

Licensing Act 2003 Sub-Committee 6th February 2007

Report title: Application for a Premises Licence NORTH MIDDLESEX SPORTS CLUB, 185A PARK ROAD, LONDON, N8 8JJ

Report of: The Lead Officer - Licensing

Ward(s) affected MUSWELL HILL

1. Purpose

To consider an application by CHRISTOS HAJIPANAYI to carry out alterations on licensed premises.

2. Recommendations

- 2.1 (a) Grant the application as asked
(b) Modify the conditions of the licence, by altering or omitting or adding to them
(c) Reject the whole or part of the application

The Committee is asked to note that it may not modify the conditions or reject the whole or part of the application unless it is necessary to promote the licensing objectives.

Report authorised by: Robin Payne.....


Assistant Director Enforcement Services

Contact Officer: Ms Daliah Barrett

Telephone: 020 8489 5103

3. Executive summary

For consideration by Sub Committee under Licensing Act 2003 for a Premises Licence.

4. Access to information:

Local Government (Access to Information) Act 1985
Background Papers

The following Background Papers are used in the preparation of this Report:

File: NORTH MIDDLESEX SPORTS CLUB

The Background Papers are located at Enforcement Service, Civic Centre, High Road Wood Green N22

5. REPORT

Background

- 5.1 Application by **CHRISTOS HAJIPANAYI** for alterations to the licensed area at **NORTH MIDDLESEX SPORTS CLUB, 185A PARK ROAD, LONDON, N8 8JJ** under the Licensing Act 2003.
- 5.2 **Details of the application. - APP 1**

The application was lodged by the applicant to declare the alterations which were underway at the premises. The applicant seeks to relocate the bar, and provide a larger area for dining and as well as the removal of an internal wall. I am able to advise that the Building Control Services were notified of the proposed works and have monitored the progress of the works undertaken. The applicants were not aware of the need to inform the Licensing Authority about the proposals but once they were informed an application form was received the next day. The applicant has also applied for the transfer of the license into his name and has also become the Designated Premises Supervisor at the premises. Please note that Mr Hajipanyi does not seek to alter the times or conditions or increase the capacity levels of the current license under this variation application being considered.

Members should also be aware that the initial public notice put up by the applicant contained an error in the closing date. A new notice was put up by the applicant and a closing date of 18th January 07 agreed with the applicants Solicitors to allow for more time for residents to make representation and take into account the Christmas period.

This premises held a Club certificate for many years which had been granted by the Magistrates Court. It allowed for the sale of alcohol to club members. The Club was bound by conditions on that license which were administered through the club constitution and had certain rules as to how someone became a member and did not allow the club to apply for occasional licenses. The then Licensee Mr Frank Shepherd took the opportunity when applying to convert the license into the new regime under The Licensing Act 2003 to also apply to vary the license, as was his entitled to do.

The variation application submitted by Mr Shepherd was seeking to permit regulated entertainment,

- (1) namely live music and or recorded music between 12.00 and 00.30 at pre booked functions in the 1st floor function room.
- (2) To permit the extension of the sale by retail of alcohol until 23.30 in the ground floor bar and until 01.00 at pre-booked functions or to members and guests in the 1st floor function room.

Mr Shepherd also requested that the conditions imposed by the alcohol justices be removed namely,

- (1) no intoxication liquor shall be sold other than to members of the club who have been members for at least two days, temporary members, the members of visiting teams and their supporters, bona fide guests of members, and to

members of the public who attend the restaurant area, persons employed by and guests of the proprietor.

(2) There shall be rules of the club for the election of members and a copy thereof shall be deposited with the clerk to the Licensing Justices and Commissioner of Police.

(3) A list of names and addresses of all members of the club shall be kept on the premises.

(4) No application shall be made under the authority of the license for the grant of an occasional licence.

The application was granted as requested as there were no representations. This meant the club could operate as follows, please note these are the current licensable activities permitted at the club and the conditions on the current license.

Opening Hours for Public –APP2

Monday to Friday 10.00 - 24.00

Saturday 11.00 - 24.00

Sunday 12.00 - 24.00

New Years Eve – deregulation throughout the night.

Until 01.30 only after pre-booked functions in the 1st floor function room or for members and guests.

Sale of Alcohol

Monday to Friday 10.00 - 23.30

Saturday 11.00 - 23.30

Sunday 12.00 - 23.30

New Years Eve – deregulation throughout the night.

Until 01.30 only after pre-booked functions in the 1st floor function room or for members and guests.

Regulated entertainment (Recorded Music, Live Music and facilities for making music)

Monday to Friday 12.00 - 00.30

Saturday 12.00 - 00.30

Sunday 12.00 - 00.30

New Years Eve – deregulation throughout the night.

Until 01.30 only after pre-booked functions in the 1st floor function room or for members and guests.

Late Night Refreshment

Monday to Friday 12.00 - 00.30

Saturday 12.00 - 00.30

Sunday 12.00 –23.30

Licensing Objectives

5.3 Crime and Disorder

No intoxicating liquor shall be sold other than to members of the club who have been members for at least two days, temporary members, the members of visitor's teams and their supporters. Bona fide guests of members of the public who attended pre-booked functions, persons employed by and guests of the proprietor.

There shall be rules of the club for the election of members and a copy thereof shall be deposited with the proper officer of the council and commissioner of police. Any alteration of any rules shall be given to the proper officer and to the commissioner. A list of names and addresses of all members of the club shall be kept on the premises.

5.4 Public Safety

Fire safety equipment will be checked regularly and any requirements made by the fire safety officer will be complied with.

The maximum capacity at any one time will be restricted to 120 persons in the ground floor bar and 120 persons in the first floor function room.

5.5 Public Nuisance

Signs will be displayed at the exit reminding customers to leave quietly and respect the neighbours. Staff will call taxi's/mini cabs to the premises for the use of customers leaving the premises when requested to do so.

5.6 Child Protection

All staff will be trained that alcohol will only be sold to persons who can produce photographic identification where there is any doubt that they are over the age of 18.

Persons under the age of 18 will not be permitted to use gambling machines. Alcohol may only be sold to individuals over the age of 18 with valid proof of identification with one of the following: a valid passport, a photo driving licence issued in a European Union country, proof of age standard card system and a citizen card supported by the home office.

6. RELEVANT REPRESENTATIONS (CONSULTATION)

Responsible Authorities:

6.1 Comments of Metropolitan Police

The Police have no adverse comments to make regarding this application

6.2 Comments of Enforcement Services:

Noise Team – App3

Have not objected to the application. I informed that there was 1 complaint of Noise in December 2006. The Club ceased the noise as soon as requested to do so by the Noise officer who visited. Noise have said they have no strong concerns regarding this club.

Food Team

Have no objections to this application

Health and Safety

Have no objections to this application

Trading Standards

Have no objections to this application

6.3 Fire Officer

Have made no objection to this application

6.4 Planning Officer – App 4

Have no objections to this application. Members will note that the residents concerns have been in relation to planning issues. I have received clarification from Planning that the concerns raised by residents have been addressed and do not constitute a breach under Planning Laws

6.5. Comments of Child Protection Agency or Nominee

Have no objections to this application.

7.0 Interested Parties

Representations have been received from residence - **App 5**

8.0 Financial Comments

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

APPENDIX 1

APPLICATION FORM AND MAP



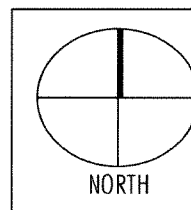
This map is reproduced from Ordnance Survey material with the permission of the Ordnance Survey on behalf of the Controller of Her Majesty's Stationery Office © Crown copyright. Unauthorised reproduction infringes Crown copyright and may lead to prosecution or civil proceedings. LB Haringey 100017423 2005

Town and Country Planning Act 1990 (As amended)
Plan relating to the Enforcement Notice dated
NORTH MIDDLESEX CRICKET CLUB, 185A PARK ROAD N8

*** HARINGEY COUNCIL ***

**Directorate of
 Environmental
 Services**

Robin Payne
 Assistant Director
 Enforcement Service
 639 High Road
 London N17 8BD
 Tel 020 8489 0000
 Fax 020 8489 5525



Drawn by	Haringey Council
Scale	1:1250
Date	16/01/2007
Drawing	N/A

Application to vary a premises licence under the Licensing Act 2003

(1)

Reference number:

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.
If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records

(2) **I/We** CHRISTOS HAJIPANAYI

being the premises licence holder, apply to vary
a premises licence under section 34 of the Licensing Act 2003 for the premises described in
Part 1 below

Premises licence number

LN 0000 1564

Part 1 - Premises details

Postal address of premises or, if none, Ordnance Survey map reference or description

NORTH MIDDLESEX SPORTS CLUB
185A PARK ROAD
LONDON

Post town LONDON

Postcode N8 8JJ

Telephone number at premises (if any)

020 8883 1394

Non-domestic rateable value of premises

£ 7000.00

Part 2 - Applicant details

Daytime contact telephone number

078663 89607

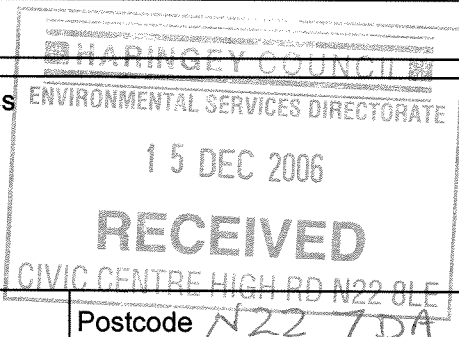
E-mail address
(optional)

Current postal address if different from premises address

31 CORNWALL AVENUE
LONDON

Post town LONDON

Postcode N22 7DA



- (1) Insert name and address of relevant licensing authority and its reference number (optional)
(2) Insert name(s) of applicant

Part 3 - Variation

Please tick yes

Do you want the proposed variation to have effect as soon as possible?

