

5. REPORT

Background

5.1 An application for a new premises licence has been made by Rabindranauth Sukhdeo in respect of Bruce Castle Park Pavilion Sports and Cafe, Bruce castle Park, Lordship lane, London N17 6RU. Appendix 1

5.2 **Details of the application being sought under the Premises Licence Application**

Regulated Entertainment: Live Music, Recorded Music & Performance of Dance:

Sunday to Thursday **1900 to 0000**
Friday to Saturday **1900 to 0200**

Pre-booked functions Friday, Saturday, Christmas Eve and New Years Eve until 0200

Late Night Refreshment:

Sunday to Thursday **2300 to 0000**
Friday to Saturday **2300 to 0200**

Pre-booked functions Friday, Saturday, Christmas Eve and New Years Eve until 0200

Supply of Alcohol:

Sunday to Thursday **1100 to 0000**
Friday to Saturday **1100 to 0200**

For consumption ON the premises

Pre-booked functions Friday, Saturday, Christmas Eve and New Years Eve until 0200

Hours open to the public:

Sunday to Thursday **0900 to 0030**
Friday to Saturday **0900 to 0230**

New Years Eve 1000 to 0000 and New Year's Day 0000 to 0230

Supply of Alcohol (consumption on the premises)

5.3 **General-all four licensing objectives**

We have a proven track record at Albert Rec, an amenity that is not just community and family focused, but through our work and in partnerships with Police and Council, has reduced crime in the area.

We will apply our knowledge and experience to the new premises in Bruce Castle. With good management and staff training we will ensure that there is no selling of alcohol to underage drinkers, no drunk and disorderly behaviour allowed on the premises and that children are protected.

At Albert Road Rec we will carry out all business with purpose of maintain these objectives.

5.4 Crime and Disorder

We have already established an excellent working relationship with Police and will continue to be proactive in engaging with them.

Measure to prevent crime;

- CCTV
- Notices indicating hours of business
- Warnings of potential criminal activity
- Refusal to sell alcohol to drunk or intoxicated customers
- Alcohol to be consumed on premises only
- Well trained staff: policy to remind customers to use premises in orderly and respectful way.

5.5 Public Safety

CCTV

Lighting

Underage Checks

No selling of alcohol to drunk or intoxicated customers

Fire safety equipment will be checked, carried out by Council

5.4 Public Nuisance

Notices at exits requesting respect for nearby residents

Delivery of goods will happen in a way that does not cause nuisance or disturbance

Customers not admitted outside of opening hours

Residents will be respected at all times

No hot food to take away.

Entertainment only at pre-booked functions

Main doors closed by 10 to prevent noise pollution

5.5 Child Protection

All coaches will be DBS checked

In cafe, staff trained about ID checks

We want to create a community hub, welcoming to families and children. We will not be promoting alcohol uses; rather sales are to help the business and events held at the pavilion.

6. RELEVANT REPRESENTATIONS (CONSULTATION)

Responsible authorities:

6.1 Comments of Metropolitan Police

Have not made a representation to this application

6.2 Comments of Regulatory Services:

Environmental Health

Have not made a representation to this application.

Licensing Authority

Have not made a representation to this application.

Trading Standards

Have not made a representation to this application.

6.3 London Fire and Civil Defence Authority

Have not made a representation to this application

6.4 Planning Services

Have not made a representation to this application

6.5 Comments of Child Protection Agency or Nominee

Have not made a representation to this application

7.0 Interested Parties

Letter of representation has been received against this application **Appendix 2.**

8.0 Financial Comments

The fee applicable for this application was **£100.00.**

APPENDIX 1 – APPLICATION

HARINGEY COUNCIL
 LICENSING
 RECEIVED
 - 1 JUN 2015



Haringey Council

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

BG 255435
 £100.00

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.

