



Licensing Act 2003 Sub-Committee on 16th October 2007

Report title: Application for a new Premises Licence at EL PARADOR ROJO, UNITS 4, 5 & 6, SEVEN SISTERS MARKET, HIGH ROAD LONDON N15

Report of: The Lead Officer Licensing

Ward(s) affected

1. Purpose

To consider an application by MS LITA KAWAJIGASHI to allow sale of alcohol and regulated entertainment and late night refreshment at the above 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

Telephone: 020 8489 8232

Contact Officer: Ms Daliah Barrett -Williams

3. Executive summary

For consideration by Sub Committee under Licensing Act 2003 for a Premises licence with variation to the existing conditions

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: EL PARADOR

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

5. REPORT

Background

5.1 An application for a new Premises Licence, by Ms Lita Kawajigashi in respect of El Parador Rojo, Unit 4, 5 & 6 Seven Sisters Market Hall, High Road London N15 under the Licensing Act 2003.

Please note there is a license in place granted to Ms Kawajigashi for the following activities and times: App 1

Supply of Alcohol

Monday to Sunday

1100 to 2300

5.2 Details of new application being sought under a new Premises Licence APP2

PROVISION OF REGULATED ENTERTAINMENT: Recorded Music, Provision of Facilities for Making Music:

Sunday to Thursday: 1100 to 2300 Friday & Saturday: 1100-0200

PROVISION OF LATE NIGHT REFRESHMENT:

Friday & Saturday: 2300-0200

SUPPLY OF ALCOHOL:

Sunday to Thursday: 1100-2300 Friday & Saturday: 1100-0200

- 5.3 Crime and Disorder
 SEE PART P OF THE APPLICATION FORM
- 5.4 Public Safety
- 5.5 Public Nuisance
- 5.6 Child Protection
- 6. RELEVANT REPRESENTATIONS (CONSULTATION)

Responsible authorities:

6.1 Comments of Metropolitan Police – APP 3

The Police had made representation requesting that any entertainment be kept inside the premises after 23.00. This has been agreed.

6.2 Comments of Enforcement Services:

Noise Team

Have made no comments.

Food Team

Have made no observations.

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

No representation made

6.5 Comments of Child Protection Agency or Nominee No representation made

7.0 Interested Parties –APP 4

Objections have been made by residents.

8.0 Financial Comments

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



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Town and Country Planning Act 1990 (As amended) Plan relating to the Enforcement Notice dated

Seven Sisters Market, 231-243 High Road N15 5BT

MARINGEY 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
l (Scale	1:1000
		Date	27/09/2007
NORTH		Drawing	NVA

APP. 1 CURRENT LICENSE

PREMISES LICENCE

Receipt: F00109018535 Premises Licence Number: LN00002702

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: 19th July 2006

Part 1 – PREMISES DETAILS

<u>Postal Address of Premises or, if none, Ordnance Survey map reference or description:</u>

EL PARADOR ROJO
UNIT 5 &6 SEVEN SISTERS MARKET
231-243 HIGH ROAD
SOUTH TOTTENHAM
LONDON
N15 5BT

Telephone: 0208 442 3377

Where the Licence is time limited the dates:

N/A

Licensable activities authorised by the Licence:

Supply of Alcohol

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

Supply of Alcohol

Monday to Sunday 1100 to 2300

The opening hours of the premises:

Monday to Sunday 0800 to 2330

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

Supply of alcohol for consumption ON the premises, ancillary to a meal

Part 2

<u>Name, (registered) address, telephone number and e-mail (where relevant) of holder of Premises Licence:</u>

Lita Kawajigasha
69 Sandbourne House
Dartmouth Close
London
W11 1DS

Telephone: 0207 727 9983

<u>Registered number of holder, for example company number, charity number (where applicable):</u>

<u>Name, address and telephone number of designated premises supervisor where the Premises Licence authorises the supply of alcohol:</u>

Luis Fernando Esguerra 119 Edgecot Grove South Tottenham London N15 5HH

<u>Personal Licence number and issuing authority of personal licence held by designated premises supervisor where the Premises Licence authorises for the supply of alcohol:</u>

Personal Licence Number:

LN00002698

Expiry:

16/07/2016

Issued by London Borough of Haringey

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

CCTV will be installed and maintained on the premises.

CCTV shall be recording at all times when the premises is open and the recordings shall be made available to the police and the council on request.

PUBLIC SAFETY

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

THE PREVENTION OF PUBLIC NUISANCE

Intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person ancillary to his meal.