If not do you want the variation to take effect from

Day	Month	Year

Please describe briefly the nature of the proposed variation (Please read guidance note 1)

RELOCATION OF THE BAR AND RESTAURANT SEATING AREA AS PER ATTACHED PLAN AND REMOVAL OF WALL

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

Part 4 - Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick yes

- | | |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |

Provision of entertainment facilities for:

- | | |
|---|--------------------------|
| i) making music (if ticking yes, fill in box I) | <input type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J) | <input type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K) | <input type="checkbox"/> |

Provision of late night refreshment (if ticking yes, fill in box L)

Sale by retail of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

A

Plays			Will the performance of a play take place indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)
Day	Start	Finish	
Standard days and timings (please read guidance note 6)			Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)
Tue			State any seasonal variations for performing plays (please read guidance note 4)
Wed			Non-standard timings. Where you intend to use the premises for the performance of plays at different times from those listed in the column on the left, please list (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

B

Films			Will the exhibition of films take place indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)
Day	Start	Finish	
Standard days and timings (please read guidance note 6)			Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)
Tue			State any seasonal variations for the exhibition of films (please read guidance note 4)
Wed			Non-standard timings. Where you intend to use the premises for the exhibition of films at different times from those listed in the column on the left, please list (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details here (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed			
Thur			Non-standard timings. Where you intend to use the premises for indoor sporting events at different times from those listed in the column on the left, please list (please read guidance note 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)		
Day	Start	Finish	Indoors	Outdoors	Both
Mon			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 3)		
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Thur					
Fri			Non-standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times from those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

E

Live music			Will the performance of live music take place indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)
Day	Start	Finish	
Standard days and timings (please read guidance note 6)			Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)
Tue			State any seasonal variations for the performance of live music (please read guidance note 4)
Wed			Non-standard timings. Where you intend to use the premises for the performance of live music at different times from those listed in the column on the left, please list (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

F

Recorded music			Will the playing of recorded music take place indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)
Day	Start	Finish	
Standard days and timings (please read guidance note 6)			Indoors <input checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon	10.00	00.00	Please give further details here (please read guidance note 3) <i>Please note that recorded music is played as background music</i>
Tue	10.00	00.00	State any seasonal variations for the playing of recorded music (please read guidance note 4)
Wed	10.00	00.00	Non-standard timings. Where you intend to use the premises for the playing of recorded music at different times from those listed in the column on the left, please list (please read guidance note 5)
Thur	10.00	00.00	
Fri	10.00	00.00	
Sat	11.00	00.00	
Sun	12.00	00.00	

G

Performances of dance			Will the performance of dance take place indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)
Day	Start	Finish	
Mon			Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Tue			Please give further details here (please read guidance note 3)
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)
Thur			
Fri			Non-standard timings. Where you intend to use the premises for the performance of dance at different times from those listed in the column on the left, please list (please read guidance note 5)
Sat			
Sun			

H

Anything of a similar description to that falling within (e), (f) or (g)			Please give a description of the type of entertainment you will be providing
Day	Start	Finish	
Mon			Will this entertainment take place indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)
Tue			Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Wed			Please give further details here (please read guidance note 3)
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)
Fri			
Sat			Non-standard timings. Where you intend to use the premises for entertainment of a similar description to that falling within (e), (f) or (g) at different times from those listed in the column on the left, please list (please read guidance note 5)
Sun			

Provision of facilities for making music			Please give a description of the facilities for making music you will be providing
Standard days and timings (please read guidance note 6)			
Day	Start	Finish	Will the facilities for making music be indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2) Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)
Tue			State any seasonal variations for the provision of facilities for making music (please read guidance note 4)
Wed			Non-standard timings. Where you intend to use the premises for provision of facilities for making music entertainment at different times from those listed in the column on the left, please list (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

J

Provision of facilities for dancing			Please give a description of the facilities for dancing you will be providing
Standard days and timings (please read guidance note 6)			
Day	Start	Finish	Will the facilities for dancing be indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2) Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)
Tue			State any seasonal variations for providing dancing facilities (please read guidance note 4)
Wed			Non-standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times from those listed in the column on the left, please list (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

K

Provision of facilities for entertainment of a similar description to that falling within I or J			Please give a description of the type of entertainment facility you will be providing
Standard days and timings (please read guidance note 6)			Will the entertainment facility be indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)
Day	Start	Finish	Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)
Tue			State any seasonal variations for the provision of the facilities for entertainment of a similar description to that falling within I or J (please read guidance note 4)
Wed			Non-standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within I or J at different times from those listed in the column on the left, please list (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)
Day	Start	Finish	Indoors <input checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon	23.00	00.00	Please give further details here (please read guidance note 3)
Tue	23.00	00.00	
Wed	23.00	00.00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)
Thur	23.00	00.00	
Fri	23.00	00.00	Non-standard timings. Where you intend to use the premises for the provision of late night refreshment at different times from those listed in the column on the left, please list (please read guidance note 5)
Sat	23.00	00.00	
Sun	23.00	23.30	

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the sale of alcohol be for consumption - please tick box <input checked="" type="checkbox"/> (please read guidance note 7)
Day	Start	Finish	On the premises <input checked="" type="checkbox"/> Off the premises <input type="checkbox"/> Both <input type="checkbox"/>
Mon	10.00	23.30	State any seasonal variations for the supply of alcohol (please read guidance note 4)
Tue	10.00	23.30	
Wed	10.00	23.30	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times from those listed in the column on the left, please list (please read guidance note 5)
Thur	10.00	23.30	
Fri	10.00	23.30	
Sat	11.00	23.30	
Sun	12.00	23.30	

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

O

Hours premises are open to the public

Standard days and timings
(please read guidance note 6)

Day	Start	Finish
Mon	10.00	00.00
Tue	10.00	00.00
Wed	10.00	00.00
Thur	10.00	00.00
Fri	10.00	00.00
Sat	11.00	00.00
Sun	12.00	00.00

State any seasonal variation (please read guidance note 4)

Non-standard timings. Where you intend to use the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)

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

Please tick yes

I have enclosed the premises licence

I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

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

P Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General - all four licensing objectives (b, c, d, e) (please read guidance note 9)

b) The prevention of crime and disorder

NO INTOXICATING LIQUOR SHALL BE SOLD OTHER THAN TO MEMBERS OF THE CLUB WHO HAVE BEEN MEMBERS FOR AT LEAST TWO YEARS, TEMPORARY MEMBERS, THE MEMBERS OF VISITOR TEAMS AND THEIR SUPPORTERS, BONA FIDE GUESTS OF MEMBERS OF THE PUBLIC WHO ATTENDED PRE-BOOKED FUNCTIONS, PERSONS EMPLOYED BY AND GUESTS OF THE PROPRIETOR.
THERE SHALL BE RULES OF THE CLUB FOR THE ELECTION OF MEMBERS AND A COPY THEREOF SHALL BE DEPOSITED WITH THE PROPER OFFICER OF THE COUNCIL AND COMMISSIONER OF POLICE. ANY ALTERATION OF ANY RULES SHALL BE GIVEN

c) Public safety TO THE PROPER OFFICER AND TO THE COMMISSIONER. A LIST OF NAMES AND ADDRESSES OF ALL MEMBERS OF THE CLUB SHALL BE KEPT ON THE PREMISES

FIRE SAFETY EQUIPMENT WILL BE CHECKED REGULARLY AND ANY REQUIREMENTS MADE BY THE FIRE SAFETY OFFICER WILL BE COMPLIED WITH. THE MAXIMUM CAPACITY AT ANY ONE TIME WILL BE RESTRICTED TO 120 PERSONS IN THE GROUND FLOOR BAR AND 120 PERSONS IN THE FIRST FLOOR FUNCTIONS ROOM.

d) The prevention of public nuisance

SIGNS WILL BE DISPLAYED AT THE EXIT REMINDING CUSTOMERS TO LEAVE QUIETLY AND RESPECT THE NEIGHBOURS.

