

Appendix 3 – Representations from Responsible Authorities

From: Ekemezuma Felicia <Felicia.Ekemezuma@haringey.gov.uk>

Sent: 11 May 2021 17:10

To: Licensing <Licensing@haringey.gov.uk>; Haringey Building Control <Control.HaringeyBuilding@haringey.gov.uk>; Planning Enforcement <Planning.Enforcement@haringey.gov.uk>; Frontline <Frontline@haringey.gov.uk>; 'TRACY.BROWN@london-fire.gov.uk'; 'TRACY.BROWN@london-fire.gov.uk'; Shipp David <David.Shipp@haringey.gov.uk>; D'Aguilar Marlene <Marlene.DAguilar@haringey.gov.uk>; Osinaike Charley <Charley.Osinaike@haringey.gov.uk>; Ahmad Maria <Maria.Ahmad@haringey.gov.uk>; Squire Michael <Michael.Squire@haringey.gov.uk>; Ellick Brian <Brian.Ellick@haringey.gov.uk>; Barrett Jennifer <Jennifer.Barrett@Haringey.gov.uk>; Greer Sarah <Sarah.Greer@haringey.gov.uk>; ASB.Enforcement@haringey.gov.uk; 'FSR-AdminSupport@london-fire.gov.uk' <FSR-AdminSupport@london-fire.gov.uk>; police <NAMailbox-.Licensing@met.police.uk>

Cc: Barrett Daliah <Daliah.Barrett@haringey.gov.uk>; Shah Noshaba <Noshaba.Shah@haringey.gov.uk>; Cone Philip <Philip.Cone@haringey.gov.uk>

Subject: RE: Application for a Premises Licence- 365-369 Green Lanes, Hornsey, London, N4 1DY (WK/498979)

Hi Licensing

This is the old Rakkas and they are proposing to use the garden for eating an I assume shisha. I would be grateful if you could ask them for more details of the external structure before we respond to the application.

Thanks

Felicia Ekemezuma
Commercial EH & TS Manager



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(Please note I only work Mon – Wed)

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New Premises application: 365-369 Green Lanes. Licensing Authority Representation:

From the Licensing Authority viewpoint, I have concerns about the applicant meeting the threshold of specific Licensing Objectives, Public Nuisance, Public Safety and Crime and Disorder.

The premises previously operated as Rakkas at 369 Green Lanes under a licence held by Mr Ali Ozbek, this licence was subject to a review due to breaches found under the various Lockdown stages during the Covid pandemic. The Premises licence was revoked by the LSC. The new application is submitted by Garip Toprak, however, Mr Ali Ozbek remains the ratepayer at 365-369 Green Lanes. We understand that a new lease was to be assigned but unclear as to whom the new lessee would be, we assume it will be the new applicant. The new Premises licence application states that Mr Ali Ozbek has no involvement in the new application.

The premises is being opened up across three units with a large outdoor area to the rear which the Licensing Authority believes will be used for shisha activity although the applicant has not stated this in the application. The Licensing Authority has spoken with the agent and landlord for the premises who have indicated that the rear area will be used for shisha smoking. Whilst shisha smoking is not a licensable activity the conduct and management of this activity on licensed premises can be considered in terms of ensuring the objectives are upheld and promoted on the premises.

We do have concerns over the alterations to the three units, with the rear being used as a shisha garden with a retractable roof. Planning Services have advised that this type of mixed use (restaurant and shisha lounge) required an application to be submitted to Planning. The agent has been informed to make contact with planning with regard to this matter.

However we do have concerns with regards the rear area and the timings being sought by the applicant . There is the potential for nuisance issues to arise from its use be it noise, smoke and or light nuisance. The most popular times for customers will be in the evening and it is a known fact that nuisance is more noticeable in the evening. This is particularly exacerbated in 'smoke free compliant' premises as the shelter is outside and leads to greater transmission of noise.

It is our view that there is insufficient information from the applicant to address the concerns of Environmental Health and the granting of this application as presented would have the likely effect of causing an increase in Public Nuisance and may affect Public Safety.

