

5. REPORT

Background

5.1 An application for a Premises Licence Variation, by Hatem Koc in respect of The Grill Kebab House under the Licensing Act 2003.

5.2 Details of the application being sought under the Premises Licence Variation – APP 1

Provision of Regulated Entertainment: Live Music, Recorded Music, Performance of Dance, Anything of a similar description to live music, Recorded Music or performance of dance.

Monday to Thursday	1700 to 0000
Friday to Saturday	1700 to 0200
Sunday	1700 to 0130

Christmas Eve, Boxing Day and New Years Day until 0200

Supply of Alcohol

Monday to Thursday	1000 to 0000
Friday to Saturday	1000 to 0200
Sunday	1000 to 0130

For consumption **ON** the premises.

Christmas Eve, Boxing Day and New Years Day until 0200

Hours open to the public

Monday to Thursday	0800 to 0030
Friday to Saturday	0800 to 0230
Sunday	0800 to 0200

General-all four licensing objectives

Alcohol will only be sold in operation hours and consumed on the premises.

CCTV will be installed on the premises and meet the standard in 'UK Police requirements for digital CCTV system'.

Emergency lighting will be provided and Smoke detectors will be installed.

The premises will operate a "Challenge 21" the proof of age scheme.

The premises will open and shut at its permitted hours and the sale of alcohol or any other permitted licensing activity will not be carried out at any other time than its permitted opening hours.

5.3 Crime and Disorder

- CCTV will be installed to the premises for safety and crime prevention.
- Alcohol will not be served to drunk persons in the premises.
- The DPS will undertake routine monitoring of the refusals records and record that this is being done.
- All staff that sell alcohol will receive regular training (introduction and refresher).
- Only Off sales of alcohol will be supplied
- CCTV will meet the standard in 'UK Police requirements for digital CCTV system'.
- Emergency lighting will be provided.
- Smoke detector will be installed.
- The premises will operate a "Challenge 21" the proof of age scheme.
- The premises will open and shut at it's permitted hours and the sale of alcohol or any other permitted licensing activity will not be carried out at any other time than it's permitted opening hours.

5.4 Public Safety

- Emergency light will be installed and fire extinguisher will be installed.
- The fire exits will be free of any impediment or obstacle at all times of the operating hours.

5.5 Public Nuisance

- No alcohol will drunk outside of the premises.
- Suitable signage will be displayed at the point of exit advising customers to leave quietly.
- Deliveries to the premises shall only be made during normal working hours.
- Bottles and similar goods shall not be handled outside the premises in the late evening, night or early morning.

5.6 Child Protection

- Licensee will not sell alcohol to children and any persons under age.
- Where a person appears to be under the age 21, identification in the form of passport, photo driving licence or a proof of age card bearing the pass hologram will be sought and if not provided service of alcohol will be refused.
- Suitable signage will be displayed at the point of entry and at the service area advising customers that the premises operates the "Challenge 21" proof of age scheme.

6. RELEVANT REPRESENTATIONS (CONSULTATION)

Responsible authorities:

6.1 Comments of Metropolitan Police

Have made no representation to this application

6.2 Comments of Regulatory Services:

Enforcement Response

Has made representation to this application. **APP 2**

Trading Standards

Have made no representation to this application

6.3 London Fire and Civil Defence Authority

Have made representation to this application based on the fact that they are of the opinion the premises is limited to a maximum of 60 persons that includes all staff and security. The Fire Authority also stopped the license holder from using part of the external patio at the first floor level as the exit door is a means of fire escape and the area behind it must be kept clear. **App 3**

6.4 Planning Services

Have made no representation to this application

6.5 Comments of Child Protection Agency or Nominee

No representation made on this matter

7.0 Other Persons – APP 4

A letter of representation have been received against this application.

8.0 Financial Comments

The fee which would be applicable for this application was **£190.00**.

9.0 Licensing Officers Comment.

APPENDIX 1 – APPLICATION



Haringey
Application to vary a premises licence
Licensing Act 2003

- 4 DEC 2012

For help contact
licensing@haringey.gov.uk
Telephone: 020 8489 8232

RECEIVED

* required information

Section 1 of 17

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

12.0323.03.C

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☐ Yes ☒ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

Serkan

* Family name

Ogut

* E-mail

erkan.ogut@hotmail.co.uk

Main telephone number

Include country code.

Other telephone number

☐ Indicate here if you would prefer not to be contacted by telephone

Are you:

- ☒ Applying as a business or organisation, including as a sole trader
☐ Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

* Is your business registered in the UK with Companies House?

☒ Yes ☐ No

* Registration number

7602552

* Business name

Cemka Group

If your business is registered, use its registered name.

* VAT number

-

-

Put "none" if you are not registered for VAT.

* Legal status

Private Limited Company

Continued from previous page...

* Your position in the business

Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

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APPLICATION DETAILS

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address ☐ OS map reference ☐ Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Premises Contact Details

Telephone number

Non-domestic rateable value of premises (£)

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Continued from previous page...

VARIATION

Do you want the proposed variation to have effect as soon as possible? ☒ Yes ☐ No

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Describe briefly the nature of the proposed variation

The premise is located on Green Lanes. Public transport is well provided. For more details please see the drawing. The proposal is mainly for birthday, engagement, small wedding parties and similar occasions.

