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Police Representation

APPLICATION FOR A PREMISES LICENCE – CHEZ NICKY LTD 295 WEST GREEN ROAD N15 3PA

Dear Licensing Team,

I write on behalf of the Commissioner of the Metropolitan Police. I would like to object to the recently submitted application made by Chez Nicky LTD for a new premises licence at the location shown above.

The police wish to make representations under the licencing objectives as we feel if the application is granted the following licensing objectives will be undermined:

- 1. Prevention of Crime and Disorder**
- 2. Prevention of Public Nuisance**
- 3. Public Safety**
- 4. Protection of Children From Harm**

The applicant has described the business as, the Premises are a ground floor space composed of a seating area, bar, kitchen, toilets and rear outside space. The location is the Second building from the corner of West Green road and Abbotsford Avenue. The business type has been stated as African Restaurant. Eat in and take away.

The applicant has requested the following licensable activities and Timings:

Regulated Entertainment: Recorded Music

Friday to Sunday 2300 to 0200 hours

Late Night Refreshment

Friday to Sunday 2300 to 0200 hours

**Recorded Music & Late Night Refreshment on Christmas Eve, Christmas Day, New Year's Eve and New Years' Day from 2300 to 0300 hours.
Day proceeding Bank Holidays from 2300 to 0300 hours.**

Sale of Alcohol

Monday to Thursday 0700 to 0000 hours

Friday to Sunday 0700 to 0200 hours

Supply of alcohol **ON** and **OFF** the premises.

Christmas Eve, Christmas Day, New Years' Eve and New Year's Day 0700 to 0300 hours.

Day proceeding Bank Holidays from 0700 to 0300 hours

Hours open to Public

Monday to Thursday 0700 to 0030 hours

Friday to Sunday 0700 to 0230 hours

Christmas Eve, Christmas Day, New Year's Eve and New Year's Day from 10:00 to 0330 hours.

Day proceeding Bank Holidays from 2300 to 0330 hours.

We do not agree to the requested timings.

The premises are situated on West Green Road and imbedded within a parade of shops with residential premises above, and opposite the location.



The applicant has requested to have recorded music on Sundays going in to Monday mornings till 0200 hours and the closing times of the premises to be 02:30 hours .

The premises is a restaurant imbedded in a parade of shops with several residential properties above and opposite the location. We feel that due to the location this would affect resident's quite enjoyment of their homes, when patrons will be congregating outside the venue smoking and being loud due to alcohol consumption on what will be a weekend going in to Monday mornings. Police feel this would have a knock on effect to the resident's quality of life and with the later licensable activity taking place a risk to crime and disorder and public safety.

The applicant has asked for sale of alcohol to be from 07:00 hours on all days and to be sold ON and OFF the premises. Police feel this is very early to be selling alcohol as there are schools nearby. Parents taking their children to school will have to pass the location and witness patrons outside the premises who have consumed alcohol in the early hours of the morning. This heightens the risk of crime and disorder and anti-social behaviour taking place. The selling of alcohol with other similar premises in the area start from 1100 hours.

We therefore object to the submitted timings and terminal times and think they are excessive given the geographic location and the proximity to residents and we propose they be amended as follows:

Regulated Entertainment: Recorded Music

Friday to Saturday 2300 to 0030 hours

Late Night Refreshment

Friday to Saturday 2300 to 0030 hours

Recorded Music & Late Night Refreshment on Christmas Eve, Christmas Day, New Year's Eve and New Years' Day from 2300 to 0130 hours.

Day proceeding Bank Holidays from 2300 to 0130 hours.

Sale of Alcohol

Sunday to Thursday 1100 to 2330 hours

Friday to Saturday 1100 to 0030 hours

Supply of alcohol **ON** and **OFF** the premises

Christmas Eve, Christmas Day, New Years' Eve and New Year's Day 1100 to 0130 hours.

Day proceeding Bank Holidays from 1100 to 0130 hours

Hours open to Public

Sunday to Thursday 0700 to 0000 hours

Friday to Saturday 0700 to 0100 hours

Christmas Eve, Christmas Day, New Year's Eve and New Year's Day from 10:00 to 0200 hours.