From the Public Nuisance, Public Safety and Crime and Disorder perspective, I would want the following conditions applied;

- The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Police and Local Authority Licensing Teams. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.
- The licensee will ensure that the system is checked every two weeks to ensure that the system is working properly and that the date and time are correct;
- A record of these checks, showing the date and name of the person checking, will be kept and made available to the police or other authorised officer on request;
- The Police will be informed if the system will not be operating for longer than one day of business for any reason;
- Footage will be provided free of charge to the police or other authorised officers upon request (subject to the Data Protection Act 1998) within 24 hours of any request.
- A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number shall be made available to residents and businesses in the vicinity.
- An incident log shall be kept at the premises and made available on request to a Police or authorised council officer. It must be completed within 24 hours of the incident and will record the following:
 - a) All crimes reported at the venue.
 - b) All ejections of patrons.
 - c) Any complaints received concerning crime and disorder.
 - d) Any incidents of disorder.
 - e) All seizures of drugs and offensive weapons.
 - f) Any faults in the CCTV system, searching or scanning equipment.
 - g) Any visit by a relevant authority or emergency service.
- The premises licence holder shall ensure that all sales staff receive appropriate training in relation to managing conflict and health and safety of the public and staff. Training documents shall be signed and dated and will be held in a suitable hard-copy log, to be made available to a Police Officer or Council Officer upon request. Said records shall be retained for at least 12 months.

Prevention of Public nuisance:

- No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises, nor vibration be transmitted through the structure of the premises which gives rise to nuisance.
- All windows and external doors shall be kept closed after 23:00 hours except for the immediate access and egress of persons.
- Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly
- Amplified music shall **NOT** be played at the premises at any time in the garden area
- No fumes, steam or odours shall be emitted from the licensed premises so as to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.
- The direction of lighting in the rear area must be directed away from any domestic premises so as not cause any light intrusion.

Noise and/or Odour from any flue used for the dispersal of cooking smells serving the building shall not cause a nuisance to the occupants of any

- properties in the vicinity. Any filters, ducting and extract fan shall be cleaned and serviced regularly.

In the event of a noise/nuisance complaint substantiated by an authorised officer, the licensee shall take appropriate measures in order to prevent any

- recurrence.

Prominent, clear and legible notices must be displayed at all exits (including the rear seating area) requesting the public to respect the needs of local

- residents and to leave the premises and the area quietly.

Public safety

The licence holder will ensure that all staff receive appropriate training about emergency and general safety precautions and procedures.

Protection of children from harm:

- The premises will operate the 'Challenge 25' proof of age scheme where:
 - a. All staff will be fully trained in its operation;
 - b. Only suitable forms of photographic identification, such as passport or UK driving licence, or holograph equipped 'PASS' scheme cards, will be accepted; and
 - c. No one under the age of 18 years will be admitted into the lounge/shish garden part of the premises.

Phil Cone.
Licensing Enforcement officer



Licensing Authority |

1st Floor | River Park House | 225 High Road | Wood Green | London | N22 8HQ

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POLICE REPRESENTATION

Name and address of premises: 365-369 Green Lanes,
Hornsey, London,
N4 1DY

Type of Application: New Premises Licence

In summary, I wish to make representation on the following:

- Prevention of crime and disorder
- Prevention of public nuisance
- Public safety

1) A digital CCTV system must be installed in the premises complying with the following criteria:

- (a) Cameras must be sited to observe the entrance doors from both inside and outside.
- (b) 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.
- (c) Cameras must be sited to cover all areas to which the public have access including any outside smoking areas.
- (d) Provide a linked record of the date, time of any image.
- (e) Provide good quality images - colour during opening times.
- (f) Have a monitor to review images and recorded quality.
- (g) Be regularly maintained to ensure continuous quality of image capture and retention.
- (h) Member of staff trained in operating CCTV at venue during times open to the public.
- (i) 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.

2) 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 or searching equipment or scanning equipment
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

If these conditions were accepted in full, I would withdraw my representation.

