

Licensing Act 2003 Sub-Committee 3rd April 2007

Report title: APPLICATION TO VARY A PREMISES LICENCE AT MARISHA RESTAURANT, 2 HIGHGATE HIGH STREET, HIGHGATE, LONDON N6 5JL

Report of: The Lead Officer - Licensing

Ward(s) HI

1. Purpose

To consider an application by MARISHA RESTAURANTS LIMITED to allow regulated entertainment and Late night refreshment

2. Recommendations

- 2.1 (a) Grant the Variation of 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: Marisha Restaurants Limited

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

5. REPORT

Background

5.1 Application by **Marisha Restaurant Limited, Ms Gail Ganney** for a Premises Licence in respect of **MARISHA RESTAURANT, 2 HIGHGATE HIGH STREET, HIGHGATE, LONDON N6 5JL** to allow regulated entertainment and to extend the hours for the sale of alcohol and late night refreshment under the Licensing Act 2003.

The premises is a Restaurant and currently has an on licence which allows the sale of alcohol ancillary to meals:

Current Licence.

Supply of Alcohol

Monday to Friday	1000 to 0000
Saturday	1100 to 0000
Sunday	1200 to 2330
Christmas Day & Good Friday	1200 to 2330
New Years Eve	Deregulation of hours
Provision of Late Night Refreshment	
Monday to Sunday	2300 to 2400

VARIATION APPLIED FOR: Members will note that the times below differ from the application. Ms Ganney has offered to reduce the hours being applied for at the weekends following concerns raised by residents.

5.2 Details of application - APP 1

Opening Hours for Public

Monday to Sunday 12:00pm- 00:30am

Sale of Alcohol - ancillary to meals

Monday to Sunday 12:00pm- 00:00am

Late night refreshment

Monday to Sunday 23:00pm- 00:00am

Regulated Entertainment Live music, recorded music and provision of facilities for dancing:

Monday to Sunday 19:00pm- 00:00am

The Operating Schedule.

Closed Circuit television

5.3 Crime and Disorder

Continue with existing operation and security.

5.4 Public Safety

- Regular gas and electric checks on equipment.
- Fire exits and fire equipment maintained.

5.5 Public Nuisance

Continue to run an established restaurant business with quality clientele

5.6 Child Protection

As above

6. RELEVANT REPRESENTATIONS (CONSULTATION)

Responsible Authorities:

6.1 Comments of Metropolitan Police

The Police have no comments to make regarding this application.

6.2 Comments of Enforcement Services:

Noise Team

Have not objected to the application. But have made comments. **App 2**

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

The Fire Officer has made representation in relation to this application. **App 3**

6.4 Planning Officer

Planning has made no representation on this matter.

6.5. Comments of Child Protection Agency or Nominee

Have no objections to this application.

7.0 Interested Parties

Letters of representation have been received against this application. **App 4**

8.0 Financial Comments

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

9.0 The applicant wrote a letter in response to the letters of representation which were being received. All residents that had written in at that time received a copy of the letter but were still minded to have the matter go to a hearing. **App 5**

Ms Ganney has also written a second letter in which she clarifies her intention and requests to make an amendment to the application. **App 5A**

APPENDIX 1

APPLICATION FORM

Barrett Daliah

From: Perryman Dylan
Sent: 13 March 2007 16:29
To: Barrett Daliah
Subject: FW: Premises Licence Marish Restaurant Limited

From: Jaron McVicar [mailto:Jaron.McVicar@harbottle.com]
Sent: 05 February 2007 16:38
To: Perryman Dylan
Cc: Gail Ganney; gail@marisha.co.uk
Subject: RE: Premises Licence Marish Restaurant Limited

Hello Dylan,

Further to our recent telephone conversation I would be grateful if you could amend the times set out in my client's application form to provide as follows:

Section M - Supply of Alcohol

Mon 12:00 - 00:00
Tue 12:00 - 00:00
Wed 12:00 - 00:00
Thurs 12:00 - 00:00
Fri 12:00 - 01:30
Sat 12:00 - 01:30
Sun 12:00 - 00:00

Section O - Hours premises are open to the public

Mon 12:00 - 00:30
Tue 12:00 - 00:30
Wed 12:00 - 00:30
Thurs 12:00 - 00:30
Fri 12:00 - 02:00
Sat 12:00 - 02:00
Sun 12:00 - 00:00