STAFF WILL CALL TAXIS/MINI CABS TO THE PREMISES FOR THE USE OF CUSTOMERS LEAVING THE PREMISES WHEN REQUESTED TO DO SO.

e) The protection of children from harm

ALL STAFF WILL BE TRAINED THAT ALCOHOL WILL ONLY BE SOLD TO PERSONS WHO CAN PRODUCE PHOTOGRAPHIC IDENTIFICATION WHERE THERE IS ANY DOUBT THAT THEY ARE OVER THE AGE OF 18.

PERSONS UNDER THE AGE OF 18 WILL NOT BE PERMITTED TO USE GAMING MACHINES. ALCOHOL MAY ONLY BE SOLD TO INDIVIDUALS OVER THE AGE OF 18 WITH VALID PROOF OF IDENTIFICATION WITH ONE OF THE FOLLOWING:

- A VALID PASSPORT,
- A PHOTO DRIVING LICENSE ISSUED IN A EUROPEAN UNION COUNTRY
- A PROOF OF AGE STANDARD CARD SYSTEM
- A CITIZEN CARD, SUPPORTED BY THE HOME OFFICE

Please tick yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

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

Part 5 - Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent. (please read guidance note 11)

If signing on behalf of the applicant please state in what capacity.

Signature Laura George

Date 12 December 2006

Capacity Solicitor

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent. (please read guidance note 12)

If signing on behalf of the applicant please state in what capacity.

Signature _____

Date

Capacity

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

LAWSON GEORGE SOLICITORS
SOUTHPOINT HOUSE
SECOND FLOOR
321 CHASE ROAD

Post town LONDON

Postcode N14 6JT

Telephone number (if any) 020 8920 3130

If you would prefer us to correspond with you by e-mail your e-mail address (optional)

nejla@lawsongeorge.com

APPENDIX 2

CURRENT LICENSE

PLEASE NOTE D.P.S. AND P.L.H DETAILS
HAVE NOW CHANGED



PREMISES DETAILS [CONT'D]


PREMISES LICENCE SUMMARY

Receipt: AG754466

Premises Licence Number: LN00001564

This Premises Licence has been issued by:

**The Licensing Authority, London Borough of Haringey,
Civic Centre, High Road, Wood Green,
London, N22 8LE**

Signature:.....

Date: 24TH November 2005

Part 1 – PREMISES DETAILS

Postal Address of Premises or, if none, Ordnance Survey map reference or description:

**NORTH MIDDLESEX SPORTS CLUB
185A PARK ROAD
HORNSEY, LONDON
N8 8JJ**

Telephone: 020 8883 1394

Where the Licence is time limited, the dates:

Not applicable

Licensable activities authorised by the Licence:

Supply of Alcohol

**Regulated Entertainment: Live Music, Recorded Music & Provision of facilities for Making Music
Provision of Late Night Refreshment**

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

Supply of Alcohol

Monday to Friday 1000 to 2330

Saturday 1100 to 2330

Sunday 1200 to 2330

New Years Eve Deregulation throughout the night

Until 01.00 at pre-booked functions or to members and guests in the first floor function room.

Live Music, Recorded Music & Provision of facilities for making music at pre-booked functions in the first floor function room.

Monday to Sunday 1200 to 0030

New Years Eve Deregulation throughout the night

Provision of Late Night Refreshment





PREMISES DETAILS [CONT'D]

Monday to Saturday 2300 to 2400
Sunday 2300 to 2330

The opening hours of the premises:

Monday to Friday 1000 to 2400 hours
Saturday 1100 to 2400 hours
Sunday 1200 to 2400 hours
New Years Eve Deregulation throughout the night

Until 01.30 only after pre-booked functions or to members and guests in the first floor function room.

Where the Licence authorises supplies of alcohol whether these are on and/or off supplies:

Supply of alcohol for consumption both ON and OFF the premises.

Name, (registered) address of holder of Premises Licence:

Mr Francis Raymond Shepherd
119 Lonsdale Drive
Enfield
Middlesex
EN2 7LS
Telephone: 020 8482 9607

Registered number of holder, for example company number, charity number (where applicable):

Name of designated premises supervisor where the Premises Licence authorises the supply of alcohol:

Mr Francis Raymond Shepherd

State whether access to the premises by children is restricted or prohibited:





Annex 1 -Mandatory Conditions

- (2) **Supply of alcohol:** No supply of alcohol may be made under the premises licence-
- (a) At a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- (3) The second condition is that every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.





Annex 2 – Conditions consistent with the Operating Schedule

THE PREVENTION OF CRIME AND DISORDER

No intoxicating liquor shall be sold other than to members of the club who have been members for at least two days, temporary members, the members of visiting teams and their supporters, bona fide guests of members and to members of the public who attended pre-booked functions, persons employed by and guests of the proprietor.

There shall be rules of the club for the election of members and a copy thereof shall be deposited with the Proper Officer of the Council and Commissioner of Police. Any alteration of any rules shall be given to the Proper Officer and to the Commissioner.

A list of names and addresses of all members of the club shall be kept on the premises.

PUBLIC SAFETY

Fire safety equipment will be checked regularly and any requirements made by the Fire Safety Officer will be complied with.

The maximum capacity at any one time will be restricted to 120 persons in the ground floor bar and 120 persons in the first floor function room.

THE PREVENTION OF PUBLIC NUISANCE

Signs will be displayed at the exit reminding customers to leave quietly and respect the neighbours.

Staff will call Taxis/Mini cabs to the premises for the use of customers leaving the premises when requested to do so.

THE PROTECTION OF CHILDREN

All staff will be trained that alcohol will only be sold to persons who can produce photographic identification where there is any doubt that they are over the age of 18.

Persons under the age of 18 will not be permitted to use Gaming Machines.

Alcohol may only be sold to individuals over the age of 18 with valid proof of identification with one of the following:

- A valid passport
- A photo driving license issued in a European Union Country
- A proof of age standard card system
- A citizen card, supported by the Home Office





HARINGEY COUNCIL

Annex 3 – Conditions attached after a hearing by the licensing authority





Annex 4 – Plans

LODGED WITH LICENSING AUTHORITY



APPENDIX 3

NOTE FROM NOISE TEAM

Barrett Daliah

From: Thompson Sandra (Environmental)
Sent: 15 January 2007 15:04
To: Barrett Daliah
Subject: FW: Haringey Council Enforcement Service - Report a noise problem Ref No: HC-005936

I had no time to respond fully regarding this Club.
Please see below for an objection received in our mailbox.

We have no strong concerns about this Club. Our only action is a warning letter sent during December 2006 for loud music and voices.

Sandra

-----Original Message-----

From: Tamba Lamin On Behalf Of Noise Team Public Mailbox
Sent: 18 December 2006 12:15
To: Thompson Sandra (Environmental)
Subject: FW: Haringey Council Enforcement Service - Report a noise problem Ref No: HC-005936

-----Original Message-----

From: Martin Carol On Behalf Of Enforcement
Sent: 18 December 2006 10:06
To: Noise Team Public Mailbox
Subject: FW: Haringey Council Enforcement Service - Report a noise problem Ref No: HC-005936

-----Original Message-----

From: noreply@haringey.gov.uk [mailto:noreply@haringey.gov.uk]
Sent: 16 December 2006 00:44
To: Enforcement
Cc: CSEF
Subject: Haringey Council Enforcement Service - Report a noise problem Ref No: HC-005936

The following noise problem has been reported:

Problem description: I'm adding my voice to protest about the proposals to erect a sports complex at the North Middlesex Cricket Club off Park Road , Muswell Hill. The noise and light pollution would be a great burden on residents!
Date and Time Submitted: 16/12/2006, 00:44 **Noise Problem Reference ID:** HC-005936

Problem Location:

Details of noise problem location:
Address of noise problem known?: Y
House/flat name: Cricket Club
House/flat number:
Street: Park Road,
Locality: Muswell Hill
Postcode: N10

Contact details:

Contact Name: Mr Elias Aliferis
House/flat name: 138B
House/flat number:
Street: Cranley Gardens
Town: London
Postcode: N10 3AH
Preferred method of contact: E

Telephone:

Email: elias@newforms.co.uk

The information above will be available within the reporting tool.

APPENDIX 4

NOTE FROM PLANNING TEAM

From: Amoako-Adofo Sam
Sent: 11 January 2007 11:21
To: Barrett Daliah
Cc: Bilbao Maria; Kyriacou Frixos; Tomkins Paul; Shah Noshaba; Curtis Robert
Subject: RE: "North Middlesex Sports Club"

Hi Daliah,

Planning raises no objection to the current licensing application.