THE EXISTING HOURS:

Supply of Alcohol;

Sunday to Thursday between 10:00 am to 23:30 pm

Friday and Saturday between 10:00 am to 01:30 am

Provision of Late Night Refreshment;

Sunday to Thursday between 23:00pm to 23:30 pm

Friday and Saturday between 23:00pm to 01:30 am

THE PROPOSED VARIATION IS:

Supply of Alcohol;

Monday to Thursday between 10:00am to 24:00 midnight

Friday and Saturday between 10:00am to 02:00 am

Sunday between 10:00 am to 01:30 am

Christmas Eve, and Boxing days until 02:00 am

New Year day until 02:00 am

Provision of Late Night Refreshment;

As existing

Live Music, Recorded Music and Performances of Dance;

Monday to Thursday between 17:00 pm to 24:00 midnight

Friday and Saturday between 17:00 pm to 02:00 am

Sunday between 17:00 pm to 01:30 am

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PROVISION OF PLAYS

Will the schedule to provide plays be subject to change if this application to vary is successful?

☐ Yes ☒ No

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PROVISION OF FILMS

Will the schedule to provide films be subject to change if this application to vary is successful?

☐ Yes ☒ No

Continued from previous page...

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PROVISION OF INDOOR SPORTING EVENTS

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

☐ Yes ☒ No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

☐ Yes ☒ No

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PROVISION OF LIVE MUSIC

Will the schedule to provide live music be subject to change if this application to vary is successful?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

SUNDAY

Start

End

Start

End

Will the performance of live music take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for the performance of live music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed, above below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Christmas Eve, and Boxing days until 02:00 am
New Year day until 02:00 am

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PROVISION OF RECORDED MUSIC

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

WEDNESDAY

Start End

Start End

THURSDAY

Start End

Start End

FRIDAY

Start End

Start End

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

Will the playing of recorded music take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for playing recorded music.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Christmas Eve, and Boxing days until 02:00 am
New Year day until 02:00 am

Continued from previous page...

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PROVISION OF PERFORMANCES OF DANCE

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start 17:00

End 24:00

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start 17:00

End 24:00

Start

End

WEDNESDAY

Start 17:00

End 24:00

Start

End

THURSDAY

Start 17:00

End 24:00

Start

End

FRIDAY

Start 17:00

End 02:00

Start

End

SATURDAY

Start 17:00

End 02:00

Start

End

SUNDAY

Start 17:00

End 01:30

Start

End

Will the performance of dance take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Continued from previous page...

State any seasonal variations for the performance of dance.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of dance at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Christmas Eve, and Boxing days until 02:00 am
New Year day until 02:00 am

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PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

Continued from previous page...

FRIDAY

Start 17:00

End 02:00

Start

End

SATURDAY

Start 17:00

End 02:00

Start

End

SUNDAY

Start 17:00

End 01:30

Start

End

Provide a description of the type of entertainment that will be provided.

Will this entertainment take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for entertainment.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for entertainment at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Christmas Eve, and Boxing days until 02:00 am
New Year day until 02:00 am

Continued from previous page...

PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

☐ Yes ☒ No

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SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption?

☒ On the premises ☐ Off the premises ☐ Both

Continued from previous page...

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

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Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Christmas Eve, and Boxing days until 02:00 am New Year day until 02:00 am
--

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ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Provide information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

N/A

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

WEDNESDAY

Start End

Start End

THURSDAY

Start End

Start End

FRIDAY

Start End

Start End

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

☒ I have enclosed the premises licence

Continued from previous page...

☒ I have enclosed the relevant part of the premises licence

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

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LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

If the club wishes members and their guests to be able to consume alcohol on the premises select on, if the club wishes people to be able to purchase alcohol to consume away from the premises select off. If the club wishes people to be able to do both select both.

The applicant will accept the follow conditions. The alcohol only will sale in operation hours and the alcohol will be consumed on the premises. Cctv will be installed to the premises, installed the cctv system that meet the standard in 'Uk police requirements for digital cctv system'. Emergency lighting will be provided. Smoke detector will be installed. The premises operates the "challenge 21" the proof of age scheme. The premises will open and shut at its permitted hours and the sale of alcohol or any other permitted licensing activity will not be carried out at any other time than its permitted opening hours.

b) The prevention of crime and disorder

CCTV will be installed to the premises for safety and crime prevention. Will not serve alcohol who already drunk in the premises. The DPS will undertake routine monitoring of the refusals records and record that this is being done. All staff that makes sales of alcohol receives regular training (induction and refresher). Will not allow the alcohol on the premises only sale of alcohol applies off licence. Installed CCTV systems that meet the standard in 'UK police requirements for digital CCTV systems' shall operate and record video images at all times that premises are open to the public and any recordings made will be retained for not less than 30 days and made available to a police officer on request. A member of staff on premises at the relevant time will be capable of operating the CCTV system.

c) Public safety

Emergency light will be installed and fire extinguisher will be installed. The fire exit is free of any impediment or obstacle at all time of the operating hours.

d) The prevention of public nuisance

For public nuisance there will not allow any alcohol drink at outside of the premise. Suitable signage will be displayed at the point of exit advising customers leave the premises quietly. Deliveries to the premises shall only be made during normal working hours. Bottles and similar goods shall not be handled outside the premises in the late evening, night or early morning.

e) The protection of children from harm

We will be very strict to not sell alcohol to children and under age.
Where a person appears to be under the age 21, identification in the form of passport, photo driving licence or a proof of age card bearing the pass hologram will be sought and if not provided service of alcohol will be refused. Suitable signage will be displayed at the point of entry and at the service area advising customers that the premises operates the "challenge 21" proof of age scheme.

