

week and draw your attention to the Section 182 Guidance that under pins the Licensing Act 2003 with regards to hours already in existence under the Planning regime:

14.66 There are circumstances when, as a condition of planning permission, a terminal hour has been set for the use of premises for commercial purposes. Where these hours are different to the licensing hours, the applicant must observe the earlier closing time.

Moreover the hours of use being applied are excessive and will impact on nearby residential properties due to the late night use of vehicles carrying out deliveries etc.

As a point of law Late Night Refreshment only applies between 23:00 and 05:00 am each day. A licence cannot be granted for 6am as the law does not regard that time as Late Night Refreshment.

The Licensing Authority is stating the following times:

Late Night Refreshment- Online Sales

Monday to Sunday 2300 to 00:00 hours

Hours open to Public

Monday to Sunday 0900 to 00:00 hours

You are encouraged to seek changes to your Planning permission if you wish to seek later hours.

Proposed conditions:

The extraction flue/vents to be cleaned and repaired to ensure minimum noise breakout from their operation.

All flues and vents to be switched off by midnight to ensure residents are not impacted by noise,

The delivery of hot food and drinks sold as Late Night Refreshment shall only be made to a residential or business address, where the customer uses that address as an official place of residence or their recognised designated place of work. The delivery of hot food or drinks shall not be made or completed in a public place (on the street, in a park, by the bus stop, etc.)

Regards

Haringey Licensing Authority.