

Report for: Licensing Sub Committee – 16th June 2025

Title: Application for the Review of a Premises Licence – Hornsey Arms Ltd formerly Hornsey Tavern, 26 Highgate High Street London N8.

Report authorised by: Daliah Barrett, Licensing Team Leader, Regulatory Services

Ward(s) affected: Hornsey

Report for Key/

Non Key Decision: Not applicable

1. Describe the issue under consideration

- 1.1 This application to review is submitted by the Noise RA and relates primarily to the objective of the prevention of crime and disorder, prevention of public nuisance and public safety has also been cited. The application is set out at **Appendix 1** to the report.
- 1.2 The application contends that the operation of the premises has led to public nuisance from large numbers of patrons congregating outside on the pavement, Fights taking place and noise nuisance .
- 1.3 The Premises Licence Holder (Hornsey Arms Ltd) and Designated Premises Supervisor (DPS) – Ms Jemma Crucifix.
The premises is licensed for the following:

Regulated Entertainment: Live Music & Recorded Music

Supply of Alcohol - ON & OFF

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

Regulated Entertainment

Friday and Saturday 2000 to 0000

Supply of Alcohol

Monday to Sunday 1100 to 0300

New Years Eve: from the start of permitted hours on 31 December until the start of permitted hours on 1 January.

The opening hours of the premises:

Monday to Sunday 1100 to 0330

New Years Eve: from the start of permitted hours on 31 December until the start of permitted hours on 1 January.

A copy of the Premises licence is attached at Appendix 2.

1.4 There are representation from the Met Police, Ward councillors and residents. that sets out several complaints received from residents and a number of attendance by the Police to th premises to deal with ASB reported. The representations are shown at **Appendix 3**.

1.5 **Consideration for LSC**

The Sub-Committee will be asked to determine this application and has the option to:

a) **Modify the conditions of the licence**

This could include either imposing further conditions on the licence or changing (for example, further restricting) the hours of certain licensable activities, where this is proportionate and relevant to the licensing objectives;

For this purpose, the conditions of the licence are modified if any of them are altered or omitted, or any new condition is added.

b) **Exclude a licensable activity from the scope of the licence**

The Sub-Committee may decide that it is proportionate and relevant to the Licensing objectives to remove one or more of the licensable activities;

c) **Remove the Designated Premises Supervisor**

d) **Suspend the licence for a period not exceeding three months**

e) **Revoke the licence**

1.6 Depending on the decision of the Sub-Committee, the licence holder and the applicant have rights of appeal to the Magistrates Court. The Sub-Committee is asked to state its reasons considering the representations received and what is appropriate for the promotion of the licensing objectives.

2. **Background**

2.1 The premises licence was initially issued under 'Grandfathered rights' in November 2005.
The premises was then taken over by Mr Thomas Kearns in 29th October 2021 under the name of The Hornsey Tavern Ltd . Mr Kearns was the director.
The premises was reviewed by a resident on 14th March 2022, due to noise issues late evening and into the early hours of the morning. The LSC determined to add conditions to the licence at the time.
The premises licence was then transferred on 14th March 2024 to Hornsey Arms Ltd. Mr Thomas Kearns is also the director of that company. A copy of the premises licence is at Appendix 2.

3. **Licensing Policy**

3.1 In reviewing a licence the Licensing Sub-Committee will consider, and take into account, the complaints history of the premises and all other relevant information.

3.2 A number of reviews may arise in connection with crime that is not directly

connected with licensable activities. The Sub-Committee does not have the power to judge the criminality or otherwise of any issue. The Sub-Committee's role is to ensure the promotion of the crime prevention objective

- 3.3 Where reviews arise in respect of these criminal activities and the Sub-Committee determines that the crime prevention objective is being undermined, It is expected that revocation of the licence – even in the first instance – should Be seriously considered .
- 3.4 This Licensing Authority, in determining what action to take, will seek to establish the cause of concern and any action taken will be directed at these causes. Any action taken to promote the licensing objectives will be appropriate and proportionate. Appendix 4 – Review section 182 Guidance.

4. Other considerations

- 4.1 Section 17 of the Crime and Disorder Act 1998 states: 'Without prejudice to any other obligation imposed on it, it shall be the duty of each authority to which this section applies to exercise its various functions with due regard to the likely effect of the exercise of those function on, and the need to do all that it reasonably can to prevent crime and disorder in its area'.

5. Human Rights

- 5.1 While all Convention Rights must be considered, those which are of particular relevance to the application are:
- Article 8 – Right to respect for private and family life.
 - Article 1 of the First Protocol – Protection of Property.
 - Article 6(1) – Right to a fair hearing.
 - Article 10 – Freedom of Expression.

6. Use of Appendices

Appendix 1 – Review Application Form and supporting documents

Appendix 2 – Copy of licence

Appendix 3 – copy of Police /Ward Councillor/ Residents representation (Footage also included)

Appendix 4 – section 182 Guidance information.

7. Background papers

Section 82 Guidance

Haringey Statement of Licensing Policy