

PREMISES LICENCE

Receipt: AG964603

Premises Licence Number: LN/000008481

This Premises Licence has been issued by:

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

Signature:

Date: 6th September 2010

Review: 23rd April 2018

Part 1 – PREMISES DETAILS

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

**THE BANC
261-263 WEST GREEN ROAD
LONDON N15 3BH**

Where the Licence is time limited, the dates:

Not applicable.

Licensable activities authorised by the Licence:

Provision of Regulated Entertainment: Films, Indoor Sporting Events, Live Music, Recorded Music Performances of Dance, Provision of Facilities for Making Music and Dancing

Provision of Late Night Refreshment

Supply of Alcohol

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

Films

Sunday to Thursday 0900 to 0030

Friday and Saturday 0900 to 0130

Indoor Sporting Events and Performance of Dance

Sunday to Thursday 1200 to 0030

Friday and Saturday 1200 to 0130

Live Music, Provision of Facilities for Making Music and Provision of Facilities for Dancing

Sunday to Thursday 1800 to 0030

Friday and Saturday 1800 to 0130

Recorded Music

Sunday to Thursday 0900 to 0030

Friday and Saturday 0900 to 0130

LICENSING ACT 2003

Sec 24

Provision of Late Night Refreshment

Sunday to Thursday 2300 to 0030

Friday and Saturday 2300 to 0130

For outside back garden area ONLY:

Sunday to Thursday 2300 to 0000

Friday and Saturday 2300 to 0100

Supply of Alcohol

Sunday to Thursday 1100 to 0000

Friday and Saturday 1100 to 0130

For outside back garden area ONLY:

Sunday to Thursday 1100 to 0000

Friday and Saturday 1100 to 0100

The opening hours of the premises:

Sunday to Thursday 0900 to 0100

Friday and Saturday 0900 to 0200

For external garden area ONLY:

Sunday to Thursday 1000 to 0000

Friday and Saturday 1000 to 0100

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

Supply of alcohol for consumption **ON** the premises only.

Part 2

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

Mr Can Topcu

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:

Fabio Teixeira

LICENSING ACT 2003

Sec 24

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:

Issued by

:

COPY

Annex 1 –Mandatory Conditions

Supply of alcohol

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 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 licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(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 must 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;

Annex 1 –Mandatory Conditions

(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.

7. Prohibition on Sale of Alcohol below Cost of Duty plus VAT

(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) —dutyll is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(6);

(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 rate 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 personll 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;

(d) —relevant personll 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 taxll 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 this 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) (a) Sub-paragraph (b) below applies where the permitted price given by Paragraph (b) of paragraph (2) on a day (—the first dayll) would be different from the permitted price on the next day (—the second dayll) as a result of a change to the rate of duty or value added tax.

(b) 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.

Exhibition of films.

1. Admission of children to the exhibition of any film is to be restricted in accordance with the recommendations made by the specified film classification body.

2. Where —

(a) the film classification body is not specified in the licence, or

(b) the relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question,

Annex 1 –Mandatory Conditions

admission of children must be restricted in accordance with any recommendation made by that licensing authority.

3. In this section –

—childrenll means persons aged under 18; and —film classification bodyll means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c.39) (authority to determine suitability of video works for classification).

Door supervision.

1. Any person(s) required to be on the premises to carry out a security activity must be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001 or be entitled to carry out that activity by virtue of Section 4 of that Act.

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Annex 2 – Conditions consistent with the Operating Schedule

1. The standard practices listed below will be maintained at all times. All reasonable steps will be taken to ensure that the premises will have a positive impact upon the local environment and its residents at all times.

THE PREVENTION OF CRIME AND DISORDER

2. At least two members of staff will be on the shop floor between 2200 to closing time.
3. CCTV shall be installed, operated and maintained in agreement with the Police. The system will enable a frontal head and shoulders image of every person entering the premises. The system shall record in real time and operate whilst the premises are open for licensable activities. The recordings shall be made available to an Authorised Officer or a Police Officer within 24 hours of any request.
4. Premises to adopt the Challenge 21 National Proof of Age Standards Scheme.

PUBLIC SAFETY

5. Appropriate fire safety procedures will be in place along with appliances including fire extinguishers (Foam, H2O and CO2), fire blankets, internally illuminated fire exit signs, a smoke detector and emergency lighting.
6. All fire escapes/escape routes will be clearly marked and kept free from obstructions at all times.