Continued from previous page...

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PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Variation Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £8700	£315.00
Band D - £87001 to £12500	£450.00*
Band E - £125001 and over	£635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

The following credit or debit cards are accepted in Haringey:

Maestro - Mastercard Debit - Mastercard Credit - Solo - Visa Credit - Visa Debit (formerly Delta) and Visa Electron

We cannot accept liability if payment is refused or declined by the card supplier.

Due to end of day processing, this service will not be available between 10pm and 11pm every weekday evening (Mon- Fri).

Users should note that any payments in process after the 10pm deadline need to be completed by 10.05pm

* Fee amount (£)

190.00

ATTACHMENTS

AUTHORITY POSTAL ADDRESS

Continued from previous page...

Address

Building number or name	
Street	
District	
City or town	
County or administrative area	
Postcode	
Country	United Kingdom

DECLARATION

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

☐ Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name	
* Capacity	
Date (dd/mm/yyyy)	

One you're finished you need to do the following:

1. Save this form to your computer by clicking to file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/haringey/change-1> to upload this file and continue with your application

Don't forget to make sure you have all your supporting documentation to hand.

LEGEND

--- AMBIT OF PREMISES

□ LIQUOR SALES

□ WC,PASSAGEWAY,ETC

SAFETY LIGHTING

SMOKE DETECTOR

CARBON DIOXIDE
FIRE EXTINGUISHER
9 LT. WATER FIRE
EXTINGUISHER

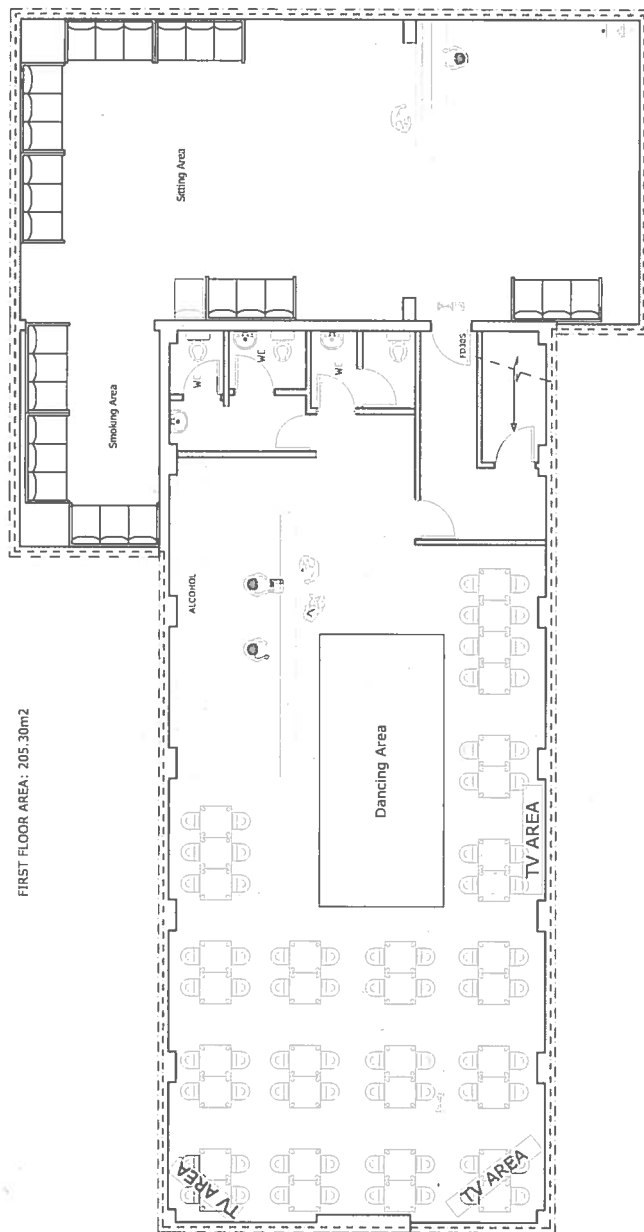
● FOAM FIRE EXTINGUISHER

INTERNALLY ILLUMINATED
FIRE ESCAPE SIGN (BS 5266)

30min FIRE RESISTANCE DOOR
(FIRE DOOR TO HAVE
INTUMESCENT
STRIPS AND SELF CLOSER)