I visited the premises on 9/1/07 – and observed that the building works were mostly completed and the building is now in use and still opened to only 'registered members' and not to the public. There is no significant planning breach at this stage to object to the licensing application.

There have been several complaints from residents some of which are speculations. Our investigations have identified these planning breaches:

1. Installation of Air-con units without planning permission – planning application to be requested.
2. Alterations to the front elevation including the Installation of new UPVC doors and windows in the upgraded clubhouse without planning permission - planning application to be requested
3. The erection of a refrigerated structure in the rear as a cold room without planning permission - planning application to be requested
4. The erection of a temporary building to be used as a nursery and surrounding paving without planning permission.
5. Trimming of trees in a Conservation Area without 6 weeks notification to the Council- no further action
7. Possible use of the clubrooms as a function centre without planning permission – Not substantiated
8. Breach of HGY/45573 in terms of removing pitched roof which was shown in approved plans (but will not be expedient to take enforcement action as it has reduced bulk of building,- would likely get permission).

Both the front alterations and the erection of a rear refrigeration structure would require planning permission and the owner has been advised to make submissions for consideration.

A Planning application has been submitted to retain the nursery structure.

*Sam Amoako-Adofo,
Team Leader, Planning Enforcement
☎ 020 8489 5102
E-mail Sam.Amoako-Adofo@haringey.gov.uk
London Borough of Haringey
639 High Road
London
N17 8BD*

My current feeling is that Haringey Council Officials are not always on the ball – how is it that a party or parties from outside the borough can so easily and swiftly take over from the previous leaseholder a lease on Metropolitan Open Land n Haringey and proceed with extensive works related to well-publicized large-scale entertainment-based / commercial plans without appropriate prior consultation with and involvement of Haringey?

I, and I know many of my neighbours, hope that Haringey will see through all this and fully support our interests.

I look forward to hearing from you and meeting you or colleagues in the Licensing Team and other Haringey departments concerned as invited above.

Yours faithfully

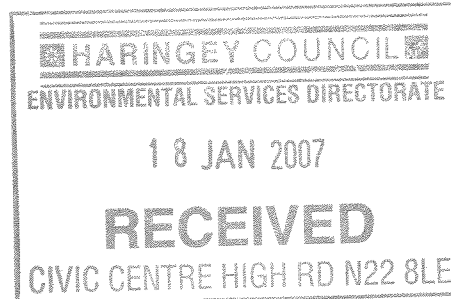
Mrs Sharon Hyare

77 WOOD VALE
LONDON N10 3DL
Tel: Home office: 020 8444 8565
Home: 020 8883 2771
Mobile: 07831 160178

17 January 2007

By email and by hand

Licensing,
Haringey Council,
Civic Centre,
High Road,
London N22 8LE.



Attention : Ms. Daliah Barrett - Licensing : Enforcement Services.

Dear Sirs,

**APPLICATION FOR VARIATION OF PREMISES LICENCE
NORTH MIDDLESEX CRICKET/SPORTS CLUB ("NMCC")
185A PARK ROAD, LONDON N8 6UR ("the Application")**

I wish to record the following objections to the Application :-

1. I am of the view that the Application does not satisfy the four Licensing Objectives. This view is based on :-
 - 1.1 The anodyne responses in Box P of the Application.
 - 1.2 The absence of anything in Section a of Box P.
 - 1.3 The conflicts between the Applicant's statements in Section b of Box P and what has recently been happening at the premises. For example, how will the Applicant check that customers at the bar have been members for at least two years? I doubt any checks will be made. Anybody can be called a temporary member. There are no checks on the supporters. Reference is made to "bona fide guests of **members of the public** who attended (sic) pre-booked functions". This suggests to me that any member of the public will be able to drink and eat at the bar and restaurant. I fail to see what the above and anything else said in Section b has to do with the prevention of crime and disorder.
 - 1.4 With reference to Section c, there is no mention of fire escape procedures, stewards controlling large numbers of people and there is no mention of the restaurant.
 - 1.5 With reference to Section d, there has already been nuisance from noise at functions, noise of equipment and noise emanating from late night use. Nothing is said in this regard nor is any mention made of increased traffic

Licensing,
Haringey Council,

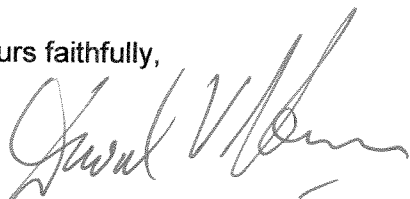
flows and noise from vehicles coming and going from the premises late at night if it is allowed to operate at the times requested in the Application.

- 1.6 What is stated in Section e seems to have little to do with the protection of children from harm. There is the first reference to "gaming machines" and I question whether these are permitted or licensed at the premises.
2. NMCC is situated on MOL. The claimed "repairs" to the single storey extension actually amount to the reconstruction, without planning permission, of that extension as a totally different building with an extended canopy over a terrace, down lighting and tables and chairs on the terrace. This amounts to a complete change in the exterior appearance of the building and will have a detrimental effect on the quiet open space which is the hallmark of MOL. In the best interests of the area and the local flora and fauna, I consider that the extended times set out in Boxes F, L, M and O should not be permitted.
3. I note also that the box relating to conditions that the applicant believes should be removed as a consequence of the variation Application has not been completed.
4. When the Application was made, the applicant was not then (and may still not be) the licensee. I was advised by you that an application to transfer the licence from Mr. Francis Shephard to Mr. Christos Hajipanayi was made subsequently. I have just been advised unofficially that the licence has been transferred to Mr. Hajipanayi.
5. The Application shows a total disregard for the protected Metropolitan Open Land ("MOL") status of NMCC. The clubhouses are on MOL and are supposed to be for the benefit of and appropriate to sports use and sports users of that land and not for possible general public use as an internal and open air bar and restaurant.
6. There have been numerous serious breaches of Planning controls (Town & Country Planning Acts). The Council appears to be playing these down and I have commented further on this elsewhere in this letter.
7. The applicant has failed to consult with any neighbours or local organizations whether in relation to the Application or the development work that has been done at NMCC without planning permission by the applicant and his business partners.
8. There appear to have been breaches of the Control of Advertisement Regulations. An unauthorised sign was erected on the Park Road frontage which appeared to advertise to the public the availability of the bar and restaurant, notwithstanding the applicant's claim that they are only open to members of NMCC. The sign was recently pulled down by persons unconnected with NMCC.
9. There have been breaches of the Environmental Protection Act 1990.

Licensing,
Haringey Council,

10. The Application is predicated on a bar, restaurant and function room, possibly open to the public, none of which is permitted under the current planning permission for the clubhouses at NMCC. There are particular breaches of the Planning Permission granted on 13 April 1993 (Ref: HGY/1992/1034; HGY/45573)/
11. Most of the above matters have been acknowledged, although played down, in a letter dated 28 December 2006 from the Leader of the Council to Mrs. Ruth Luka, a resident of Cranley Gardens. However, I view them as indicative of the disregard by the applicant and his development partners, including Messrs. Stephen Young and George Shiakallis for any regulations, laws and good neighbourliness. This will no doubt reflect on the suitability of the applicant both to hold the premises licence and to operate the bar and restaurant in accordance with the Licensing Acts and any consents and conditions attaching to the Premises Licence.
12. I request that the Council do not approve the Application.

Yours faithfully,



DAVID ABRAM

APPENDIX 5

LETTERS FROM RESIDENTS

Barrett Daliah

From: davidluka@tiscali.co.uk
Sent: 28 December 2006 20:24
To: Licensing
Subject: RE: North Middx Sports Club, 185A Park Road N8

Importance: High

Please could I have an urgent reply to my email below, as the deadline approaches.

Thank you.

>-- Original Message --

>Date: Wed, 27 Dec 2006 14:04:31 +0000

>From: davidluka@tiscali.co.uk

>Subject: North Middx Sports Club, 185A Park Road N8

>To: licensing@haringey.gov.uk

>

>

>Dear Sir/Madam,

>

>I am very concerned about what is happening at the North Middlesex
>Sports Club with regards to both building and usage. I believe that a
>license
has

>been applied for by the owners of the premises. I was also told that
>the details of the application can be seen on the Haringey website.
>Unfortunately, applications related to this site do not appear anywhere
>from what I have found.

>

>Please could you send me the links by return email. Thank you.

>

>Yours faithfully,

>

>David Luka

>

>

>Tiscali Broadband only 9.99 a month for your first 3 months!

