

Mr Rhys Rose.
By email

Your Ref:

Our Ref:

Date: 06th April 2022

REPRESENTATION LETTER

Dear Sir/Madam,

LICENSING ACT 2003 – Application for a Premises Licence- 15- 19 GARMAN ROAD LONDON N 17

Representation against Unit 15-19 Garman Road N17 – factory to be repurposed for late night music venue.

The Licensing Team Leader is making a representation against this application under the licensing objectives.

The venue is situated along Garman Road and is a large warehouse with multiple rooms previously used as a clothing factory. We are unclear at this time as to the overall capacity of the premises, which will need to consider the width of the stairways when calculating the safe capacity. It is also worth noting that the premises are not purpose built for use as a nightclub/late night venue so would be a complete change that has the potential to impact residents in terms of nuisance, be it music noise, people noise, litter, additional crowds gathering etc.

Planning position:

The premises does not have PP to be used as a nightclub. There is a current application for redevelopment of the site (below) but it does not include any temporary use as a night club.

HGY/2022/0081 - Demolition of the existing industrial buildings and redevelopment to provide a new building for manufacturing, warehouse or distribution with ancillary offices on ground, first and second floor frontage together with 10No. self-contained design studio offices on the third floor. (Full Planning Application)

Planning Enforcement advise that a new enforcement case file will be opened for this matter.

Fire safety considerations

The premises is currently a factory to be “altered” to a “change of use” to a night-club, plans and details should ideally be submitted to a building control body (or improved inspector)/ Planning office in the first instance.

As statutory consultants, LFB would then observe the plans/ proforma and officially pass comments, where relevant onwards. In this way, the fire safety layout etc of the building would be observed by planning officers, an architect, building inspector then LFB before the licencing stage.

As there is no Planning application the matter will not be dealt with by the LFB as outlined above.

Operational Schedule

The licensing authority notes that the operating schedule in our view that these do not go far enough especially in relation to the following licensing objectives for which we have concerns:-

Prevention of crime and disorder

Public safety

Prevention public nuisance

Protection of children from harm

Request to not allow the hours requested

The Authority must ensure that consideration is given to the potential impact in the night time economy from this venue and other larger venues in the vicinity that may have simultaneous events taking place.

There are also residential properties that will be impacted by the early morning dispersal of large crowds that have been consuming alcohol within the venue.

We propose a number of measures to promote the licensing relating to this application:

No licensable activities shall take place at the premises until the premises has been assessed as satisfactory by the officer for Health & Safety/Fire Safety at which time this condition shall be removed from the Licence by the licensing authority.

The number of persons accommodated at the premises (excluding staff) shall not exceed (TBC subject to LFB inspection). Subject to the sanitary accommodation being improved to the satisfaction of the Council's Environmental Health Officer, the capacity may be increased to such number as may be agreed with the licence holder. The actual capacity will only increase when an appropriate condition to that effect has replaced this condition on the licence.

Regulated Entertainment: Plays

Friday to Sunday 1800 to 0000 hours

Regulated Entertainment: Films

Friday to Sunday 0800 to 0200 hours

Regulated Entertainment: Live Music – (this would be covered under the Live music exemption)

Friday 1800to 2300 hours

Saturday to Sunday 1000 to 2300 hours

Regulated Entertainment: Recorded Music, Performance of Dance & Anything similar

Friday 1800 to 0200 hours

Saturday 0800 to 0200 hours

Sunday 0800 to 2300 hours

Bank holidays from 18:00 hours on the day preceding to 23:00 hours the following day.

Late Night Refreshment

Friday to Saturday 2300 to 0200 hours

Bank holidays from 18:00 hours on the day preceding to 23:00 hours the following day.

Supply of Alcohol

Friday 1800 to 0145 hours

Saturday 0900 to 0145 hours

Sunday 0800 to 2245 hours

Supply of alcohol **ON** the premises.

Bank holidays from 18:00 hours on the day preceding to 23:00 hours the following day

Hours open to Public

Friday	1800 to 0230 hours
Saturday	0800 to 0230 hours
Sunday	0800 to 0000 hours

Bank holidays from 18:00 hours on the day preceding to 23:00 hours the following day.

CCTV - The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Police and Council Licensing Team. 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 period 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 preceding 31 day period. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV.

All customers entering the premises shall have their ID scanned on entry, save for when a biometric scanning system is in place. The details recorded shall include a live facial image capture of the customer and capture the photographic identification produced. The details recorded by the ID scanner system shall be made available to the Police and the local authority upon request.

The DPS shall approve in writing the names of a maximum of three managers other than him/herself who are authorised to sign in such guests.

(ii) A legible record (the signing in sheet) of those guest's name shall be retained on the premises for inspection by the licensing authority and Police for a minimum period of 31 days. The name of the DPS approved manager authorising the admission will also be recorded by that manager,

(iii) Guests shall be required to produce some form of ID such as a bank card (or emailed electronic photo ID) and ID scan entry with a live photo shall be created.

Incidents - An incident log shall be kept at the premises and maintained for a minimum period of 12 months, and made available on request to an authorised officer of the Council or the Police, which will record the following:

- (a) all crimes reported to 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 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.

Six (6) security staff at the premise from Friday – Saturday from 20:00 to 30 minutes after closing, always having a female security staff during these times in order to assist with female patrons.

In the event that a serious assault is committed on the premises (or appears to have been committed) the management will immediately ensure that:

- (a) The police (and, where appropriate, the London Ambulance Service) are called without delay;
- (b) All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police;
- (c) The crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and
- (d) Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.

