

Mr Fation Gjana
Le Pot De Terre
34 High Street
London N8

Your Ref:
Our Ref: Licensing
Date: 12th September 2022

REPRESENTATION LETTER

Dear Sir/Madam,

LICENSING ACT 2003 – Application for a Variation to an existing Premises Licence – LE POT DE TERRE 34 HIGH ROAD LONDON N8.

The Licensing Authority are making representation against this application submitted by Mr Gjana. The premises is situated along High Street N8 and is surrounded by other commercial and residential properties. The premises has an existing licence that allows the following:

Live Music and Recorded Music

Monday to Saturday **1000 to 0000**
Sunday **1200 to 2330**

Late Night Refreshment

Monday to Saturday **2300 to 0000**
Sunday **2300 to 2330**

Supply of Alcohol

Monday to Saturday **1000 to 0000**
Sunday **1200 to 2330**

The opening hours of the premises:

Monday to Saturday **0800 to 0030**
Sunday **0800 to 0000**

The variation application is seeking an increase in hours to

Regulated Entertainment: Live Music and Recorded Music

Monday to Thursday **1000 to 0045 hours**
Friday to Saturday **1000 to 0130 hours**
Sunday **1200 to 0030 hours**

Late Night Refreshment

Sunday to Thursday **2300 to 0100 hours**
Friday to Saturday **2300 to 0130 hours**

Sale of Alcohol

Monday to Thursday	1000 to 0045 hours
Friday to Saturday	1000 to 0130 hours
Sunday	1200 to 0030 hours

Supply of alcohol ON the premises.

Hours open to Public

Monday to Thursday	0800 to 0115 hours
Friday to Saturday	0800 to 0200 hours
Sunday	0800 to 0100 hours

The hours being applied for would take the operation of the venue well beyond the hours permitted under the current planning permission:

Planning permission HGY/2004/1593 was granted for the change of use of property from social club to restaurant (A3).

Condition 6 restricted the hours as follow:

6. The use hereby permitted shall not be operated before 0800 or after 2300 hours on any day.

Reason: This permission is given to facilitate the beneficial use of the premises whilst ensuring that the amenities of adjacent residential properties are not diminished.

Reasons:

The current hours are sufficient for this type of business in its location. The area has two existing pubs which have both received complaints due to anti social behaviour from patrons and noise nuisance on the street by patrons. The proposed hours under the variation are likely to have a cumulative effect if granted and add to the ongoing nuisance that is already taking place in the area.

Stricter conditions with regard to licensing hours may be required for licensed premises situated in or immediately adjacent to residential areas to ensure that disturbance to local residents is avoided. This will particularly apply in circumstances where, having regard to the location, size and nature of the licensed premises, it is likely that disturbance will be caused to residents in the vicinity of the premises by concentrations of people leaving, particularly during normal night-time sleeping periods.

Mr Gjana states that Live music will only be played at prebooked functions where it is requested. There is no ability to install a limiter on Live music equipment to enable noise management. The LA feels that the existing hours on the current licence for both Live and recorded music are sufficient for this venue in its location and will be challenging enough to ensure the prevention of public nuisance if customers are not properly managed at the venue. We propose the following conditions to be imposed:

- The existing hours to remain the same.
- The number of patrons that are permitted outside at anyone time should be limited to 4 at anyone time.
- No drinks to be taken outside whilst the patron is outside smoking.

Yours sincerely

Licensing Authority RA