><http://www.tiscali.co.uk/products/broadband/>

>

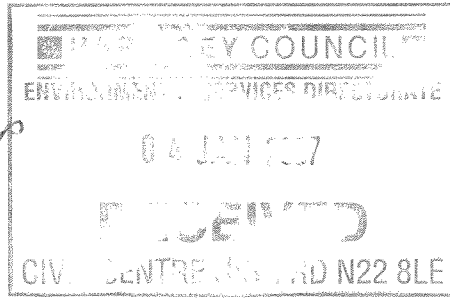
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>

Tiscali Broadband only 9.99 a month for your first 3 months!
<http://www.tiscali.co.uk/products/broadband/>

This email has been scanned by the MessageLabs Email Security System.
For more information please visit <http://www.messagelabs.com/email>

Ms Daliah Barrett
Licensing Officer
Trading Standards Group
639 High Road
Tottenham N17 8BD



Ruth Luka
161 Cranley Gardens
Muswell Hill
London N10 3AG
Tel/Fax: 020 8883 3772

11/1/07

Dear Miss Barrett,

Re: North Middlesex Cricket Club
185A Park Road, N8.

I understand that Mr. Christos Hajipamyi has applied for a licence for the above premises. I strongly oppose the granting of such a licence on all of these grounds:

potential increase in crime, disorder, public nuisance, noise pollution & public safety. The increase in traffic would cause huge parking problems.

Our quality of life would be severely affected.

Already at present, we are disturbed by noisy parties which are held in spite of a licence having been refused in Feb. 1996. (HGY/050536)

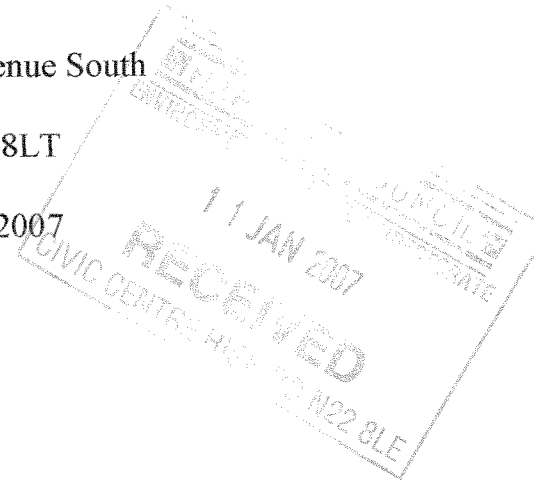
There is clearly a breach of the licensing laws.

Last night again a huge function was held in both the new & the old part of the building, going on till well after 2am. It is crystal clear that this function was held without a licence. It is also blatantly obvious that the new owners of the

48 Park Avenue South
Crouch End
London N8 8LT

10 January 2007

Licensing Team
Enforcement Service
Environmental Services
Civic Centre
High Road
Wood Green
London N22 8LE



Dear Sirs

I am writing to you to make representations against the grant of the Premises Licence at North Middlesex Cricket Club. It is not clear that what has been submitted is an application for the variation of the existing Premises Licence, the acceptability of which is already questionable. The notice describing the application refers to 'relocation of the bar and restaurant seating area and the removal of a wall.'

The removal of the wall is a matter for planning application rather than a premises licence.

The application for variation of the existing premises licence makes it clear that substantial extension of recent activities and of licensed hours is also envisaged. As a local resident I object to this. As it is, it is a source of nuisance to local residents with frequent events, with parties with loud music, parties with fireworks and late night events.

If there are more frequent events, the loud music and disturbance to families in the area and the wild life in the Conservation Area will increase. This will lead to an increase in crime and disorder: burglaries, robberies, muggings, drunk and disorderly people in a residential area late at night and during the day. This will result in an increase in personal accidents both at the licensed premises and in the vicinity as well as an increase in road traffic accidents. Our local police are already over stretched and serve a wide area. If the Cricket Club attracts more people then there will be more cars and more congestion.

There are two playgroups/nurseries close to the Cricket Club grounds and several schools in the area and the children who attend these will be exposed to greater risks to their safety from drunk people as well as increased traffic. The crossroads at Cranley Gardens N10 with Park Road N8 and Farrer Road N8 are already highly dangerous with two busy bus stops, a pedestrian crossing, and traffic lights within a few yards at the bottom of Muswell Hill.

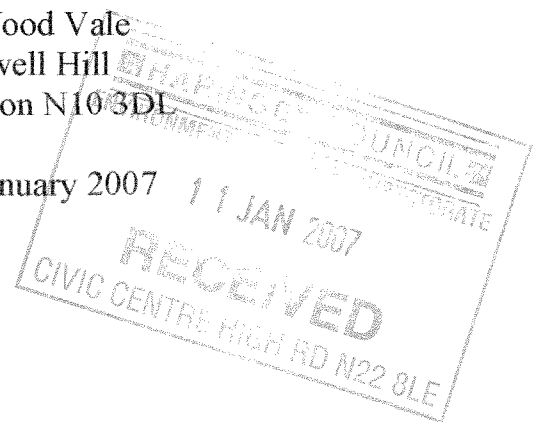
Yours sincerely

A handwritten signature in cursive script, appearing to read 'Shirine Tiwari', written in black ink.

Shirine Tiwari

55 Wood Vale
Muswell Hill
London N10 3DL

10 January 2007



Licensing Team
Enforcement Service
Environmental Services
Civic Centre
High Road
Wood Green
London N22 8LE

Dear Sirs

I am writing to you to make representations against the grant of the Premises Licence at North Middlesex Cricket Club. It is not clear that what has been submitted is an application for the variation of the existing Premises Licence, the acceptability of which is already questionable. The notice describing the application refers to 'relocation of the bar and restaurant seating area and the removal of a wall.'

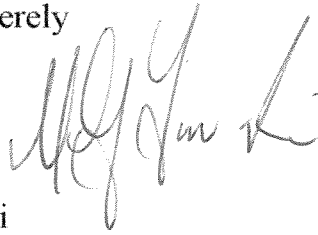
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If there are more frequent events, the loud music and disturbance to families in the area and the wild life in the Conservation Area will increase. This will lead to an increase in crime and disorder: burglaries, robberies, muggings, drunk and disorderly people in a residential area late at night and during the day. This will result in an increase in personal accidents both at the licensed premises and in the vicinity as well as an increase in road traffic accidents. Our local police are already over stretched and serve a wide area. If the Cricket Club attracts more people then there will be more cars and more congestion.

There are two playgroups/nurseries close to the Cricket Club grounds and several schools in the area and the children who attend these will be exposed to greater risks to their safety from drunk people as well as increased traffic. The crossroads at Cranley Gardens N10 with Park Road N8 and Farrer Road N8 are already highly dangerous with two busy bus stops, a pedestrian crossing, and traffic lights within a few yards at the bottom of Muswell Hill.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Gail Tiwari', written in a cursive style.

Gail Tiwari

Mrs T. Meacock
177 Cranley Gardens
Muswell Hill, N10 3AG.

5th Jan, 07

Licensing Team
Enforcement Service
Environmental Services
Civic Centre
High Road
Wood Green,
N22 8LE

Dear Sirs,

Re: North Middlesex Sports Club

I am against a variation of the existing premises licence mainly on the grounds of the prevention of public nuisance.

So much seems to be going on at the premises apparently without legal permission or contact with the householders whose houses adjoin the field.

Plans for a 450 seat banquet hall and all weather football pitches will cause problems. Hornsey Central Hospital, Park Road is due for demolition shortly and the new hospital will generate a lot more traffic. Park Road is frequently choked with traffic and parking is already a serious problem in the surrounding roads.

I have already had cause to complain to the management when staff from the Club trespassed into my garden Sunday morning, 3rd December, 06. They manhandled a marquee which had blown over back over my high wire fence, it had damaged the asbestos roof of my garage. I would not have known anything about the incident but fortunately my next door neighbour saw the men climbing over. He kindly fetched someone from the Club house who was full of apologies and promised to reroof the garage.

Yours faithfully,

Thyza Meacock



**53 WOOD VALE
MUSWELL HILL
N10 3DL**

5TH January 2997

Licensing Team
Enforcement Services
Environmental Services
Civic Centre
High Road
Wood Green N22 8LE

Dear Sirs

NORTH MIDDLESEX SPORTS CLUB
Application for a Premises Licence dated 12 December 2006

The new owners of the above club appear to be intent on enlarging the clubhouse and facilities on a commercial scale although no planning permission seems to have been sought. The proposal to apply for a variation of the existing licence would imply that they wish to greatly extend the opening hours, since they intend to relocate the bar and restaurant and increase their size. As the site is bounded by residential housing and legitimate sports clubs, any extension of licensing hours would create a public nuisance to those who live around the club in Cranley Gardens, Park Road and Wood Vale. If a large restaurant and bar is envisaged, with extended hours which will appeal to young males who drink, the result may well be drunken disorder and petty crime in an area that is peaceful and law-abiding.