SIA roles:

No patrons shall be admitted or re-admitted to the premises after **(21.00)** hours unless they have passed through a metal detecting search arch and, if the search arch is activated or at the discretion of staff, then physically searched, which will include a 'pat down search' and a full bag search.

All persons entering or re-entering the premises shall be searched by a SIA licensed member of staff and monitored by the premises CCTV system.

All staff engaged outside the entrance to the premises, or supervising or controlling queues, shall wear high visibility yellow jackets or vests.

Staff Training – Appropriate induction training will be undertaken with all relevant staff to cover appropriate subjects for their role including:

A. The responsible sale of alcohol.

B. The prevention of under-age sales of alcohol, the Challenge 25 policy and in checking & authenticating accepted forms of identification.

C. The responsibility to refuse the sale of alcohol to any person who is drunk.

D. Fire safety & emergency evacuation procedures

Drinks Not Permitted Outside - Drinks will not be permitted to leave the premises at any time, including for those leaving for the purpose of smoking.

A copy of the premises' dispersal policy shall be made readily available at the premises for inspection by a police officer and/or an authorised officer of Haringey Council.

Prevention public nuisance

A noise limiter must be fitted to the musical amplification system and maintained in accordance with the following criteria:

(a) the limiter must be set at a level determined by and to the satisfaction of an authorised Environmental Health Officer, so as to ensure that no noise nuisance is caused to local residents or businesses,

(b) The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of the authorised Environmental Health Officer and access shall only be by persons authorised by the Premises Licence holder,

(c) The limiter shall not be altered without prior written agreement from the Environmental Health Noise Officer,

(d) No alteration or modification to any existing sound system(s) should be affected without prior knowledge of the Environmental Health Noise Officer, and

(e) No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.

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 a nuisance.

Loudspeakers shall not be located in the entrance and exit of the premises or outside the building.

Spurs match/event day considerations

The Licensing Authority expects all applicants to support the council in promoting public safety and minimising alcohol related crime and disorder on large scale event and match days by including the arrangements below:

- Refrain from selling alcohol until 11 am on Monday to Saturday and midday on Sunday, unless otherwise agreed with the police.
- Deter patrons from drinking outside the premises on the street . The potential for opposing fans facing each other has caused issues on match days.
- For 4 hours before advertised start of the match or event and until 1 hour after the match or event finishes to only sell alcohol in plastic containers.
- To not support the consumption of alcohol in glass containers on the public highway.

No street drinking by customers attending the venue.

The premises licence holder shall ensure that all staff receive training on checking customer identification, and in not serving those under the influence of alcohol and drugs. Records of such training shall be maintained at the premises and made available to a Police officer or an authorised officer of the licensing authority upon request.

Refuse Disposal - Regular waste disposal is undertaken in accordance with the council's requirements. No collections of waste or recycling materials (including bottles) from the premises shall take place between (23.00) and (08.00) Monday to Sunday.

Litter - The area immediately outside the premises will be maintained to ensure that any litter generated by the premises and / or its customers is regularly cleared, including cigarette butts/packets etc, periodically throughout the premises opening hours and specifically at the end of trading hours.

Noise Escape - No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

Noise Prevention - Music should be inaudible from the nearest noise sensitive premises.

No Flashing or particularly bright lights on or outside the premises shall not cause a nuisance to nearby properties, save insofar as they are necessary for the prevention of crime.

No external Food vans affiliated with an event is permitted to trade from the public highway without the authorisation of the Licensing Authority.

Pedestrian Routes - The pavement shall be kept clear for pedestrians and not be blocked by patrons. If at any time the capacity is reached at both the tables and bar, any new patrons will be turned away at the door rather than being invited to queue outside.

All doors and windows shall remain closed (not locked) during the provision of Regulated Entertainment except for the ingress/egress of persons and in the event of an emergency.

The premises shall devise and implement a robust dispersal policy to ensure that patrons leave the premises and vicinity as quietly and speedily as possible.

Any granted Temporary Event Notices for this premises must carry all the conditions on the licence.

The premises shall prominently display signage informing customers:-

- a. To leave quietly and to respect your neighbours.
- b. Stating that CCTV is in operation and police have instant access to the footage.
- c. Any person found carrying weapons or illegal drugs will be permanently excluded and the police will be informed.

No customers shall be allowed to leave the premises while carrying open drinking vessels ('open' shall be taken to mean an opening of the original manufacturers sealing of the vessel) or to consume alcohol on the public highway.

Public safety

Fire Safety - A fire risk assessment will be conducted and regularly reviewed. In-line with the Fire Risk Assessment:

- a. Heat / Smoke detectors are installed and maintained by a competent person.
- b. Fire detection and fire safety equipment checks are recorded.
- c. Fire extinguishers are installed in accordance with the recommendations of the fire risk assessment.
- d. Emergency lighting is installed in accordance with the recommendations of the fire risk assessment.
- e. All emergency exits are marked on the premises plan.

First Aid - Adequate first aid boxes will be maintained.

Protection of children from harm.

No children under the age of 18 shall be permitted on the premises without an adult to supervise.

Age verification - A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.

Staff will be trained in, and fully aware of, the law relating to sales of alcohol to those under the age of 18.

The premises licence holder shall ensure that all staff receive training on checking customer identification, and in not serving those under the influence of alcohol and drugs. Records of such training shall be maintained at the premises and made available to a Police officer or an authorised officer of the licensing authority upon request.

Licensing Enforcement Officer