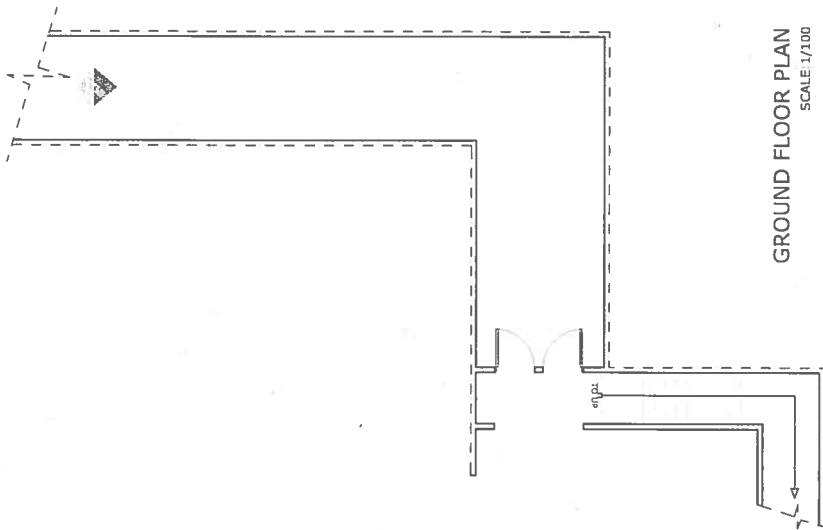
CCTV OPERATING SYSTEM

FIRST FLOOR AREA: 205.30m²



FIRST FLOOR PLAN
SCALE 1/100

GROUND FLOOR PLAN
SCALE 1/100



SCALE: 100 0 0.5m 1 1.5 2 2.5 3 3.5 4 4.5 5 5.5 6 6.5 7 7.5 8 8.5 9 9.5 10 m

Drawing Title
PROPOSED
GROUND FLOOR
FIRST FLOOR PLAN
Scale 1:100

Client: Mr. Serkan Ogut
Address: Ora Cafe, 581A Green Lanes,
London, N8 0RG
ALL DIMENSIONS TO BE VERIFIED ON SITE

Revision DEC 2012
Scale 1 100 @ A3
Drawing Number 12 0323 01

CEMKA GROUP
Unit 115, Leo Valley Technopark,
Ashley Road, London N17 2LW
Telephone (020) 8801 8033
Mobile: (078) 4241 0527
(078) 7989 9178
E-Mail: cemkagroup@gmail.com
Website: www.cemkagroup.co.uk

APPENDIX 2 – ENVIROMENTAL HEALTH- ENFORCEMENT RESPONSE REPRESENTATION

Licensing Consultation

To: Licensing Officer

From: Enforcement Response Officer (Noise)

Name of Officer preparing representation: George Roberts

cc: Team Leader Enforcement Response, Derek Pearce

Our Reference: WK/000237937

Date: 1st January 2013

Premises: Ora Pool Club, Shop, 581A Green Lanes, Hornsey, London, N8 0RG

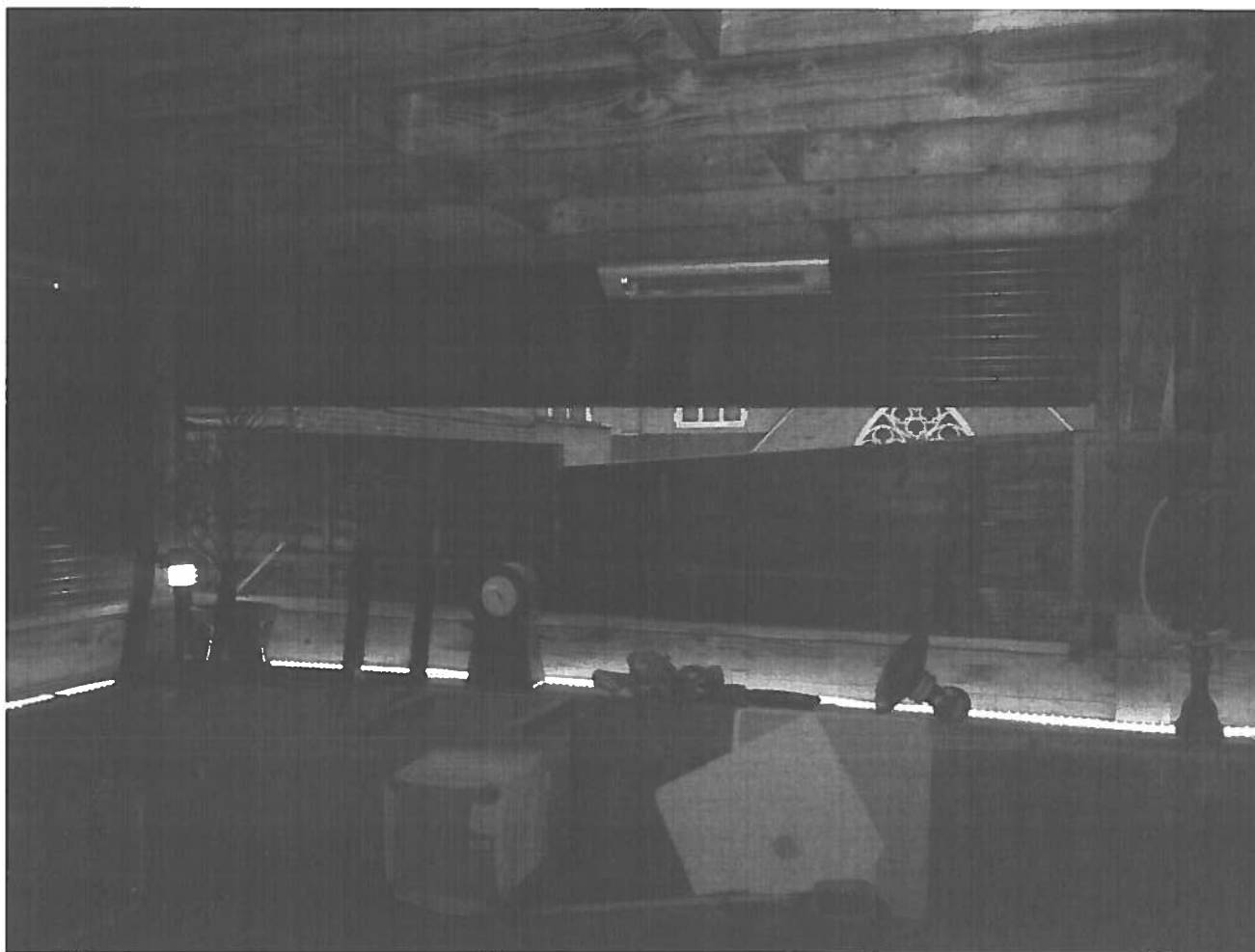
Type of application: **Variation**

I would like to confirm that I have considered the above proposal with regard to the prevention of public nuisance on behalf of the Enforcement Response (Noise) Team & would like to **make** representations to the Application