Suitable beverages other than intoxicating liquor (including drinking water) shall be equally available for consumption with or otherwise as an ancillary to meals served in the licensed premises.

THE PROTECTION OF CHILDREN

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

Annex 3 -	– Conditions	attached aft	er a hearing b	ov the licensir	ng authority
<u>.</u>					

Annex 4 - Plans

APP. 2 APPLICATION FORM

Application for a premises licence to be granted under the Licensing Act 2003

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.

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iv. other (for example a statutory corporation) please complete section (te section (B)

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a recognised club

a charity

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E-mail address (optional)				
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State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name LUIS FERNA	Name LUIS FERNANDO ESGUERRA			
Address 119 EDGEC TOTTENHAI LONDON				
Postcode	N15 5HH			
Personal Licence number (if known) LN/00002698				
Issuing licensing authority (if known) HARINGEY COUNCIL				

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)
1. Alcohol shall not be sold or supplied on the premises, including the tables on the terrace outside, otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to his meal.
2. Suitable Beverages other than alcohol (including drinking water) shall be equally available for consumption with or otherwise as an ancillary to meals served in the licensed premises
b) The prevention of crime and disorder
A Closed Circuit Television System will be installed and maintained on the premises. The CCTV system will be recording at all times when the premises are open and the recordings shall be made available to the police and the council on request.
c) Public safety
Fire safety equipment will be checked regularly and any requirements made by the Fire Safety Officer will be complied with.
d) The prevention of public nuisance
No further conditions needed.
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.
19

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

Consent of individual to being specified as premises supervisor

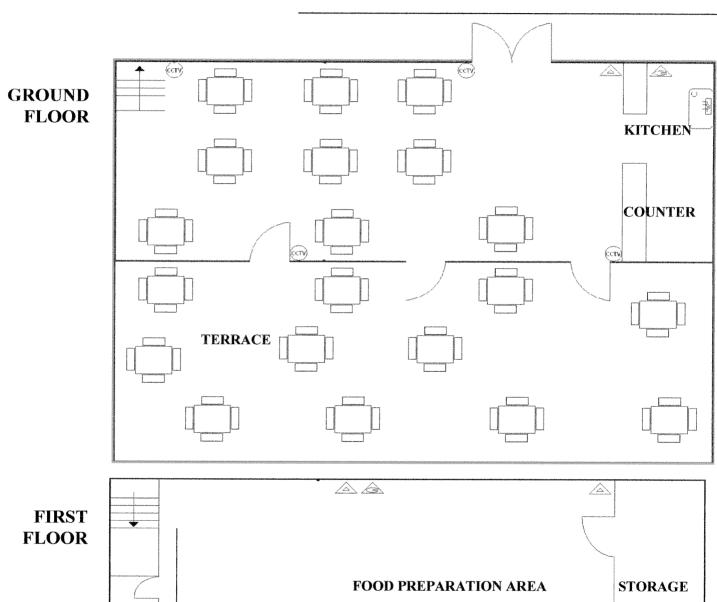
/debiseas	LUIS FERNANDO ESG	UERRA	
	[full name of prospective prem	ises supervisor]	
of			
119	EDGECOT GROVE		
TO	TTENHAM		
	NDON 5 5HH		
[hom	e address of prospective premis	es supervisor]	
hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for GRANT OF A PREMISES LICENCE			
[type	of application]		
by			
LIT	A KAWAJIGASHI		
[name	of applicant]		
relati	ng to a premises licence	[number of existing licence, if any]	
for			
UNI SEV 231 TO LOI N15	PARADOR ROJO ITS 4. 5 & 6 /EN SISTERS MARKET -243 HIGH ROAD ITENHAM NDON 5 5BT and address of premises to wh	ich the application relates!	

and any premises licence by	to be granted or varied in respect of this application made			
LITA KAWAJIGASHI				
[name of applicant]				
concerning the supply of a EL PARADOR ROJO UNITS 4, 5 & 6 SEVEN SISTERS MARK 231-243 HIGH ROAD TOTTENHAM LONDON N15 5BT				
[name and address of premise.] I also confirm that I am a licence, details of which I	pplying for, intend to apply for or currently hold a personal			
Personal licence number LN/00002698				
[insert personal licence number	; if any]			
Personal licence issuing a	uthority			
HARINGEY COUNCIL, CIVIC CENTRE, HIGH ROAD. WOOD GREEN, LONDON N22 8LE 0208 489 8232 [insert name and address and telephone number of personal licence issuing authority, if any]				
Signed	4 JAL			
Name (please print)	LUIS FERNANDO ESGUERRA			
Date	17.8.07			