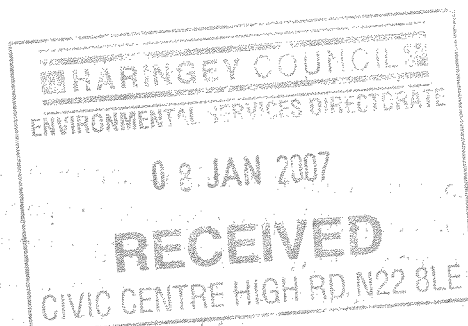
It is to be hoped that the application for a variation of the existing licence be refused.

Yours faithfully



Margaret Kennedy, Mrs

Copy to Cllr Jayanti Patel, Chair of Licensing Committee and Dismissal Team



Rel ✓
0208-883-3306

11 Wood Vale
London N10 3DJ
5 January 2007

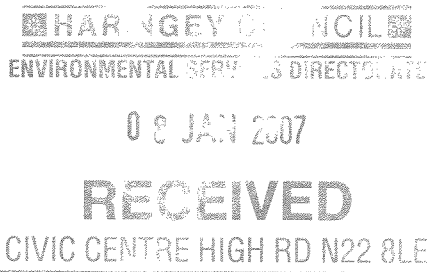
Licensing Team
Enforcement Service
Environmental Services
Civic Centre
High Road, Wood Green N22 8LE



Re NORTH MIDDLESEX SPORTS CLUB
application for a PREMISES LICENCE dated 12.12.06

We would like to object very strongly
to the granting of the above licence
on the grounds that the existing
licence already is unacceptable
due to the volume of noise and
disturbance in what should be a
quiet neighbourhood & is a conservation area

There is a pre-school nursery close to
the premises which makes the
grant of ~~any~~ licence very questionable
in order to protect children from harm.
We are concerned that with allowing
more access to all and sundry
there is a possibility of increased
crime and disorder and hence



Linda Zivinsky
63 Wood Vale
London N10 3DL

4.1.07

Dear Sir,
re North Middlesex Sports Club, application
for premises licence.

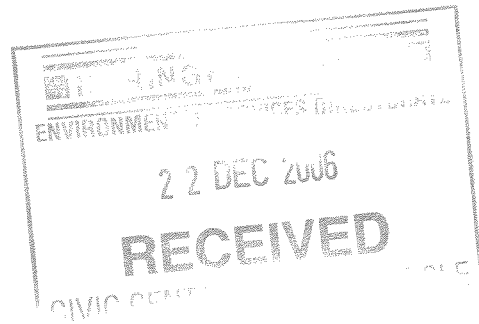
I am writing to oppose the request for a variation to this premises' licencing hours & activities. The premises is currently part of a sports club on a metropolitan green land. I understand the new owners wish to dramatically develop the club & premises. This would significantly effect the entire green site & the surrounding neighbourhood. I am opposed to this.

I do not understand why a sports club in a green site / residential area requires an alcohol licence, & certainly feel any such licence should not be extended. An increase in sale & consumption of alcohol in this residential area would be unwelcome. There is a likelihood of increased public nuisance noise & vandalism. The green site is used extensively by children of all ages & their families. Many sports clubs here run child only activities. Local children feel safe, care to use the sport & leisure facilities in an independant & healthy way, without risk. An increase in the number of people consuming alcohol in the immediate vicinity would certainly jeopardise this extremely positive & safe environment. Yours sincerely
Linda Zivinsky

175 Park Road
London N8 8JJ

18 December 2006

London Borough of Haringey
Licensing Team
Civic Centre
High Road
London N22 8LE



Dear Sirs

North Middlesex Sports Club

I refer to the application for a premises license applied for by the North Middlesex Sports Club (NMSC).

I was surprised to see that a notice of application had been put up outside the NMSC on 16 December 2006, dated 12 December 2006, stating that any person wishing to submit relevant representation must do so no later than 10 December 2006. I do wish to make representation but obviously have not been allowed to do so as the notice was put up after the date for submission. I therefore hope that this application will be invalidated and the appropriate 28 days to submit representation be made once a new application has been made.

Yours faithfully

Richard and Kim Dawson

London Borough of Haringey
Licensing Team
Civic Centre
High Road
London N22 8LE

22/12/2006

Dear Sir/Madam

Re: North Middlesex Cricket Club in Park Road, London N8

I am writing to bring to your attention the underhand behaviour of the above Lessee of the North Middlesex Cricket Club.

I live directly opposite and have done for the past 24 years. I came home two days ago to find a very large sign on top of the original old Cricket Club sign advertising a bar /restaurant etc. Not only does this now block my view but it is unsightly and I was not aware that the club had been awarded a restaurant license.

The amount of traffic now going in and out at all times and late into the night has more than trebled. The headlights of each car shine directly into my living room.

When I went and read the very small notice which was posted on the 16th December but was dated the 12th December and the residents association were told to have any objections to this happening on the 10th December. Very underhand behaviour on their part.

Can you please let me know what is happening and hopefully assure me that the sign will come down immediately and that future plans (that I have heard) about building an all year round football facility with floodlights up to 11pm is not going to happen.

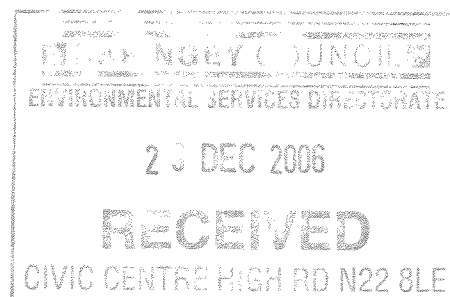
How could Haringey let this beautiful piece of its history be destroyed by people who only are interested in financial gain and not the surrounding unspoilt beauty of Crouch End.

Looking forward to your comments



Rhonda Nunan
274 Park Road
London N8 8JY

07725722204



Barrett Daliah

From: EDMUND GORDON [edmund.gordon@btopenworld.com]
Sent: 11 January 2007 08:37
To: Licensing
Subject: Re: Addition to representation against grant of premises licence re: "North Middlesex Sports Club": Reply to D. Barrett e-mail of 4 January 2007

Dear Ms Barrett,

Thank you for your reply to our e-mails of 19 December 2006 and 4 January 2007.

However:

- (a) it is not clear to us that you have fully appreciated all of the points we sought to make in these e-mails,
- (b) there are aspects of your e-mail that we do not completely understand and
- (c) some parts of your e-mail that are clear to us would seem, if we have understood them correctly, to be in conflict with the Licensing Act 2003.

Your response to our e-mails seems to us to suggest that conduct of Haringey's Licensing function may require review. This e-mail will therefore shortly be copied to various members of Haringey Council, and others.

Detailed comments on your e-mail are set out below. We await with interest any comments you may have.

(1) Our e-mails of 19 December 2006 and 4 January 2007 were sent to the Haringey Licensing Team following the appearance, on a post placed on land just outside the entry to the "North Middlesex Sports Club" grounds, of a Notice of Application for a Premises Licence, dated 12 December 2006.

This Notice stated that representations concerning the Application had to be submitted by 10 December 2006, i.e. two days prior to the date of the Notice.

Our e-mails of 19 December 2006 and 4 January 2007 had two primary objectives. These were:

- (a) to communicate our representations concerning the Application and
- (b) to point out that the Application appeared in a number of respects to be defective.

Although it is not entirely clear to us what message your e-mail of 4 January 2007 was intended to convey, we have provisionally inferred that you are advising that the two e-mails containing our representations will not be put before the Licensing Committee because, in your judgement, the "matters ... raised are not an issue".

If the provisional inference we have drawn is correct, this would amount to a determination by you of the Application for a Premises License as notified. You do not, however, have such power.

Under Section 10, Sub-Section 4 of the Licensing Act 2003 officers (e.g. you) of a licensing authority (e.g. Haringey) are specifically debarred from being delegated powers to determine any function listed in the Licensing Act 2003 Section 10 Sub-Section 4(a). These functions relate primarily to determinations of applications for premises licences where representations have been made.

Having regard to the terms of the Licensing Act 2003, we should be glad if you would confirm, regardless of any views you may personally hold about the merits or otherwise of our representations, and despite any part of your e-mail of 4 January 2007 which may be interpreted otherwise, that

- (a) our e-mails of 19 December 2006 and 4 January 2007
- (b) your e-mail of 4 January 2007, and
- (c) this e-mail

will in act be put forward in their entirety to each member of the Licensing Committee.

The Licensing Committee alone has power to determination applications for premises licence. It clearly can only do so if it is fully aware of all representations.

(2) You also state in your e-mail that:

"Planning breaches do not restrict or deter the Licensing Authority from dealing with an application under the Licensing Act 2003".

We were familiar with the Licensing Act 2003 before drafting our e-mails of 19 December 2006 and 4 January 2007. It has been carefully re-read during the preparation of this e-mail. We can identify no passage in the Act to support your contention that planning breaches do not restrict or deter a Licensing Authority from dealing with an application.

If you can in fact specify the Section(s) and Sub-Section(s) of the Licensing Act 2003 on which you rely for the statement in your e-mail, we should be grateful if you would let us know.

