed in the external areas/on the frontage requesting patrons to recognise the residential nature of the area and conduct their behaviour accordingly. The management must reserve the right to ask patrons to move inside the premises or leave if it is felt that they could be disturbing neighbours

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

Patrons entering/exiting premises

There will be no queuing outside the premises.

Where people queue to enter the premises a licensed door supervisor shall supervise and ensure the potential patrons behave in an acceptable manner

Signs should be displayed requesting patrons to respect the neighbours and behave in a courteous manner

Annex 2 – Conditions consistent with the Operating Schedule

Prevention of nuisance from litter

Adequate receptacles for use by patrons will be provided.

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.

Prevention of nuisance from light

Illuminated external signage shall be switched off when the premises is closed

Security lights will be positioned to minimise light intrusion to nearby residential premises.

Prominent, clear and legible notices will be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.

THE PROTECTION OF CHILDREN

Alcohol may only be sold to individuals over the age of 18 with valid proof of identification with one of the following:

- A valid passport
- A photo driving license issued in a European Union Country
- A proof of age standard card system
- A citizen card, supported by the Home Office

All relevant staff will be regularly trained in the prevention of underage sales including; knowledge of the law and guidance on how to assess age and recognise acceptable ID. Such ID must bear a photograph, date of birth and a holographic mark

A written record will be kept of staff training confirming they have understood the legal requirement

A refusals register will be kept available for inspection by authorised officers

The 'Challenge 21' policy will be implemented.

Only children accompanied by an adult are permitted on the premises.

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

RESOLVED 21st December 2015

The Committee resolved to grant the variation in part as follows:

Supply of alcohol

Sunday to Thursday	1200 to 2230
Friday to Saturday	1200 to 0000

Supply of alcohol for consumption ON the premises, ancillary to a meal

Regulated Entertainment

Live music should be limited to:
Sunday to Saturday 1200 to 2200

Late Night Refreshment

Friday to Saturday 2300 to 2330

The opening hours of the premises

Sunday to Thursday	1200 to 2300
Friday to Saturday	1200 to 0030

In making its decision, the Committee had regard to the licensing objectives, namely the prevention of crime and disorder, the promotion of public safety, the prevention of public nuisance and the protection of children from harm. The Committee was satisfied having heard all the representations that the terms of the existing licence had not been adhered to by the applicant.

The result of the applicants' non-compliance was an increased risk of crime and disorder at the premises and in the locality. This was made worse by the occurrence of public nuisance, in particular, noise emanating from the premises. In addition, the consumption of alcohol in a manner other than as an ancillary to the serving of meals was considered to be a risk to public safety. In the circumstances, the requested increase in hours, in particular the serving of alcohol from 6am to 4am, presents a risk that children could be harmed because the licence conditions relating to the serving of alcohol are clearly not being adhered to. The applicant appeared not to understand the importance of complying at all times with the terms of her licence.

The Committee approached its decision with an open mind and only determined the application after having considered all the representations and considered that the licence conditions and decision as set out above were necessary and proportionate.

RESOLVED 10th August 2017

The Committee carefully considered the Licence holder's application to vary an existing premises licence, the representations made by the Metropolitan Police, Enforcement Response, local residents and the representations made by the Applicant and her representative, the Council's Statement of Licensing Policy and the Licensing Act 2003 s182 guidance.

Having heard the parties' evidence, the Committee resolved to refuse the application. The Committee noted that over the course of the existing premises licence, there had been a number of incidents of noise nuisance and several occasions when the premises had operated in a manner that was inconsistent with the terms of the licence.

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

The committee noted this history of incidents and expressed some surprise that a relatively short period of a little over two months after accepting a caution, for repeat breaches of the licensing conditions, the applicant had applied to vary the licence conditions. In the period following the caution public nuisance in the form of noise emanating from the premises was noted. In addition after the caution the premises had served alcohol outside the permitted hours.

The application for a variation was received in May 2017 and during June 2017 CCTV evidence revealed multiple sales of alcohol outside the permitted hours, as well as individuals entering the premises after 2300 hours in breach of the licence conditions. These matters were put to applicant and admitted unequivocally.

The committee noted that the applicant had held her licence for some time. The responsible authorities had engaged with her concerning breaches of the licence on previous occasions, but despite this, the pattern of breaches had continued. The committee noted the applicants statements to the effect that she had misunderstood her obligations under the licence, but did not consider this to be a credible account for her behaviour which appeared to be wilful.