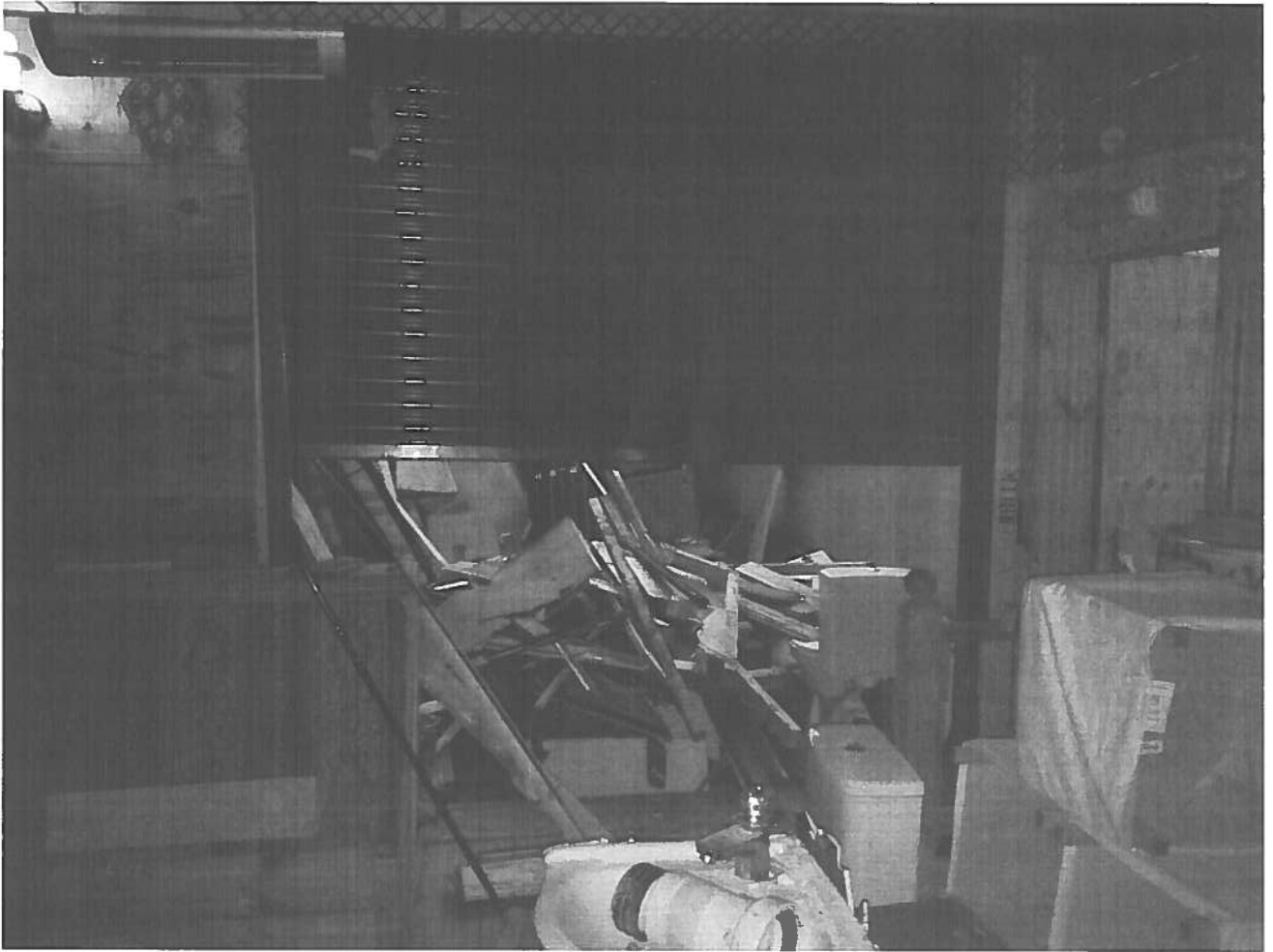
The operating schedule does not address the prevention of public nuisance from:

- airborne entertainment noise
- Structure borne noise or vibrations from entertainment
- Noise generated by patrons in external areas of the premises
- Noise generated from patrons queuing to enter
- Noise from patrons exiting the premises
- Noise generated from refuse collections
- Noise from plant and machinery
- Cooking odour

Supporting Information



(Showing sitting area on plan and distance to church in background)



(Showing smoking area on plan)



(Showing lobby entrance area on top of stairs at entrance to bar)



(Showing lobby entrance area on right and distance to bar on left with toilets in background)



(Showing main indoor area of premises)



(Showing external entrance of premises as seen from Green Lanes)

