

Your Ref:

Our Ref: Licensing

Date: 08th November 2021

[REDACTED]
[REDACTED]
[REDACTED]

WARNING LETTER

Dear Sir,

**LICENSING ACT 2003 – CLASSICS RESTAURANT, 502-508 HIGH ROAD
LONDON N17**

We have previously issued you with a written warning on 19th October 2021 regarding the use of the premises named above to offer licensable activity without the correct authorisations from the Licensing Authority.

The Authority received a Temporary Events Notice for an event on the weekend on 30th October 2021. The TENs was refused by the Metropolitan Police for the following reasons:

"It has recently been brought to our attention that the venue held an event on Saturday 16th October, which appeared to still be taking place at 0800 hours on Sunday 17th October 2021.

Officers had reason to attend the location for an unrelated matter, however on doing so were met with loud music being played through an amplifier, and so due to the unknown risk had to request for a further police unit to join them.

On entering the premises officers' state there were around thirty (30) people inside, sat at table and drinking. A male by the name of Alin Mandache, who also smelt strongly of alcohol, spoke with Police and stated he was "in charge" and that there had been a wedding the previous night, of which no license was needed and people were there to clean up.

The bar area was clearly seen to be open and there were receipts for drinks on the bar and tables with price lists. There were also seen to be ashtrays on each table and a cigarette bin in the foyer area was overflowing with cigarettes.

Due to this I do not believe the premises is showing they are capable of following and upholding the licensing objectives and with signs of smoking taking place inside the venue and loud music being played, it proves the Licensing objective of Public Safety and Prevention of Public Nuisance have not been upheld"

Council Enforcement Officers attended the venue on 6th November 2021 an event was taking place.

Staff onsite attempted to show officers that a TENS had been applied for this particular event which was misleading and knowingly incorrect.

It is clear that the premises is being used to host events and offer licensable activity. It is also clear that you are aware of the need for the correct permissions and authorisations to be in place for these activities but are prepared to take the chance to operate outside of the law as it relates to this matter.

It is also clear that you have permitted smoking to take place onsite at the venue in breach of the Health Act 2006. This was witnessed by the Police in October and again by officers in attendance on 6th November 2021.

We are aware that you have knowingly permitted the use of the premises for unauthorised licensable activity in contravention of section 136 of the Licensing Act 2003.

You have permitted the following to take place without authorisation:

- The sale or supply of alcohol
- Regulated entertainment
- Late night refreshment - which is the sale of hot food and hot drink after 23:00pm.

Please note that claiming an event is a 'Private function' does not negate the need for a Premises Licence, particularly when alcohol sales is taking place without the required authorisation.

The Council will be seeking a prosecution against you for this unauthorised activity under the Licensing Act 2003 and the Health Act 2006.

The onus is upon you as the person in control of the business to ensure compliance with the law.

Please contact me if you wish to discuss the content of this letter 020 8489 8232.

Yours sincerely

Daliah Barrett-Williams
Licensing Team Leader

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