Many thanks

Kind regards

Jaron

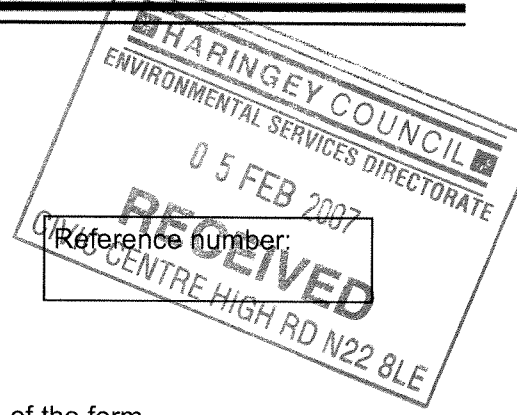
From: Perryman Dylan [mailto:Dylan.Perryman@haringey.gov.uk]
Sent: 05 February 2007 15:32
To: Jaron McVicar
Subject: Premises Licence Marish Restaurant Limited

Hello Jaron

I have been processing the application you have submitted today and I have found a mistake in the application form that urgently needs correcting as unfortunately I am unable to proceed with the process until this matter is resolved.

13/03/2007

**Application to vary a premises licence
under the Licensing Act 2003**



(1) Haringey Council 00110039086
chg £ 361,00

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 Marisha Restaurants Limited

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

LN00001197

Part 1 - Premises details

Postal address of premises or, if none, Ordnance Survey map reference or description 2 Highgate High Street Highgate	
Post town London	Postcode N6 5JL

Telephone number at premises (if any) 020 8340 5823 / 8341 9589

Non-domestic rateable value of premises £ 48,250

Part 2 - Applicant details

Daytime contact telephone number 078 024 533 19

E-mail address (optional) gail.ganney@googlemail.com

Current postal address if different from premises address 2 Woodhill House Kentish Lane Essendon Hertfordshire	
Post town Hertfordshire	Postcode AL9 6JY

(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)

- Time of licensable activities varied to 12:00 to ~~22:00~~ 15:00 and 18:00 to 01:30.
(Please refer to following pages for details)
- Entertainment
Provide for up to two ~~live~~ live performers, recorded music, showing of films, provision of facilities for dancing, supply of alcohol (varied times) and late night refreshments (varied times)

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)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of entertainment facilities for:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

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) Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Day	Start	Finish	
Mon			Please give further details here (please read guidance note 3)
Tue			
Wed			State any seasonal variations for performing plays (please read guidance note 4)
Thur			
Fri			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)
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) Indoors <input checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Day	Start	Finish	
Mon	12:00pm	00:30	Please give further details here (please read guidance note 3) <i>Films of fashion shows on a plasma screen.</i>
Tue	12:00	00:30	
Wed	12:00	00:30	State any seasonal variations for the exhibition of films (please read guidance note 4) <i>Seasonal variations until 2:30am on New Years Eve and 1:30am on Christmas Eve.</i>
Thur	12:00	00:30	
Fri	12:00	01:30	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) <i>Seasonal variations until 2:30am on New Years Eve and 1:30am on Christmas Eve.</i>
Sat	12:00	01:30	
Sun	12:00	00:30	

C

Indoor sporting events			Please give further details here (please read guidance note 3)	
Standard days and timings (please read guidance note 6)				
Day	Start	Finish		
Mon				
Tue				State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed				
				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)
Thur				
Fri				
Sat				
Sun				

D

Boxing or wrestling entertainments			Will the boxing or wrestling entertainment take place indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)		
Standard days and timings (please read guidance note 6)			Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>		
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tue			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Wed					
			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)		
Thur					
Fri					
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 checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon	19:00	01:00	Please give further details here (please read guidance note 3) Up to two musicians.
Tue	19:00	01:00	
Wed	19:00	01:00	State any seasonal variations for the performance of live music (please read guidance note 4) New Years Eve and Christmas Eve to 02:00 and 01:00 respectively.
Thur	19:00	01:00	
Fri	19:00	01:00	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) Once or twice a week have a pianist or singer within the normal operational hours.
Sat	19:00	01:00	
Sun	19:00	01:00	

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	12:00	00:00	Please give further details here (please read guidance note 3) - Music to accompany dining - Amplified
Tue	12:00	00:00	
Wed	12:00	01:00	State any seasonal variations for the playing of recorded music (please read guidance note 4) New Years Eve and Christmas Eve to 02:00 and 01:00 respectively
Thur	12:00	01:00	
Fri	12:00	01:00	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)
Sat	12:00	01:00	
Sun	12:00	01:00	