Date Reported & Time	Subject	Observations & Time	Outcome	Our Ref
4/7/11 @2159 hrs	Loud music + Loud voices	@2225 hrs - Complainant called back	Noise had stopped	WK194891 (1)
30/7/11 @2225 hrs	Loud music	@2242 hrs - Visit made by enforcement officer	Statutory nuisance not established	WK194891 (3)
31/7/11 @0055 hrs	Loud music	@0120 - Visit made by enforcement officer - Premises closed	Statutory nuisance not established	WK194891 (4)
31/7/11 @1706 hrs	Loud music	@1900 hrs - Visit made by enforcement officer	Statutory nuisance not established	WK194891 (2)
2/8/11 – Time complaint received not recorded	Loud music	@0020 hrs - Visit made by enforcement officer	Statutory nuisance not established	WK194891 (4)
11/8/11 @2137 hrs	Loud music + Loud voices	@2218 hrs - Visit made by enforcement officer - No noise occurred all through the visit	Statutory nuisance not established	WK194891 (5)
21/8/11 @1439 hrs	Loud music	@1452 hrs - Complainant called back twice but no reply	No visit as no response from complainant	WK194891 (6)
28/9/11 @2246 hrs	Loud music + Loud voices	@2303 hrs - Complainant called back	Noise had stopped	WK194891 (7)
30/9/11 @2111 hrs	Banging noise	@2230 - Visit made by enforcement officer - Nothing heard	Statutory nuisance not established	WK194891 (9)
2/10/11 @1729 hrs	Loud music	@1800 hrs - Visit made by enforcement officer – Talking noise heard	Statutory nuisance not established – Licensing & Planning informed via email of layout changes affecting plans on premises licence	WK194891 (8)
10/10/11 @1229 hrs (via email)	Noise not on now reported	N/A	Letter and email sent to complainant + Planning informed	WK194891 (10)

Date Reported & Time	Subject	Observations & Time	Outcome	Our Ref
19/10/11 @2023 hrs	Loud voices	@2055 hrs - Visit made by enforcement officer – Loud voices heard from roof top erection of bar – Not a statutory nuisance but in officer's opinion a nuisance – Officer spoke to bar owner and gave advice re people noise and thought that the area shouldn't be used until Planning & Licensing have approved it	Statutory nuisance not established – Licensing informed	WK194891 (11)
19/10/11 @2116 & @2151 hrs	Loud voices	@2230 hrs - Visit made by enforcement officer – No noise heard and no people on roof of Ora	Statutory nuisance not established	WK194891 (12 & 13)
29/10/11 @2242 hrs	Loud music + Loud voices	@2307 hrs - Visit made by enforcement officer - No music was audible all through the visit but officer could hear voices coming from the rear of Ora Club. Its either patrons smoking at the rear or drinking. Noise was audible but no a nuisance. When comp shut her bedroom window no noise was heard all - Went round to Ora Cafe and gave manager advice	Statutory nuisance not established	WK194891 (14)
30/10/11 @0023 hrs	Loud music	@0042 hrs - Complainant called back	Noise had stopped – Advisory letter sent to Ora regarding noise from loud voices	WK194891 (15)
22/2/12	Licensing proactive visit re unlicensed regulated entertainment	@2102 hrs – Officer witnessed loud music upon entering the premises and discussed issue with Mr Serkan Ogut (DPS) officer advised that they were only allowed to have background music and in his opinion the music being played was too loud - Bar setup had a single black cube speaker broadcasting music for the whole premises – Officer advised that he should either turn the volume of the cube right down or consider having a number of smaller speakers throughout the premises or consider varying the premises licence to include this form of regulated entertainment	Licensing warning letter issued re unlicensed regulated entertainment + Officer informed re smoking area which might not comply with regulations regarding openness	WK194891 (16)
27/3/12 @2221 hrs	Loud voices	@2230 & @2339 hrs - Complainant called back	Noise had stopped	WK194891 (17)
20/4/12 @2358 hrs	Loud voices	@0005 hrs - Complainant called back @0230 hrs – No response from complainant – Message left on a/p	No visit as no response	WK194891 (18)
27/4/12 @2334 hrs	Loud music	@0005 hrs - Visit made by enforcement officer - Talking heard but not excessive and no action taken.	Statutory nuisance not established	WK194891 (19)

Date Reported & Time	Subject	Observations & Time	Outcome	Our Ref
28/4/12 @0046 hrs	Loud voices	@0100 hrs - Complainant called back	No visit as complainant informed officer that noise not louder than earlier visit at 0005 hrs	WK194891 (20)
12/5/12 @1908 hrs	Loud voices	@1953 & @2045 hrs - Visit made by enforcement officer - @1953 No response from complainant upon phoning or ringing their door bell - @2045 Moderate voices heard	Statutory nuisance not established	WK194891 (21)
22/5/12 @2132 hrs	Loud music + Loud voices	@2136 & @2243 hrs - Complainant called back	Noise had stopped	WK194891 (23)

Date Reported & Time	Subject	Observations & Time	Outcome	Our Ref
23/5/12 @1525 hrs	Loud music	@1647 hrs - Visit made by enforcement officer – Officer heard faint music coming from Ora – Music was not loud enough to be a nuisance and officer agreed to discuss issue with Ora management – Officer spoke to Mr Serkan Ogut the premises licence holder and DPS and discussed complaint – Music in premises was not above background level – Officer found that there were a number of breaches of the conditions on the premises licence – Under the public safety section they were required to have “adequate fire fighting equipment available” however the extinguishers which were available for use were due for a service in April 2011 – Officer noted that music could be heard in complainant’s premises which breached a condition on the premises licence under the prevention of public nuisance section which requires that “no music played in the premises is audible at or within the site boundary of any residential property” – Officer noted that speakers and TV were in shisha smoking area (now identified in plans as sitting area) which is an outdoor area and part of the exterior of the premises, there was also a TV above doorway leading to shisha area and large speakers approximately 2 to 3 metres from doorway leading out to shisha smoking area which breached the condition under the subsection relating to outside areas requiring that “no form of loudspeaker, TV 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” - Mr Serkan Ogut told to remove/relocate speakers and TV’s within 48 hrs and to get fire extinguishers serviced within 2 weeks and keep within licence conditions in future	Statutory nuisance not established – Licensing warning letter issued re multiple breaches of licence conditions	WK194891 (22)
29/5/12 @1507 hrs	Loud music + Loud voices - Noise not on now reported	Complainant refused to provide contact details	No visit as noise not on now	WK220681