I Rabindranauth Sukhdeo

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Bruce Castle Park Pavilion Sports and Café Bruce Castle Park Lordship Lane N17 6RU			
Post town	London	Postcode	N17 6RU

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£ 0

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i. as a limited company please complete section (B)
 - ii. as a partnership please complete section (B)
 - iii. as an unincorporated association or please complete section (B)
 - iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)

- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a statutory function or

a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname SUKHDEO			First names RABINDRANAATH		
I am 18 years old or over			Y Please tick yes		
Current postal address if different from premises address		23 Grove Avenue Muswell Hill			
Post town	London		Postcode	N10 2AS	
Daytime contact telephone number			07941176003		
E-mail address (optional)		info@psandc.co.uk			

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
01	07	2015

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

We have been running a successful cafe and sports pavilion at Albert Road Rec for over 10 years. We want to create a similar community hub at Bruce Castle Park, offering sports facilities including tennis and basketball courts, a cafe and a community space for all. As with Albert Road Rec, this will be a family and children oriented space with a cafe providing healthy food and snacks.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

N/A

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any that apply

- 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 late night refreshment (if ticking yes, fill in box I)

Y

Supply of alcohol (if ticking yes, fill in box J)

Y

In all cases complete boxes K, L and M

A

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

B

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

C

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

D

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

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	
			Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	Y
Day	Start	Finish	Please give further details here (please read guidance note 3) Background music, parties and events – as at Albert Rec	
Mon	19:00	00:00		
Tue	19:00	00:00		
Wed	19:00	00:00		
Thur	19:00	00:00		
Fri	19:00	02:00		
Sat	19:00	02:00		
Sun	19:00	00:00	State any seasonal variations for the performance of live music (please read guidance note 4)	
			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)	
			As at Albert Road Rec – Pre-booked functions for Fridays, Saturdays, Christmas Eve and New Years Eve until 02:00	

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	Y
Day	Start	Finish	Please give further details here (please read guidance note 3) Background music, parties and events – as at Albert Rec		
Mon	19:00	00:00			
Tue	19:00	00:00			
Wed	19:00	00:00	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur	19:00	00:00			
Fri	19:00	02:00	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	19:00	02:00	As at Albert Road Rec – Pre-booked functions for Fridays, Saturdays, Christmas Eve and New Years Eve until 02:00		
Sun	19:00	00:00			

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	Y
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3) Background music, parties and events – as at Albert Rec		
Mon	19:00	00:00			
Tue	19:00	00:00			
Wed	19:00	00:00	<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Thur	19:00	00:00			
Fri	19:00	02:00	<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat	19:00	02:00	As at Albert Road Rec – Pre-booked functions for Fridays, Saturdays, Christmas Eve and New Years Eve until 02:00		
Sun	19:00	00:00			

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	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 3)		
Wed					
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 the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun					

I

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 (please read guidance note 2)	Indoors	Y
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	23:00	00:00	<u>Please give further details here</u> (please read guidance note 3) As at Albert Road Rec.		
Tue	23:00	00:00			
Wed	23:00	00:00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur	23:00	00:00			
Fri	23:00	02:00	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5) As at Albert Road Rec – Pre-booked functions for Fridays, Saturdays, Christmas Eve and New Years Eve until 02:00		
Sat	23:00	02:00			
Sun	23:00	00:00			

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	Y			
				Off the premises	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)					
Mon	11:00	00:00						
Tue	11:00	00:00						
Wed	11:00	00:00						
Thur	11:00	00:00						
Fri	11:00	02:00						
Sat	11:00	02:00						
Sun	11:00	00:00						
						Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
						As at Albert Road Rec – Pre-booked functions for Fridays, Saturdays, Christmas Eve and New Years Eve until 02:00		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor:

Name Rabindranauth Sukhdeo	
Address 23 Grove Avenue Muswell Hill London	
Postcode	N10 2AS
Personal licence number (if known) LN/ 00002473	
Issuing licensing authority (if known) Haringey	

K

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

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4)
Day	Start	Finish	
Mon	09:00	00:30	<p><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 5) As at Albert Road Rec – Pre-booked functions for Fridays, Saturdays, Christmas Eve and New Years Eve until 09:00 – 02:30</p>
Tue	09:00	00:30	
Wed	09:00	00:30	
Thur	09:00	00:30	
Fri	09:00	02:30	
Sat	09:00	02:30	
Sun	09:00	00:30	

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

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

We have a proven track record at Albert Rec, an amenity that is not just community and family focussed, but through our work and in partnerships with police and council, has reduced crime in the area. We will apply our knowledge and experience to the new premises in Bruce Castle. With good management and staff training we will ensure that there is no selling of alcohol to underage drinkers, no drunk and disorderly behaviour allowed on the premises and that children are protected. As at Albert Rec we will carry out all business with the purpose of maintaining these objectives.