A1 PLANS

REGENTS AVENUE PALMERS GREEN LOINDON N13 5UF 020 8881-2466 / 07932-872-851

RESTAURANT PREMISES LIQUOR LICENCE APPLICATION



(CCTV)

Alcohol Sales Fire Extinguisher

Fire Blanket

Closed Circuit Television

Scale 1:100 Date June 2007

Drawing 0959.epr456ssm.06/07

EL PARADOR ROJO

UNITS 4,5 & 6 SEVEN SISTERS MARKET 231-243 HIGH ROAD TOTTENHAM, N15 5BT

APP. 3

METROPOLITAN POLICE COMMENTS



Your reference:

Our reference: 233/2007

Date: 26 September, 2007

Ms D.BARRETT Licensing Civic Centre High Road N.22

Metropolitan Police Service

Licensing Wood Green Police Station 347 High Road Wood Green N.22 4HZ

Tel: 0208 - 345 -2005

Dear Ms. Barrett

Re:- Application for a Premises Licence:-

El Parador Rojo, 231/243 High Road N.15

With reference to the above application and my letter of representation dated the 7th September 2007. I have received a letter from the applicants agents agreeing to my representation. I therefore wish to withdraw my representation. Copy of letter attached.

If you require further information please do not hesitate to contact me on the above telephone number.

Yours Sincerely

Geoffrey Parker

Licensing

Wood Green Police Station

J & H Licensing

J & H LICENSING CONSULTANTS

35 Walfield Avenue Whetstone London N20 9PS Phone (020) 8446 8643 Mobile 07930 991393 trev.jenny@tinyworld.co.uk

24th September 2007

Our Reference:

JH/46

Geoffrey Parker Haringey Borough Licensing Office Wood Green Police Station 347 High Road Wood Green London N22 4HZ

Dear Sir,

RE: El Parador Rojo, Units 4, 5 & 6 Seven Sisters Market, 231-243 High Road, Tottenham, London N15 5BT

Further to your representations dated 7th September 2007 regarding the application for the grant of a Premises Licence in respect of the above premises we can confirm that the applicant agrees to amend the application so that the terrace area cannot be used after 23.00.

If this is acceptable to you please notify the Licensing Department at Haringey Council in advance of the hearing.

Yours faithfully

J & H Licensing Consultants

APP. 4 RESIDENTS REPRESENTATION

FAX

TO:

Attention Daliah Barrett – URGENT PLEASE

FAX NO:

8489 5554

FROM:

Linda Van

DATE:

14 September 2007

Dear Daliah Barret

Attached please find a Petition against El Parador Rojo obtaining a licence. If I had had more time, I would have got more signatures, but you said you needed the information in by September 16, the day I go on holiday.

There was a small sign on the door of the café/restaurant, but that would not have been seen by the residents in Suffield Road. It would only have been seen by the people using the shop, and none of them would have any objection. I feel that the notice should have been placed in several prime positions, giving the locals a chance to reply. Hence this petition.

I don't know who is responsible for granting the licence, but are they aware that there are no toilet facilities after 6.30pm when the market officially closes? And are you aware that El Parador Rojo uses the kebab shop at the end of Suffield Road to produce food and then takes it through the back entrance of the café to be served. We have photographic proof of this if needed.

If you lived in Suffield Road and had to put up with the stench of urine and walk over the rubbish dumped each day, you might appreciate why we do not want this to continue, or become worse. And where will the dancing take place, at the back of the shop (which backs on to our houses), which has been used for this kind of thing in the past? That is exactly what we do not want. Only last evening, 4 Columbians were on our back wall, supposedly looking for a ball. A few days further on and they will be in our garden having seen the layout. It is all too dangerous and we will do all in our power to keep the back entrance to the market clear of people and cars after a certain time and we will do all we can to make sure the gates are locked and stay locked during the night.

Please help!