Date Reported & Time	Subject	Observations & Time	Outcome	Our Ref
13/6/12 @1705 hrs	Loud music	@1750 hrs - Visit made by enforcement officer - Light talking heard and a few bangs of a bongo drum - Officer spoke to manageress of venue advised to keep her customers in order	Statutory nuisance not established	WK194891 (24)
13/6/12 @2341 hrs	Loud voices	@0005 hrs - Visit made by enforcement officer - Premises closed, no noise witnessed	Statutory nuisance not established	WK194891 (25)
22/6/12	Revisit to check compliance with licence conditions	@2152 hrs Officer spoke to staff – Saw that changes had been made removing equipment and fire equipment checked and is now compliant – Further revisit scheduled to make sure premises fully compliant with all conditions on licence	N/A	WK194891
29/6/12	Revisit to check compliance with licence conditions	@1405 hrs Officer confirmed to staff that large speakers approximately 2 to 3 metres from doorway leading out to shisha smoking area were ok at the current distance from the doorway and not a breach of the licence conditions as previously suspected – Officer was unable to confirm if TV in external seated area (in locked cabinet) had been removed – Gaming machines which had Joker Poker available to play were turned off and turned around so unable to be used - Further revisit scheduled for next day to make sure premises fully compliant with all conditions on licence	Licensing informed of 3 gaming machines on premises – One of the gaming machines had Joker Poker available to play	WK194891
30/6/12	Revisit to check compliance with licence conditions	@1540 hrs Officer confirmed TV in external seated area (in locked cabinet) had been removed – Also letter from Licensing given to staff with instruction for it to be given to Mr Serkan Ogut re illegal gaming machines – Premises now fully compliant with conditions on premises licence	Licensing warning letter issued re illegal gaming machine(s) in premises	WK194891
10/10/12 @2138 hrs	Loud music + Loud voices	@2203 & @2214 & @2307 hrs - Complainant called back	No visit as no response from complainant – Letter sent to complainant	WK194891 (26)

This representation recommends that the following alterations/conditions to the operating schedule:

Prevention of nuisance from noise / vibration

All doors and windows will remain closed during the licensed regulated entertainment activities or in any event after 11pm. The entrance door will be fitted with a self-closing device and staff required to ensure that it is not propped open. A member of staff shall be made responsible to ensure the door is opened for as brief a period as possible. Where necessary adequate and suitable mechanical ventilation should be provided to public areas

Entrance/exit from the premises whilst regulated entertainment licensable activities are ongoing shall be via a lobbied door to minimise noise breakout.

The regulated entertainment licensable activity shall conclude 30 minutes before the premises is due to close to prevent excessive noise breakout as the premises empties

Structure borne noise

All speakers are mounted on anti-vibration mountings to prevent vibration transmission of sound energy to adjoining properties

Sound limits

All regulated entertainment amplified activity will utilise the in-house amplification system, the maximum output of which is controlled by the duty manager

The level of amplified regulated entertainment shall be controlled by means of limiting device set at a level from the closest residential premises and agreed with the licensing authority. The premises licence cannot be used until the level has been set and agreed with the licensing authority.

Outside Areas

No music will be played in, or for the benefit of patrons in external areas of the premises

Signs shall be displayed in the external areas requesting patrons to recognise the residential nature of the area and conduct their behaviour accordingly. The management must reserve the right to ask patrons to move inside the premises or leave if it is felt that they could be disturbing neighbours

The external area will be closed and patrons requested to come inside the main structure of the premises at 2300 hrs

Deliveries and collections.

Glasses will be collected from the external area at the beginning of the day rather than at closing time when neighbours in close proximity might be unduly disturbed

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

Plant and machinery

All plant and machinery is correctly maintained and regularly serviced to ensure that it is operating efficiently and with minimal disturbance to neighbours arising from noise

Patrons entering/exiting premises.

Where people queue to enter the premises a licensed door supervisor shall supervise and ensure the potential patrons behave in an acceptable manner

Signs should be displayed at regular intervals of approximately every 10 yards in the corridor which leads from the entrance on Green Lanes to the staircase leading into the bar requesting patrons to respect the neighbours and behave in a courteous manner

Door supervisors:

To prevent disorder and damage to be required on Friday & Saturday and also on nights when TENS apply and on Christmas Eve, Boxing Day and New Years Day when any regulated entertainment starts through to the close of premises

When the premises turn out, a licensed door supervisor shall supervise patrons and ensure they leave in a prompt and courteous manner, respecting the neighbours.

A licensed door supervisor will be positioned on the exit door to ensure, as far as reasonably practical, that patrons do not leave drinks.