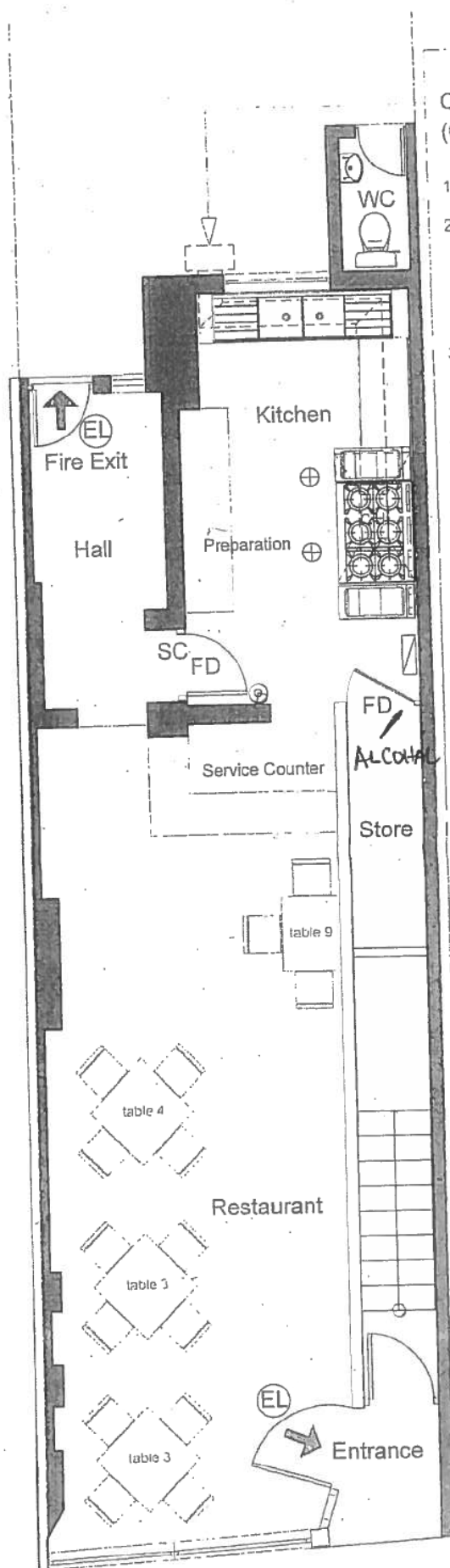
The committee noted that in recent weeks there had not been breaches of the licence conditions but when set against the pattern of repeat breaches of the licence, did not consider that it had sufficient reason to believe that the applicant would comply with the licence for a sustained period. The committee could not overlook these breaches of the licence and the impact that they had on residents. The committee could not endorse what appeared to be a wilful disregard of the licensing objectives.

The committee recommended that the Applicant should continue to liaise with the Licensing Authority and other Responsible Authorities so as to have information about local licensing initiatives and best practice.

The committee expressed the hope since the applicant now has the benefit of professional guidance, she will place greater importance on adhering to the terms of her licence.

The Committee approached its deliberations with an open mind and only took its decision after having heard all the parties representations. The Committee considered that the decision was appropriate and proportionate.

Annex 4 - Plans



Cooker Extract Details: (Commercial Stainless Steel)

- 1 Canopy size 920mmx1530mm
- 2 Air Speed moving across face of canopy:
100ft/min, providing escape volume of
0.94 cu.M/sec
- 3 Speed of stale air moving through
extract duct = 1000ft/min
- 4 Canopy incorporates condense channel
all around and contains 3-4 Nos. baffle
type grease filters, 2 Nos. bulk head
lights of 100 watts each.

Duct Details:

GSS extract picks up stale air from the canopy, then runs tight to ceiling and through carbon filter above the flat roof and fitted with AV mounted fans. At Exit a silencer will be fitted in order to reduce noise. It then discharges the stale air 2.0 metres above eaves line on the main building as shown on rear elevation.

LEGEND:

- (EL) Emergency Lighting
- Fire Escape Route
- ⊕SD Mains operated interlinked smoke detector
- ⊕HD Mains operated interlinked smoke detector
- ▤ Fire Blankets
- SC Self-Closing Door
- FD 1/2 hr Fire Door
- ⊕ Fire Extinguisher

Ground Floor - Proposed

AUTOMATIC FIRE ALARM (BS 5839 Part