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place 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"/>
Day	Start	Finish	
Mon			Please give further details here (please read guidance note 3)
Tue			State any seasonal variations for the performance of dance (please read guidance note 4)
Wed			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)
Thur			
Fri			
Sat			
Sun			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			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) 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 entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)
Thur			
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 type="checkbox"/> (please read guidance note 2) Indoors <input checked="" 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			
Thur			
Fri			
			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)
Sat			
Sun			

J


Provision of facilities for dancing			Please give a description of the facilities for dancing you will be providing <i>Small area for diners to dance along to recorded music / band</i>
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 checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon	19:00	0:00	
			Please give further details here (please read guidance note 3)
Tue	19:00	0:00	
			State any seasonal variations for providing dancing facilities (please read guidance note 4) <i>New Years Eve and Christmas Eve to 02:00 and 01:00 respectively</i>
Wed	19:00	0:00	
Thur	19:00	00:00	
Fri	19:00	01:00	
			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)
Sat	19:00	0:100	
Sun	19:00	01:00	

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			

Late night refreshment			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	
Standard days and timings (please read guidance note 6)			Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon	23:00	01:00	Please give further details here (please read guidance note 3) The Kitchen will be open until 11:30 most nights, so food may occasionally be served after 11pm.
Tue	23:00	01:00	
Wed	23:00	01:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)
Thur	23:00	01:00	
Fri	23:00	01:00	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	01:00	
Sun	23:00	01:00	

M

Supply of alcohol			Will the sale of alcohol be for consumption - please tick box <input checked="" type="checkbox"/> (please read guidance note 7)
Day	Start	Finish	
Standard days and timings (please read guidance note 6)			On the premises <input checked="" type="checkbox"/> Off the premises <input type="checkbox"/> Both <input type="checkbox"/>
Mon	12:00	03:00	State any seasonal variations for the supply of alcohol (please read guidance note 4) 31 December → 12:00 to 02:30 24 December → 12:00 to 01:30
Tue	12:00	03:00	
Wed	12:00	12:30	
		00:00	
Thur	12:00	12:30	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)
		00:00	
Fri	12:00	2:00	
		01:30	
Sat	12:00	2:00	
		01:30	
Sun	12:00	12:30	
		00:00	

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)

None

O

Hours premises are open to the public

Standard days and timings
(please read guidance note 6)

Day	Start	Finish
Mon	12:00	0:30
Tue	12:00	0:30
Wed	12:00	0:30
Thur	12:00	0:30
Fri	12:00	01:30
		02:00
Sat	12:00	01:30
		02:00
Sun	12:00	00:30

State any seasonal variation (please read guidance note 4)

New Year's Eve open to 02:30
Christmas Eve open to 01:30

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)

Closed Circuit Television

b) The prevention of crime and disorder

Continue with existing operation and security

c) Public safety

- Regular gas and electric checks on equipment
- Fire exits and fire equipment maintained

d) The prevention of public nuisance

Continue to run an established restaurant business with quality clientele

e) The protection of children from harm

As above

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

J. McVicar

Date

31/1/07

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)

*Jaron McVicar (Solicitor)
Harbottle and Lewis LLP
Harbour House
14 Harbour Square*