Day proceeding Bank Holidays from 2300 to 0200 hours.

On the plans there is an outdoor space/garden with seating. Police feel having this space open till 0200 hours as they have requested would affect resident's peace in their homes and would request for all outdoor spaces to be closed at 2230 hours.

Although there are previous ASB reports on the premises named Good Vibes police feel that if the premises were to be open at the times requested by the applicant there will be a possibility that ASB issues would arise.

The Licensing Act 2003 sets out four key objectives: the prevention of crime and disorder, public safety, the prevention of public nuisance, and the protection of children from harm. It is imperative that license holders adhere to these objectives to ensure a safe and lawful environment.

We the police have assessed the application and the Operating schedule submitted by the applicant describing the steps intended to be taken in order to promote the four Licensing Objectives of:

- 1) The Prevention Of Crime and Disorder**
- 2) Public Safety**
- 3) The prevention of Public Nuisance**
- 4) The protection of children from Harm**

We would also ask in line for the following conditions to be added to the operating schedule:

PUBLIC SAFETY

Alcohol shall not be supplied otherwise than to persons taking table meals for consumption by such persons as ancillary to the meal

Should the premises remain open for non-licensable activities customers shall not have access to alcohol after the licensed hours. This shall be prevented by the use of shutters / locked fridges.

PREVENTION OF PUBLIC NUISANCE

No more than 3 persons shall be permitted to smoke outside the front of the premises at any one time. The area shall be adequately supervised to control the number and behaviour of patrons and to ensure that they do not block the highway or cause a noise nuisance. Notices shall be displayed in the area specifying the terms of its use and asking patrons to use the area quietly.

Staff shall actively discourage patrons from congregating around the outside of the premises

All refuse and bottles shall be disposed of in bins quietly so as not to disturb neighbours or local residents. There shall be no disposal of glass bottles outside between 23:00 hours and 07:00 hours

Delivery drivers shall be given clear, written instructions to use their vehicles in a responsible manner so as not to cause a nuisance to any residents or generally outside the license premises; not to leave engines running when the vehicles are parked; and not to obstruct the highway.

Deliveries will not be made to the premises between the hours of 18:00 and 09:00 hours

Couriers collecting orders to act in a responsible manner so as not to cause a nuisance to any residents or generally outside the license premises; not to leave engines running when the vehicles are parked; and not to obstruct the highway

Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and pedestrians by not gathering in groups or loitering outside the premises. These notices shall be positioned at eye level and in a location where those leaving the premises can read them

The outside garden area to be closed to all patrons at 22:30 hours every day.

PROTECTION OF CHILDREN FROM HARM

All staff shall receive induction and refresher training (at least every three months) relating to the sale of alcohol and the times and conditions of the premises licence

All training relating to the sale of alcohol and the times and conditions of the premises licence shall be documented and records kept at the premises. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year

Any children on the premises after 19:30 must be there for the purpose of consuming a substantial table meal and be accompanied by an adult

If there is no one available to take in the delivery, the courier shall not leave it in an unattended safe place for collection later. It can be left with a neighbouring property only if the Challenge 25 condition above is taken into account.

Delivery can only be made to a domestic dwelling or place of business.

The courier shall only collect the alcohol from the premises between 11.00 and 23.00 Monday to Sunday.

PREVENTION OF CRIME & DISORDER

Toilets at the premises shall be checked for any sign of drug use on average of every two hours between 18:00 hours and closing time. A record shall be kept of the times, dates and any issues discovered. These records shall be kept for six months. Records must be made available to an authorised officer of the Council or police upon request

In summary

We the Police **object** to the applications on the grounds stated. It is feared that without adequate and detailed safeguards, policies and risk assessments being in place and implemented control of the premises could easily be lost and a risk posed to both patrons and the wider community in the form of public nuisance and other associated alcohol related issues.

If the suggested timings were accepted along with the suggested additions to the operating schedule WE WOULD withdraw this representation.

I reserve the right to provide further information to support this representation.

Regards,

North Area Licensing Officer