We would, however, meanwhile draw your attention to Section 36, Sub-Section 6 (b), of the Licensing Act 2003, which states that:

"a licence may not be varied under section 35 so as to vary substantially the premises to which it relates".

The Notice of Application for a Premises Licence concerning which we made representations in our e-mails of 19 December 2006 and 4 January 2007 indicates quite explicitly that it relates to substantial variation of the premises.

It is therefore, self-evidently, defective in the extreme under the Licensing Act 2003 and must automatically fail.

(3) Our e-mails of 19 December 2006 and 4 January 2007 drew attention to attention to a number of other respects in which the Application against which representations were being made appeared fundamentally defective, namely:

(a) initial incorrect specification of date for receipt of representations

(b) initial insufficiently prominent display of Notice of Application

(c) description in the Notice of Application of the licence applied for as a Premises Licence when in fact it was for Variation of a Premises Licence

(d) application made in the name of an individual whose standing and interest in the matter is not clear from the Notice of Application

(e) application for substantial extension of licensed hours, and admission of a very wide range of individuals, essentially solely at the discretion of staff and leaseholders of the grounds during these greatly extended hours, without mention of this on the Notice of Application.

In connection with point (d) above, further study of the Application for Variation of a Premises Licence has led us to note that the individual in whose name it is made is described as "premises licence holder".

We recently downloaded a copy of the Premises Licence from the Internet (Premises Licence Number LN/00001564). In it, as mentioned in our e-mail of 19 December 2006, the Premises Licence Holder is named as Francis Shepherd.

We should be grateful if you would confirm that an Application for Transfer of a Premises Licence has duly been made under the Licensing Act 2003, and advise us of the status of the Application, with dates. Unless you can provide this confirmation, the Application would seem to be invalid.

In connection with point (e) above, you say in your e-mail of 4 December 2006:

"As far as I am aware the applicant still intends to operate the premises for club members and their bone fide guests. It will not be accessible to the public at large."

This statement seems to us to amount, again to a determination by you of the Application, a power you cannot have under the Licensing Act 2003.

Concern has for years been widespread among local residents about activities at the "North Middlesex Sport Club" the legality of which would seem questionable having regard to the terms of the existing premises licence and past refusal of planning permission.

Reference to this concern was made in detail under point (6) of our e-mail of 19 December 2006. It cannot be proper for you as a member of staff of Haringey Council to dismiss this concern on the basis of your personal view of it.

The validity of the comment in your e-mail, quoted immediately above, is all the more questionable given that a large sign advertising "The Pavilion Restaurant" has been affixed to the gable end of the pavilion and another similar sign was erected at the end of last year at the gate to the grounds on Park Road N8, clearly leading anyone passing to conclude that a commercial enterprise, open to the general public, exists within. Photographs have been taken of both signs.

The Application is for Variation of a Premises Licence, not of a Club Premises Certificate.

(4) Under Section 17, Sub-Section (5) of the Licensing Act 2003 applicants for Variation of a Premises License must advertise the application within the prescribed period and in the prescribed form, in a manner which is prescribed and is likely to bring the application to the attention of the interested parties likely to be affected by it.

We alluded in our e-mail of 19 December 2006 to concern that these provisions might not have been adequately followed. Apart from the minimal nature of the only physical Notice of Application we have seen, neither we nor anyone we have spoken to is aware of the Notice having appeared in any widely read local newspaper.

Under Section 18 of the Licensing Act 2003 licensing authorities must before determining an application satisfy itself that the applicant has complied with the requirements imposed under Section 17, Sub-Section (5).

Could you please advise that Haringey Council as the relevant Licensing Authority, has satisfied itself that this requirement has been met by examination by a member of Haringey staff of the physical notice and of any press advertisement, stating where the latter may be found.

We look forward to hearing from you on the points raised.

Mr E. and Mrs J.M. Gordon

----- Original Message -----

From: Licensing <Licensing.Licensing@haringey.gov.uk>

To: EDMUND GORDON <edmund.gordon@btopenworld.com>

Sent: Thursday, 4 January, 2007 11:31:47 AM

Subject: RE: Addition to representation against grant of premises licence re: "North Middlesex Sports Club"

Mr & Mrs Gordon

Thank you for your email. Please note that the matters you have raised are not an issue as the Licensing Authority are in receipt of an application to vary a premises licence and that is the consultation process currently underway. Also note that the planning issues you speak of must be addressed by Planning Enforcement if there are breaches under Planning regulations. Planning breaches do not restrict or deter the Licensing Authority from dealing with an application under the Licensing Act 2003. Planning are consulted during the process and they are able to put forward their comments as 1 of the Responsible Authorities under the Licensing Act 2003. Should I receive representation from Planning, their comments will be put forward in the report that will be put before a Licensing Sub Committee for a hearing.

As far as I am aware the applicant still intends to operate the premises for club members and their bone fide guests. It will not be accessible to the public at large.

I shall write to you after the closing date (18th Jan) to advise of the hearing date.

Regards

Daliah Barrett

From: EDMUND GORDON [mailto:edmund.gordon@btopenworld.com]

Sent: 03 January 2007 18:39

To: Licensing

Subject: Addition to representation against grant of premises licence re: "North Middlesex Sports Club"

To: The Licensing Team
Enforcement Service
Environmental Services
Civic Centre
High Road
Wood Green
LONDON
N22 8LE

From: E. & J.M. Gordon
179 Cranley Gardens
LONDON
N10 3AG

15/01/2007

Barrett Daliah

From: EDMUND GORDON [edmund.gordon@btopenworld.com]

Sent: 03 January 2007 18:39

To: Licensing

Subject: Addition to representation against grant of premises licence re: "North Middlesex Sports Club"

To: The Licensing Team
Enforcement Service
Environmental Services
Civic Centre
High Road
Wood Green
LONDON
N22 8LE

From: E. & J.M. Gordon
179 Cranley Gardens
LONDON
N10 3AG

Since sending you our e-mail of 19 December 2006, forwarded below for ease of reference (please note that "Lawrence George Solicitors" should read "Lawson George Solicitors", as already advised in our second e-mail to you of 19 December 2006), we have been provided by a neighbour with a copy of the full application.

After reading the full application we wish to make additional representations urging refusal of the application on the grounds that it is even more fundamentally defective than previously supposed, and would conflict even more substantially with the Licensing Objectives set out under the Licensing Act 2003 than earlier believed.

Thus the Notice of Application for a Premises Licence under the Licensing Act 2003, displayed initially within the grounds of what was formerly known as the North Middlesex (NM) Cricket, Bowls and Lawn Tennis Club and subsequently on a stake outside those grounds on lands apparently not belonging to the Club, states only that the application relates to:

"the relocation of the bar and restaurant seating area and the removal of a wall".

Apart from this clearly being a matter that concerns Planning, not Licensing, as already mentioned, it is clear from the full Application that the Notice as posted is additionally defective through its being substantially misleading.

Firstly, the Application is not for a Premises Licence as such but an Application for Variation of the Existing Premises Licence.

Secondly, the Application relates not only to "the relocation of the bar and restaurant seating area and the removal of a wall" but envisages very substantial extension of the licensed hours, and admission of a very wide range of individuals, essentially solely at the discretion of staff and leaseholders of the grounds during these greatly extended hours.

As mentioned in our previous e-mail a planning application for change of use of changing-room facilities and tennis clubhouse to a function room/restaurant has previously been REFUSED largely because of widespread local concern and objections from numerous local residents.

From the details given in the Application that have, disgracefully, not been disclosed in the Notice of Application for a Premises Licence it would appear that the Applicant is either ignorant of or wilfully acting in defiance of this refusal of planning permission, and with complete disregard to the amenity of the Metropolitan Open Land on which the Club is situated, and of its numerous neighbours in residential properties.

We strongly urge you to reject this application. It is questionable whether the terms of the existing Premises Licence are being observed. Many Planning issues likely to affect operation of the premises have arisen and require resolution before any question of variation of the existing Premises Licence should be considered.

Mr E. & Mrs J.M. Gordon

----- Forwarded Message -----

From: EDMUND GORDON <edmund.gordon@btopenworld.com>

To: licensing@haringey.gov.uk

Sent: Tuesday, 19 December, 2006 5:47:39 PM

Subject: "North Middlesex Sports Club"

To: The Licensing Team
Enforcement Service
Environmental Services
Civic Centre
High Road
Wood Green
LONDON
N22 8LE

From: E. & J.M. Gordon
179 Cranley Gardens
LONDON

15/01/2007

Barrett Daliah

From: EDMUND GORDON [edmund.gordon@btopenworld.com]

Sent: 19 December 2006 17:48

To: Licensing

Subject: "North Middlesex Sports Club"

To: The Licensing Team
Enforcement Service
Environmental Services
Civic Centre
High Road
Wood Green
LONDON
N22 8LE

From: E. & J.M. Gordon
179 Cranley Gardens
LONDON
N10 3AG

Our attention has been drawn by a near neighbour to a Notice of Application for a Premises Licence under the Licensing Act 2005.