b) The prevention of crime and disorder

We have already established an excellent working relationship[with police and will continue to be proactive in engaging with them. We will take measures to prevent crime:

- CCTV
- Notices indicating hours of business
- Warnings of potential criminal activity
- Refusal to sell alcohol to drunk or intoxicated customers
- Alcohol to be consumed on premises only
- Well trained staff; policy to remind customers to use premises in orderly and respectful way

c) Public safety

CCTV
Lighting
Underage ID checks
No selling of alcohol to drunk or intoxicated customers
Fire safety equipment will be checked, carried out by Council

d) The prevention of public nuisance

Notices at exits requesting respect for nearby residents
Delivery of goods will happen in a way that does not cause nuisance or disturbance
Customers not admitted outside of opening hours
Residents will be respected at all times
No hot food takeaway
Entertainment only at pre-booked functions
Main doors closed by 10 to prevent noise pollution

e) The protection of children from harm

All coaches are DBS checked
In cafe, staff trained about ID checks

We want to create a community hub, welcoming to families and children. We will not be promoting alcohol use; rather sales are to help the business and events held at the pavilion.

Checklist:


Please tick to indicate agreement

- I have made or enclosed payment of the fee. Y
- I have enclosed the plan of the premises. Y
- I have sent copies of this application and the plan to responsible authorities and others where applicable. Y
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. Y
- I understand that I must now advertise my application. Y
- I understand that if I do not comply with the above requirements my application will be rejected. Y

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 11).
If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	27th May 2015
Capacity	

For joint applications, signature of 2nd applicant 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 postal address for correspondence associated with this application (please read guidance note 13)

Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

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 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 e.g. 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 or 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, each of the applicant or their respective agent must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

APPENDIX 2 – LETTER OF REPRESENTATION FROM ‘OTHER PARTIES’

Jeremy Scott-Joynt
63 Bruce Castle Road, London N17 8NL
24 June 2015

Representation on Planning Application BG255435 - Bruce Castle Park Pavilion Sports and Cafe, N17 6RU

HARINGEY COUNCIL
LICENSING
RECEIVED

26 JUN 2015

Dear Sir/Madam,

I am writing to make representations with regard to the licensing application submitted on 1 June 2015 by Mr Rabindranauth Sukhdeo with the above details, to open a "community hub at Bruce Castle Park... a cafe and community space for all... a family and children oriented space with a cafe providing healthy food and snacks".

I have no reason to doubt Mr Sukhdeo's bona fides or his good intentions. However, there are several significant issues with this application which I believe should lead the Council to refuse it in its current form.

(I realise that Mr Sukhdeo holds a lease from the Council for the space in question. I am confident that the Council will not permit itself to take into account any issues arising from its decision to grant that lease, such as any contention that the license is necessary for the leased property to be a success, since that would be an abuse of the Council's discretion and an irrelevant consideration.)

By way of background, and to establish my standing in this matter, I live on Bruce Castle Road with my wife and our 8-year-old daughter. Our daughter's bedroom is at the back of the house. The property (which is on the west side of the north-south street) directly abuts the east side of Bruce Castle Park, which is sited in the middle of an overwhelmingly residential area of the Borough. Any increase in noise and disturbance in the park therefore has a direct effect on our daughter's wellbeing, since it prevents her from sleeping.

Before addressing the statutory grounds for objection under the Licensing Act 2003, I must point to a fundamental contradiction in the application itself. The description of the intended use of the property is as a "family and children oriented space". But the application seeks permission to serve alcohol on the premises, and play both live and recorded music and permit dancing inside and outside, till midnight every weekday and till 2am on Fridays and Saturdays. This cannot be solely for pre-booked functions, since these are explicitly mentioned as "non-standard timings" in each of these licence categories. A place that stays open till midnight or 2am each night is categorically not a "family or child oriented space". Mr Sukhdeo should be clear in his application whether he intends the Pavilion to be a family oriented establishment, as the application describes - or, as it implies, one which also caters for adults late into the evening. If the latter, for the reasons below, the licence should be refused, or the hours sharply curtailed.