Post town *London*

Postcode *W1S 1HP*

Telephone number (if any) *020 7667 5144*

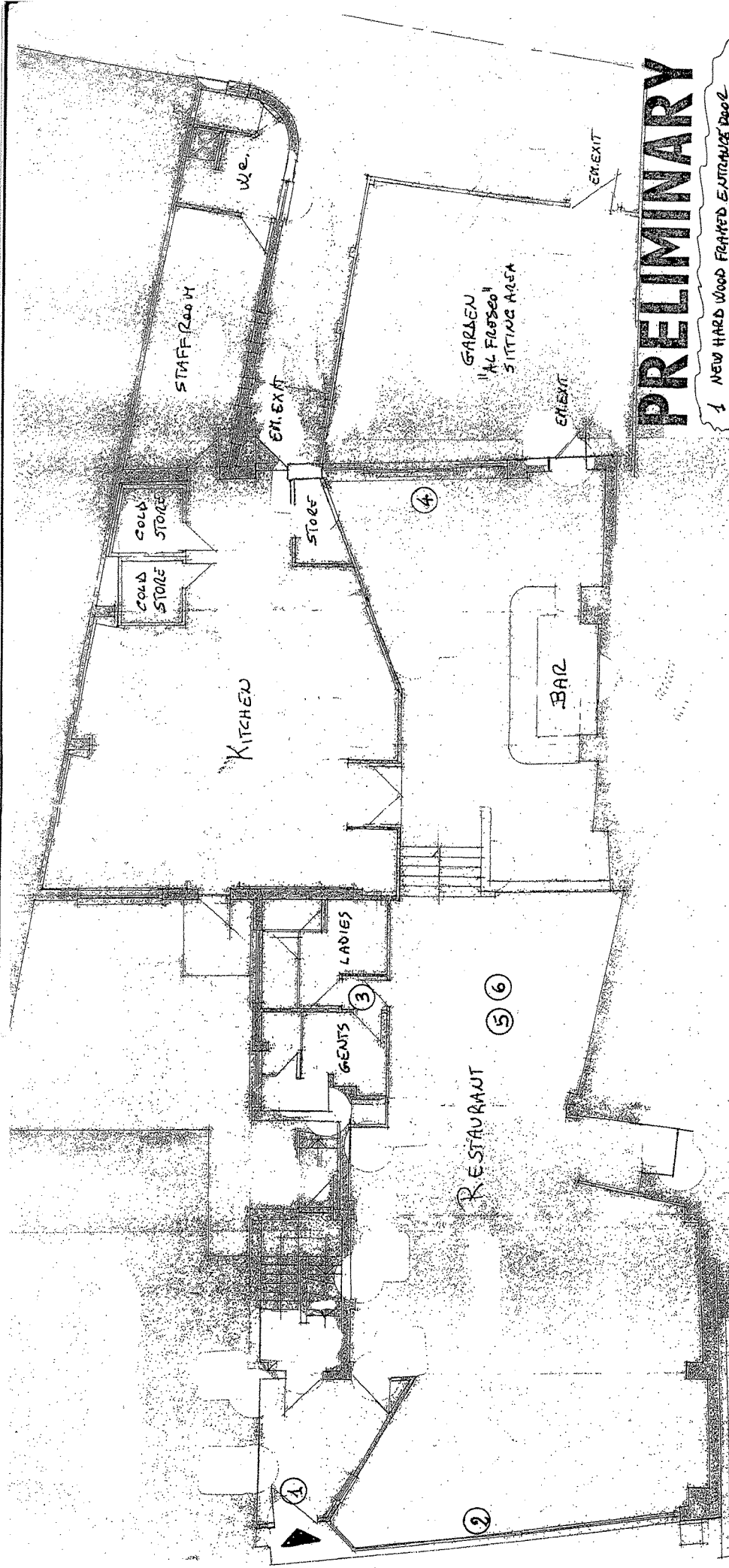
If you would prefer us to correspond with you by e-mail your e-mail address (optional)

jaron.mcvicar@harbottle.com

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licensing Act.

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example state the 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.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day i.e Christmas Eve.
6. Please give 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.
7. If you wish people to be able to consume alcohol on the premises please tick 'on the premises', if you wish people to be able to purchase alcohol to consume away from the premises please tick 'off the premises'. If you wish people to be able to do both please tick 'both'.
8. Please give 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, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.



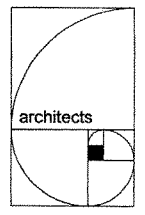
PRELIMINARY

- 1 NEW HARD WOOD FRAMED ENTRANCE DOOR
- 2 NEW HARDWOOD FRAMED SLIDING DOORS TO REPLACE THE EXISTING
- 3 NEW TOILETS LAYOUT
- 4 NEW HARDWOOD FRAMED FOLDING DOORS TO REPLACE EXISTING SLIDING DOORS
- 5 NEW CEILING
- 6 NEW LIGHTS

2, HIGHGATE HIGH STREET

Project:
2, Highgate High Street,
Highgate
London N6

Client:
Marisha Restaurants



andrew
scott
associates

Drawing Title:

Preliminary assessment of works to be carried out.

Scale: A3 - 1:100	Drawn: FS Date: 04/12/2006
Revision:	
Drawing Number: Scheme Pr01	

architects
1325 High Road
Whetstone
London N20 9HR
Tel: 020 83439696
Fax: 020 83439858
mail@architects-as.co.uk

APPENDIX 2

NOISE TEAM COMMENTS

NO REPRESENTATION MADE

LICENSING CONSULTATION -INTERNAL MEMO

To: D Barrett, Licensing Officer

From: S Thompson, EHO Noise Team

Cc: D Pearce Noise Team Leader

Date: 22nd February 2007

Premises: Marish Restaurant, 2 High Street, N6 5JL

Type of application: Licensing Act 2003.