Our neighbour saw this by chance a few days ago at the entrance to the area of Metropolitan Open Land (MOL) on which is situated what was formerly known as the North Middlesex (NM) Cricket, Bowls and Lawn Tennis Club.

We pass by the entrance regularly but despite this had failed to spot the Notice ourselves

The Notice has in the past day or so been moved to a more prominent position, on a stake planted in the green area owned, we believe, by Haringey Council, and certainly recently maintained by them, at the entrance to the NM grounds.

We wish to object to approval of the Application, on the general grounds that it is defective, and more specifically for the reasons set out below, which may be supplemented if and when further information comes to our notice.

- 1) The Application, signed by Lawrence George Solicitors, is dated 12 December 2006 yet gives a latest date for representations of 10 December 2006, i.e. two (2) days before the date of the Application.
- 2) The Application until 18 December 2006 was insufficiently prominently displayed.
- 3) The Application purports to be for a Premises Licence but a Premises Licence already exists (Premises Licence Number LN/00001564, Premises Licence Holder Francis Shepherd).
- 4) The Application is made in the name of someone called Christos Haji Payani, whose standing and interest in this matter is not clear from the Application.
- 5) The Application is not for a Premises Licence at all, but for "the relocation of the bar and restaurant seating area and the removal of a wall". This is clearly a matter that concerns Planning, not Licensing.

We, and many neighbours and other local residents, have recently been in touch with Haringey

15/01/2007

Council Planning Department regarding what would appear to consist of recent numerous breaches on NM grounds of existing planning permissions, and in connection with building works for which no planning permission has as far as we can establish been sought or given.

Most notably, the existing single-storey extension to the NM pavilion has been substantially modified, in ways that would appear to conflict extensively with the conditions under which planning permission for the extension was granted.

The planning permission for the extension covers its use ONLY as additional changing-room facilities and a replacement tennis clubhouse.

A subsequent application for change of use of the changing-room facilities and tennis clubhouse to a function room/restaurant was REFUSED, largely because of widespread local concern and objections from numerous local residents

It is difficult not to conclude that the Application to which we are objecting via this e-mail has been made with a view to employment of the single-storey extension to the NM pavilion in its presently altered form as a function room/restaurant despite the previous refusal of planning permission for its change of use.

6) It is our understanding that the existing NM Premises Licence relates only to use of the premises by NM members.

Despite this, and despite the widespread neighbourhood concern that resulted in refusal of planning permission for change of use of the changing-room facilities and tennis clubhouse to a function room/restaurant, numerous functions and similar activities have been and continue to be held on NM premises. It is far from clear that these have been attended solely by NM members.

It is also far from clear that the hours within which Licensable Activities may be conducted have always been respected.

Many of the functions have resulted in significant disorder and public nuisance. We may be mistaken but think that the police have had to be called on occasion.

Within the past few weeks neighbours have had to call on Haringey Council Noise Abatement Officers because of excessive noise during night hours. More recently loud music with a heavy beat has been clearly audible to extents seriously disturbing to neighbours.

Because of these recent developments steps to object to the existing Premises Licence have been under active recent consideration by neighbours and ourselves.

Grant of the Application to which we are objecting via this e-mail would in our view be likely to lead to far more substantial risk of disorder and public nuisance, while crime could not be ruled out. Our impression is that children have regularly attended past functions, and the NM grounds host a pre-school nursery. Both factors also give rise to concern from a licensing point of view

We look forward to your comments on this e-mail, and hope you can reassure us that the Application, which does not seem at present to appear on your website, is defective and that due account will be taken of our specific objections.

We should also welcome your comments on whether the existing Premises Licence should continue unmodified, or be subject to restriction.

Your guidance, if appropriate, as to how such restriction might be sought by us and other neighbours affected by the present noise and nuisance would also be welcome.

E. & J.M. Gordon

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Barrett Daliah

From: Joan Bayes [joanboxbayes@btconnect.com]
Sent: 05 January 2007 17:03
To: Licensing
Cc: Cllr Patel Jayanti
Subject: Representation against grant of license to North Middx Sports Club

Dear Cllr Patel and licensing team,

We wish to make object to the variation of existing premises licence to North Middlesex Sports club as per their application of 12 December 2006 - particularly if it includes an increase in the size of the licensed area and therefore the number of persons drinking at the premises. We think it is reasonable for players and spectators to have a drink during or after cricket matches. If, which we do not believe to be the case, there has been a huge increase in the number of spectators, we can understand such a request. If, however, the aim is to bring to the premises people who have no interest in the cricket, but only an interest in drinking, it is likely to lead to drunken behaviour and all that that entails - which will have a detrimental effect on the use of the playing fields area and the willingness of parents to allow their children to walk and play in an area which is of significant benefit to the general public in the borough.

The increase in drinking on the premises would doubtless be of benefit to the few owners of the property but of harm to a large number of people.

Yours sincerely

Joan and Alan Bayes

61 Wood Vale, London N10 3DL
+44 (0)20 8883 5300

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Barrett Daliah

From: E R Yescombe [mailto:yescombe.com]
Sent: 07 January 2007 10:38
To: Licensing
Subject: North Middlesex Sports Club

I wish to object to the application for a variation in the premises licence for the North Middlesex Sports Club. This application appears to relate to a substantial extension of recent activities and of licensed hours. This Club is located in the middle of a residential area, and from the point of view of traffic, noise (especially late at night), and general disorder it is highly unsuitable for such any further extension of activities of this kind to take place. The purpose of this building, on Metropolitan Open Land, is for sporting activities not drinking activities.

E R Yescombe

67 Wood Vale, London N10 3DL
Tel: 020 8444 1279
Mobile: 07887 574222
WebFax: 0870 094 0452

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Barrett Daliah

From: David Partridge [davidpartridge@blueyonder.co.uk]

Sent: 07 January 2007 10:45

To: Licensing

Subject: North Middlesex Sports Club

Dear Sirs

I believe an application has been made to revise and extend the licenced hours at this club.

I should like to register my objection and opposition.

This is a (relatively) quiet residential neighbourhood and while a sports club may have the need for an occasional extension to licenced hours for special occasions, it is there to serve its *sporting* members during reasonable normal hours. For those members who wish to eat and/or drink for longer there is a multitude of choice in both adjacent Crouch End and Muswell Hill Broadways - areas more suited to this activity.

Regards

David Partridge
45 Wood Vale
N10 3DJ

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Barrett Daliah

From: Jane Horridge [jane@keystone-jobs.co.uk]
Sent: 07 January 2007 15:08
To: Licensing
Cc: Cllr Patel Jayanti
Subject: RE: Representation against grant of license to North Middx Sports Club

Dear Cllr Patel and licensing team,

With regards to the premises licence application to the North Middlesex Sports Club, we are writing to object against this application.

We understand this will be open to the general public – such a venue would have a negative effect on the surrounding area, where local people of all ages have enjoyed the peace and tranquillity of our open spaces.

We strongly feel that there is a difference between a sports club where people can have a drink after a game of cricket – and a licensed premises open to the public – attracting more drinkers which is purely a money making venture.

Yours sincerely

Jane and David Horridge
149 Cranley Gardens
Muswell Hill
London N103AG

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Barrett Daliah

From: Susie Secher [susiesecher@blueyonder.co.uk]
Sent: 07 January 2007 15:50
To: Licensing
Cc: jayanti.patel@hariingey.gov.uk
Subject: Application for a premises licence for North Middlesex Cricket Club

Dear Sir or Madam,

I am writing to object to the application for a premises licence by the new owners of the North Middlesex Cricket Club on the basis that the new owners have shown themselves to be completely incapable of controlling the noise and disturbance levels occurring daily during sporting activities and functions taking place at the ground and in the Club House.

The Noise Abatement Officer has already been called out, at least once, by a distraught neighbour and I hear almost daily reports of the foul language and shouting which is making local residents' lives and enjoyment of their own homes and gardens impossible.

Much greater awareness, concern and community engagement must be insisted upon by the relevant departments of Haringey Council before any further building and changes in usage take place. Containing developments on open spaces and MOL designated land and in line with the UDP is the responsibility of the Council. Proper action by the Council, together with the restrictive covenants on the land which is bounded by Park Road, Cranley Gardens, Wood Vale and Glasslyn Road, should be used immediately to protect the land from being abused by opportunistic, profit motivated non-Haringey based developers.

Failure to act now, will result in the destruction of the habitats of the local flora and fauna and in increases in noise, traffic and light pollution which the elected officers and employees of the Council of this borough have an environmental duty to preserve and protect.

Yours faithfully,

Susan Secher
80 Wood Vale
London
N10 3DN

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