I draw the Council's attention to its own statement of licensing policy, which says that "stricter conditions with regard to noise control and/or limitations to opening hours may be imposed in the case of premises where relevant representations are made, and that are situated in largely residential areas". In this context, I note that the application as currently framed would permit outdoors music, both live and recorded, till midnight or 2am each night.

Please also note that borough police records, particularly those of the safer neighbourhoods teams, will corroborate my comments below about illicit and anti-social use of Bruce Castle Park at present.

The protection of children from harm

Bruce Castle Park has two children's play areas. One, a nature area, is close to the proposed site of the cafe. All too often, this area is already sometimes unuseable by children owing to the presence of cigarette and drug paraphernalia, drink cans and bottles, rubbish and used condoms, left there by adults abusing the space in the day and late at night and keeping children away from a space that should be theirs by right. The mitigating steps the application describes do not address how this space can be prevented from even more routine abuse by having dozens, if not hundreds on occasion, of extra people passing through the park in the middle of the night.

Moreover, the fact that the park is not locked at night already means that it is used in relation to the use and sale of illegal drugs during the night (not to mention drinking and indecent behaviour), and subject to noise and disruption. As noted above, this periodically makes it impossible for my daughter - and I understand other children on this side of Bruce Castle Road - to sleep. The licensed presence of significant numbers of inebriated adults in the middle of the night, potentially every night (if the timings currently applied for are granted), are certain to exponentially increase the levels of disruption, as well as providing cover - and an additional market - for the illicit activities already taking place.

The prevention of crime and disorder

As noted, Bruce Castle Park is already subject to significant levels of criminal behaviour. As well as the disorder noted above, this has included trespass onto properties abutting the park and criminal damage caused to them. Our home has more than once been one of those affected. The presence of significant numbers of extra people in what should be an unoccupied space during the night risks simply providing cover for further activities of this kind, or (depending on the degree of inebriation) contributing to them. (An argument could be made that more people might dissuade some of the current misuse, but it is just as possible, if not more possible, that the reverse will be true.)

Nothing in the licensing application addresses the disorder and potential for additional criminality that it seems highly likely to cause, adding to the already elevated amount of

anti-social behaviour which exists in the neighbourhood of the Park and the borough generally (according to the Council's Community Safety Strategy).

Public safety at the licensed premises

The application seeks permission to play music, live and recorded, outside till midnight or 2am. The council's own statement of licensing policy notes that "the use of tables and chairs will cease by 21:00 to minimise any late night noise that may arise". It is hard to see how this restriction can co-exist with the license timings applied for.

The prevention of public nuisance

For residents such as ourselves, who live close to the park, the prospect of the a space which is meant to be dark and quiet from the evening on being instead licensed to contain significant numbers of inebriated people in the middle of the night, along with nightly outdoors music (as the current application would permit) and lighting, seems wholly inappropriate for a residential area. The only background noise in the park into which the additional noise could realistically blend is that caused by illicit activity; I am sure the Council would not see this as a proper justification for the additional disruption and nuisance.

Moreover, the fact that none of the park's four entrances are locked at night - and that the cafe space has no direct egress to the street - means that there will be no realistic limitation on departing patrons leaving in whatever direction they wish, including remaining in the park itself indefinitely. Unless the new cafe is proposing blanketing the entire park with security and CCTV, it is hard to see how it can realistically limit this drastic incursion of additional nuisance. Equally, the presence of so many people late at night is likely to hugely increase the amount of litter (whether clean or - as noted above - dangerous) left in the park. Again, there is no indication of how the cafe intends to mitigate this issue. Finally, the lack of parking controls on the surrounding roads (my own included) risks having patrons create disruption in adjoining streets as they return to vehicles.

Conclusion

I appreciate and congratulate Mr Sukhdeo on his dedication to our borough. This application, however, is the wrong way to go about demonstrating that dedication. A "family and child oriented space" in Bruce Castle Park, open in the daytime, clearly offers necessary and welcome amenities, and a licensing application framed to achieve those ends would be hard to argue with. But this application does not aim to achieve that. Instead, it seeks to use the Park as a venue for late-night drinking and dancing, adding significantly to the risks its misuse already poses to neighbouring residents. Even if the initial intent is to use these permissions only sparingly, this Park is still entirely the wrong place for that to happen - even on a limited basis.

Please refuse this application in its current form, or vary it so as to prevent the possibility of late-night activities which form the foundation for my representations. Thank you.