THE PREVENTION OF PUBLIC NUISANCE

7. Entry to the premises will be restricted to the main front entrance on West Green Road whilst the premises is being used for licensable activity.
8. There shall be a documented dispersal policy as agreed with the relevant responsible authorities implemented at the premises.
9. The premises shall employ a minimum of SIA door supervisors from 7pm until 30 minutes after closing to patrol the curtilage of, and the area around the exterior of the premises throughout the evening to encourage patrons to move away from the venue and disperse from the area quietly.
10. Clear and legible notices will be displayed to remind customers to leave quietly.
11. Trade waste agreement to be maintained at all times.
12. All doors and windows will remain closed during the licensed activities.
13. Staff will ensure that the door is not propped open.
14. A member of staff shall be positioned at the door to ensure it is opened for as brief a period as possible.
15. The licensee will ensure that no amplified sound played in the licensed premises is audible at or within the site boundary of any residential property.
16. No amplified sound will be played in, or for the benefit of, patrons in the rear garden or other external areas of the premises.
17. 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.

Annex 2 – Conditions consistent with the Operating Schedule

18. Signs shall be displayed in the rear garden instructing patrons to recognise the residential nature of the area and conduct their behaviour accordingly. The management will reserve the right to ask patrons to move inside the premises or leave if it is felt that they could be disturbing neighbours.
19. Deliveries and collections associated with the premises will be arranged between the hours of 0800 to 1800 hours so as to minimise the disturbance caused to the neighbours.
20. Glasses will be collected from the rear garden area at the beginning of the day rather than at closing time when neighbours in close proximity might be unduly disturbed.
21. 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.
22. All plant and machinery will be correctly maintained and regularly serviced to ensure that it is operating efficiently and with minimal disturbance to neighbours arising from noise.
23. All ventilation and extraction systems shall be correctly maintained and regularly serviced to ensure that they are operating efficiently and with minimal disturbance to neighbours arising from odour.

THE PROTECTION OF CHILDREN

24. The premises will be effectively and responsibly managed.
25. There will be provision of a sufficient number of people employed or engaged.
26. Appropriate instruction, training and supervision of those employed or engaged.
27. The licensee and staff will ask persons who appear to be under the age of 21 for photographic ID such as proof of age cards, the Connexions Card and Citizen Card, photographic driving licence or passport, an official identity card issued by HM Forces or by an EU country, bearing the photograph and date of birth of bearer.
28. Alcohol may only be sold to individuals over the age of 18 with valid proof of identification with one of the following:
 - a. A valid passport
 - b. A photo driving license issued in a European Union Country
 - c. A proof of age standard card system
 - d. A citizen card, supported by the Home Office
29. A register of refused sales shall be kept and maintained at the premises.

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

Review of Premises Licence:

RESOLVED 23rd April 2018

The Committee carefully considered the application for a review of the premises licence, the representations made by and on behalf of local residents, the Licensing Authority, the representations made by the Premises Licence Holder and their representative, the Council's Statement of Licensing Policy and the Licensing Act 2003 s182 guidance, the Licensing Act 2003 and Licensing legislation

Revised hours as shown at Part 1 above.

The Committee accepted that no representations had been made by the Police or Enforcement Response in relation to public nuisance or issues of crime and disorder. However, the Committee was satisfied that representations made by local residents regarding public nuisance linked to the premises were credible, and the Committee felt that there was no reason to disbelieve the accounts of the residents in relation to some of the public nuisance that they had experienced.

The Committee considered that a small reduction in the hours would help to mitigate the noise issues experienced by the local residents in the early hours of the morning.

The Committee also noted the submission by the Premises Licence Holders Representative of the implementation of a dispersal policy and wished to add a condition to the licence to that effect:

“There shall be a documented dispersal policy as agreed with the relevant responsible authorities implemented at the premises”.

The Committee also noted that as part of the dispersal policy, the Premises Licence Holders had committed to providing two SIA door supervisors to help with the dispersal, and considered it appropriate to add a separate condition to that effect:

“The premises shall employ a minimum of SIA door supervisors from 7pm until 30 minutes after closing to patrol the curtilage of, and the area around the exterior of the premises throughout the evening to encourage patrons to move away from the venue and disperse from the area quietly.”

The Committee did note the submissions made in support of the premises but felt that the levels of nuisance described by other residents warranted the reduction in hours and additional conditions.

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.

Informative

The Committee noted that the premises had made attempts to control the issues with parking, and wished to suggest to the premises that they continue with their endeavours to improve the situation.