Officer: Kayleigh Mitcham
Licensing Officer North Area Police

Kayleigh.Mitcham@met.police.uk

Date: 6th June 2021

From: MacPherson Alan <Alan.MacPherson@haringey.gov.uk>

Sent: 07 June 2021 11:35

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

Subject: RE: Application for a Premises Licence- 365-369 Green Lanes, Hornsey, London, N4 1DY (WK/498979)

Hi Daliah

Planning position is that the proposed use a mixed use restaurant shisha lounge (use Class sui generis) requires planning permission because this use is not permissible via any of the relevant permitted development provisions.

Kind regards

Alan MacPherson, Planning Enforcement Officer

Development Management | Planning, Regeneration and Economy | Haringey Council

River Park House 225 High Road | London | N22 8HQ

Tel: 020 8489 1761 |

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From: Barrett Daliah <Daliah.Barrett@haringey.gov.uk>

Sent: 07 June 2021 11:24

To: MacPherson Alan <Alan.MacPherson@haringey.gov.uk>

Subject: RE: Application for a Premises Licence- 365-369 Green Lanes, Hornsey, London, N4 1DY (WK/498979)

Hi Alan,

Thank you.

Is it possible to send me a summary of what the current Planning position as it relates to 365-369 Green Lanes please, I do not want to misinform the LSC on the background details of this matter

.

Thanks
Dale

From: MacPherson Alan <Alan.MacPherson@haringey.gov.uk>
Sent: 07 June 2021 11:21
To: Barrett Daliah <Daliah.Barrett@haringey.gov.uk>
Subject: RE: Application for a Premises Licence- 365-369 Green Lanes, Hornsey, London, N4 1DY (WK/498979)

Hi Daliah

The residents understanding of the planning permission is correct. I have checked our records and no further planning applications have been submitted.

Kind regards

Alan MacPherson, Planning Enforcement Officer
Development Management | Planning, Regeneration and Economy | Haringey Council
River Park House 225 High Road | London | N22 8HQ
Tel: 020 8489 1761 |
www.haringey.gov.uk

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From: Barrett Daliah <Daliah.Barrett@haringey.gov.uk>
Sent: 06 June 2021 16:55
To: MacPherson Alan <Alan.MacPherson@haringey.gov.uk>
Cc: Ekemezuma Felicia <Felicia.Ekemezuma@haringey.gov.uk>
Subject: Fwd: Application for a Premises Licence- 365-369 Green Lanes, Hornsey, London, N4 1DY (WK/498979)

Hi Alan

Please see wording below from a resident relating to the Planning conditions, is this correct the consent given required an enclosed area with roof?

Our concern is that the area will be used for shisha smoking so having an enclosed rear area would not be compliant with Health Act. Has an application been submitted to Planning at this

time?

Regards
Daliah

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From: LCSP [Ladder Community Safety Partnership] <lcsp@blueyonder.co.uk>
Sent: Thursday, 3 June 2021, 14:19
To: Barrett Daliah
Subject: Re: Application for a Premises Licence- 365-369 Green Lanes, Hornsey, London, N4 1DY (WK/498979)

Dear Dale,

Thanks for this. I'm confused by the plans labelling the rear area 'back garden' which suggests that it is an outside area. As far as I'm aware from the approved planning applications for rebuilding the rear single storey back extensions, these are fully enclosed, and the roof windows were specifically required to be non opening to prevent noise nuisance. Can you clarify with applicant that this is the case. Maybe it just relates to the decor? Clearly it would not then be suitable for Shisha (or any other) smoking, or there being a case for limiting opening hours.

Best wishes

Ian

----- Original Message -----

From: Barrett Daliah <Daliah.Barrett@haringey.gov.uk>
To: 'LCSP [Ladder Community Safety Partnership]' <lcsp@blueyonder.co.uk>
Sent: 03/06/2021 12:17:31
Subject: FW: Application for a Premises Licence- 365-369 Green Lanes, Hornsey, London, N4 1DY (WK/498979)

Hi Ian,

Please note the last day of consultation will be on **7th June 2021**.

Please forward all responses to licensing@haringey.gov.uk

Kind regards

Daliah Barrett

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The logo for Haringey Council, featuring the word 'Haringey' in a stylized red font with 'LONDON' in a smaller, black, sans-serif font underneath.

Licensing Authority I

1st Floor I River Park House I 225 High Road I Wood Green I London I N22 8HQ

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