Yours sincerely

CINPA JAN

PETITION

WE, THE UNDERSIGNED, IN STRICTEST CONFIDENCE, WISH TO EXPRESS OUR STRONGEST OBJECTION TO UNITS 4, 5 & 6 OF SEVEN SISTERS MARKET, EL PARADOR ROJO, BEING GRANTED AN ENTERTAINMENT LICENCE:

- 1) Disturbing the solitude of our garden space (El Parador backs on to our gardens)
- 2) El Parador's Inadequate tollet facilities (excessive urinating in Suffield Road)
- 3) Excessive rubbish being dumped at each end of Suffield Road
- 4) Excessive noise from car doors being shut and people making noise from drinking too much and drunken behaviour

Name

N. J. PATEL 1 WEST GREEN ROAD NISSBX

MR. LAGU 3 WEST GREEN Road, NISSBX ORDR 800 5737

6 RAFFERTY 35 SUFFLER ROOM- NISSON

35 SUFFIELD RD N 1553 Y 28 Suffield Rd N15 5JX 14 SUFFIELD ROAD

18 STEPHENS ROMS NIS STX

10 Solfron Road NIS SIX 21 SURKIND MOR NIS SIX

D. Assei H. Jelania

M MEHMET

TETITON LONE ... MR 14- CEE 25 SUFFIELD ROD Les SIN WIS 224 11 Soffield ROADS 5 JX 1153 Syzai baleryon Mico M. Jonges. 15 Sufferd Road N. 15 SJX DAYLD PAULL 33A SUFFICIO & N1555X 12 SUSSIED RD N.KST, LINDA VAN 26 Support RJ NIS STY 1 WALLER 26 Safferld Rd. I Mallow.

26 Suffield Road Tottenham London N15 5JX

Daliah Barrett Civic Centre High Road Wood Green London N22



12 September 2007

Dear Daliah Barrett

I refer to my telephone call today and would like to stress my objection to El Parador Rojo, Units 4, 5 and 6, being granted permission for a drinking and dancing licence. The managers/owners have no regard whatsoever for the concerns of the very few people on Suffield Road. When they are asked to keep the gates shut, they buck-pass and say they always do and it is other people who do not close the gates. If they are granted a licence to keep open later, especially at weekends, there will be no peace from the noise already in operation.

The noise in Suffield Road, and for some unknown reason outside my house, is unbearable at weekends. Longer hours and more entertainment is not going to help that situation.

IF the gates were kept shut and the entertainment confined to the front of the shop, that would not be so bad, but the back of the market is a car park and is in/and will be in constant use thereby, enabling easy access to the back of my, and other peoples houses.

Apart from all the above, more people will mean more rubbish and more use of the street as a toilet.

It is very difficult for me to stress how opposed I am to the licence because I have very little backing. As you know, half of Suffield Road is due to be demolished and not all the houses are occupied. However, I hope this letter will help when considering El Parador Rojo's application.

As I mentioned on the phone, I enclose a copy of the letter I wrote, also complaining about the gates not being shut. I was told by Haringey council to address my complaint to the Parking service, which was completely wrong. I attach a copy of the reply I received. I have also been in touch with the local community police.

I look forward to hearing from you shortly.

Yours sincerely

Linda Van



26 Suffield Road Tottenham London N15 5JX

Customer Services Parking Service P O Box 38996 London N22 9AF

3 August 2007

Dear Sirs

A few years ago, I was instrumental in getting gates fixed at each end of the roadway at the back of Seven Sisters Market. The reason for this was because at all times of the night people were using the roadway for various reasons, most notably, prostitution. Also, my garden backs on to the back of the market and I have no protection against people climbing the wall and easily being able to break into my house. The gates were a great protection...until recently.

Now the gates are never shut. There is always traffic up and down the roadway at all hours of the night and my house is once again vulnerable to break-ins. It was my understanding that the gates should be shut at around 9.30pm. Sometimes this happens and then they are left open by one of the various people who holds keys. I understand that there are so many key holders, the gates are now irrelevant.

I would like to know why it is that the shop-holders on either side of the market hold keys, the restaurant Mangos, the Olympic Snooker club and several other people who live near the market have keys? I live on top of the market and do not have a key. What has the roadway to do with them? Furthermore, I understand that "Tony" who lives at number 3 Suffield Road, works for the council and distributes keys willy-nilly.

It is my concern, and the concern of other people living in the houses that back on to the market and we are not safe. Majority of the people who hold keys are totally irresponsible. There is no one in charge of the gates beyond 9.30pm. When the restaurant is open all hours of the night (until 2 or 3pm) People use the roadway as a toilet, dump rubbish and generally disturb the likes of me who needs to sleep to get up for work.

would like this whole matter looked into and I would like a satisfactory answer from Haringey Council.

In the past I have been told that the market is nothing to do with the council, but as "Tony" looks after both the parking at Apex House and the Market, it clearly is.

I await an urgent response to this letter.

Yours faithfully

Linda Van