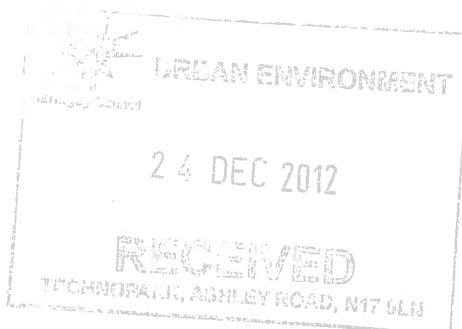
A licensed door supervisor will patrol the curtilage of the premises to prevent patrons urinating in public areas in the vicinity of the premises.

Prevention of Nuisance from Odour

All ventilation and extraction systems shall be correctly maintained and regularly serviced to ensure that it is operating efficiently and with minimal disturbance to neighbours arising from odour.

APPENDIX 3 – LONDON FIRE AND CIVIL DEFENCE AUTHORITY REPRESENTATION

Mr Serkan Ogut
Cafe Ora
581a Green lanes
London
N8 0RG



London Fire and Emergency Planning
Authority runs the London Fire Brigade

Date 20 December 2012
Our Ref FS/NW/31/10599

Dear Sir

LICENSING ACT 2003 Section 177 (small premises)

Premises: Cafe Ora, 581a Green Lanes, London N8 0RG

With reference to the application for a permitted capacity under section 177 of the Act, dated 4th December 2012. I have examined your submission as shown on plan, number 12.0323.01, and respond as follows:

The permitted capacity for all the premises and current licensed activity is **60 persons including all staff.**

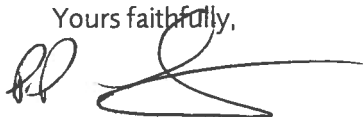
I enclose a copy of our guidance note for applicants for premises licenses to assist you.

Please note that the Fire Authority's recommendation relates to the capacity of the means of escape provision only.

This letter is without prejudice to the powers of the licensing authority and to any requirements or recommendations that may be made by enforcing authorities under other legislation.

Any queries regarding this letter should be addressed to the person named below. If you are dissatisfied in any way with the response given, please ask to speak to the Team Leader quoting our reference.

Yours faithfully,



for Assistant Commissioner (Fire Safety Regulation)

Fire and Community Safety Directorate
firesafetyregulationNW@london-fire.gov.uk

c.c.: Ms D Barrett, Haringey Council Licensing Authority, Techno Park, Ashley Road, London. N17 9LN

Encl: FS_GN_71

Reply to Kevin Close
Direct T 020 8555 1200 Ext 38256

APPENDIX 4 – LETTER OF REPRESENTATION FROM ‘OTHER PARTIES’

Ms Appler
The Flat
Hammond House
Haringay United Church
Green Lanes
London
N8 0RG
07905 742234

Ms D Barrett
Lead Licensing Officer
Haringey Council
Techno Park
Ashley Rd
London N17 9LN

31 December 2012

Dear Ms Barrett

New premises licence: Café Ora, 581a Green Lanes, N8 0RG

I am writing to you as a local resident who lives in close proximity to the above premises to express my objections to the proposed licensing application.

I believe that in the context of a residential area, granting a licence for the activities and hours requested would be against the general principles of Haringey's Licensing Policy and specifically under the following headings:

- The Prevention of Crime and Disorder
- Prevention of Public Nuisance

I am concerned, in particular, at the issues surrounding the prevention of public nuisance, in the light of the specific location of the proposed venue.

I note that Haringey's current Licensing Policy document specifically refers to the problems caused by noise nuisance, which is my particular concern. The following points in it seem to be very relevant:

- 'noise nuisance is of particular concern ... especially at night when the ambient noise level is low' [14.3]
- 'noise nuisance is also of particular concern ... especially when doors and windows are kept open or the use of the so called "shisha/beer garden from opening till closing
- 'the conduct of customers leaving premises or spilling out into public and open spaces is often a source of disturbance and anti-social behaviour' [14.4]

- 'the potential for additional crime and disorder and/or public nuisance is increased with longer hours.' [19.1]
- 'when issuing a licence, stricter conditions with regard to noise control and/or limitations to opening hours may be imposed in the case of premises where relevant representations are made and that are situated in largely residential areas. Operating hours between 23.00 and 07.00 are considered to give greater potential for noise nuisance' [19.3]

I am very concerned about the location of the premises and the existing history of noise nuisance. The site is not directly accessed from Green Lanes, but is at the far end of an access/service passage. There is no other entry or exit as the passage is a dead-end. The proposed venue is directly adjacent to and above many residential properties in Green Lanes and nearby homes in Allison Rd.

The passageway has obvious potential for anti-social behaviour and noisy customers gathering together on leaving and entering the venue. This will be at its worst late in the evening and the early hours of the morning. The current hours are already bad enough, but the proposal is to extend them yet further, so that the premises will remain open until 12.30am (M-Thurs), 2am (Sun) and 2.30am (Fri-Sat).

These are very late hours, and in the case of Fri & Sat, later than any other nearby venue in Green Lanes. This obviously has the ability to cause very significant late night nuisance for residents, based on my experience of noise nuisance under the existing, and more limited hours. I have had to call the Noise Nuisance Team on about 10 occasions - so many that I have lost count! However they will have all the details of the call-outs for your inspection.

I am concerned that this will only get worse with longer hours and therefore urge the Licensing Committee to reduce the hours in the current application and require strict conditions about the closing of windows and doors in order to prevent further noise nuisance from arising.

Yours sincerely
Ms Appler