I would like to confirm that the above proposal has been discussed with regard to the prevention of public nuisance. On behalf of Enforcement Service Noise Team I would like to:

Not Make representations on the Application.

Supporting Information

Mareish Restaurant is located in an area that has mainly commercial premises on the ground floor with domestic residential accommodation above. The premises is situated on a busy high road.

A review of the council's records relating to the premises has indicated that the service has had 1 complaint of noise nuisance regarding noise nuisance complaints in 2004. There have been no further complaints.

Informative

I would recommend the following conditions to the operating schedule:

Management Conditions

Prevention of nuisance from noise/vibration

The Licensee shall ensure that no music played in the licensed premises is at or within the site boundary of any residential property.

All entertainments will utilise the in-house amplification system, the maximum output of which is controlled by the Duty Manager.

Outside Areas

No form of loudspeaker or sound amplification equipment is to be sited on or near the exterior of the premises or in or near any foyer, doorway, window or opening to the premises.

Recommendation

The Noise Team have considered the application and nature of noise sensitive domestic premises.

We do not oppose the application.

APPENDIX 3

REPRESENTATION FROM FIRE OFFICERS

FIRE AND COMMUNITY SAFETY DIRECTORATE
Roy Bishop Deputy Commissioner

Date
22nd February 2007

Our Ref.
FS/31/011547/SMA

Your Ref.

Addressee
Ms D Barrett
Licensing Team
London Borough of Haringey
2nd Floor, Civic Centre
High Road
Wood Green
London N22 8LE

Please reply to
Craig Ryan
Inspecting Officer

Direct Telephone
020 8803 7530

Direct Fax
020 8807 7196

Direct E-mail
haringeygroup@london-fire.gov.uk

Dear Madam,

LICENSING ACT 2003

Premises: Marish Restaurant, 2 Highgate High Street, Highgate, London N6 5JL

With reference to the application dated 31st January 2007, as shown on plan, number Pr01, the application has been examined and **the Fire Authority want to make a representation** to the Licensing Authority in relation to this application.

The applicant has been informed that the Fire Authority will be making a representation to the Licensing Authority.

The items that are of concern to this authority are detailed on the attached schedule.

Please advise me, at your earliest convenience, of the date and time of the Licensing Committee Hearing.

Should these matters be resolved to the satisfaction of this Authority at least 2 days prior to the Licensing Committee Hearing the representation will be withdrawn.

Any queries regarding this letter should be addressed to the person named at the top of the letter. 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

Data Protection Act 1998: The information you have given on this form will be processed by London Fire Emergency Planning Authority for the purpose of **fire and emergency planning and control**. We will keep your details secure and will not disclose them to other organisations or third parties (except contractors or suppliers working on our behalf) without your permission unless we are legally required to do so.

For more information about how we use your personal information, see our notification entry (Z7122455)
www.informationcommissioner.gov.uk or visit: www.london-fire.gov.uk

FIRE AND COMMUNITY SAFETY DIRECTORATE
 Roy Bishop Deputy Commissioner

Marish Restaurant Ltd., 2 Highgate High Street, London N6 5JL

Our Ref. FS/31/011547/SMA Your Ref.

SCHEDULE

Sheet 1 of 1

Schedule referred to in the letter reference FS/31/011547 under the Licensing Act 2003, issued by the London Fire and Emergency Planning Authority on 22nd February 2007..

Where appropriate, a plan may form part of this Schedule to illustrate the steps which, in the opinion of the fire authority, need to be taken in order to promote the public safety objective.

NOTE : Notwithstanding any consultation undertaken by the fire authority, **before** you make any alterations to the workplace, **you** must apply for local authority building control department approval (and/or the approval of any other bodies having a statutory interest in the premises) if their permission is required for those alterations to be made.

Licensing Objective not adequately addressed	Location and detail of matters which are considered to put people at risk in the event of a fire emergency	Steps considered necessary to promote the public safety licensing objective
Public Safety	The width of the exit routes from the ground floor restaurant to Highgate High street are insufficient for the number of people that might need to use them in an emergency.	The final exit door shall be locked back in the open position at all times the premises are in use. Provide FD60s inner lobby fire door that opens in the direction of travel.
Public Safety	The fire exit sign above the kitchen door from the restaurant; directs people through an area of greater risk to a final exit.	The fire exit sign above the kitchen doors, from the restaurant, is to be removed.

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