

5. REPORT

Background

5.1 An application for a new Premises Licence, by Mr Ogur Yilmaz in respect of Rose Cafe, 435 Lordship Lane, London N22 5DH under the Licensing Act 2003.

5.2 Details of the application being sought under a new Premises Licence APP1

Opening Hours for Public

Monday to Sunday 07:00-02:00

Provision of Regulated Entertainment: (Live Music, Recorded Music, Performances of Dance, Provision of Facilities for Making Music and Dancing)

Monday to Sunday 10:00-01:30

Provision of Late Night Refreshment:

Monday to Sunday 23:00-02:00

Supply of Alcohol

Monday to Sunday 10:00-01:30

General-all four licensing objectives

The standard practices listed below will be maintained at all times. All reasonable steps will be taken to ensure that the premises will have a positive impact upon the local environment and its residents at all times.

5.3 Crime and Disorder

CCTV system shall be installed and maintained inside and outside the premises, including a CCTV unit, which monitors the immediate vicinity of the premises. All cameras shall continually record whilst the premises are open to the public and the recordings shall be kept available for a minimum of 31 days with time and date stamping. Recordings shall be made available to an authorised officer or a police officer within 24 hours of any request.

5.4 Public Safety

Appropriate fire safety procedures are in place along with appliances including fire extinguishers (Foam, H2O and CO2), fire blankets, internally illuminated fire exit signs, a smoke detector and emergency lighting. All appliances are checked annually and comply with relevant British Standards.

All fire escapes/escape routes will be clearly marked and kept free from obstructions at all times.

5.5 Public Nuisance

All customers are asked to respect the surroundings and behave in an orderly manner.

Signs will be installed to remind customers to respect neighbours and leave quietly.

Patrons will be discouraged from congregating outside the premises.

All waste generated by the premises will be dealt with appropriately.

5.6 Child Protection

Restrictions under the Licensing Act 2003 will apply.

Alcohol will only be served to over 18's.

The licensee and staff will ask persons who appear to be under the age of 18 for photographic ID such as proof of age cards, the Connexions Card and Citizen Card, photographic driving licence or passport, an official identity card issued by HM Forces or by an EU country, bearing the photograph and date of birth of bearer.

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

Have made representation on this application –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

Have no objections to this application

6.4 Planning Officer

Have made comments on this application. - App 3

6.5 Comments of Child Protection Agency or Nominee

No representation made on this matter

7.0 Interested Parties – App 4

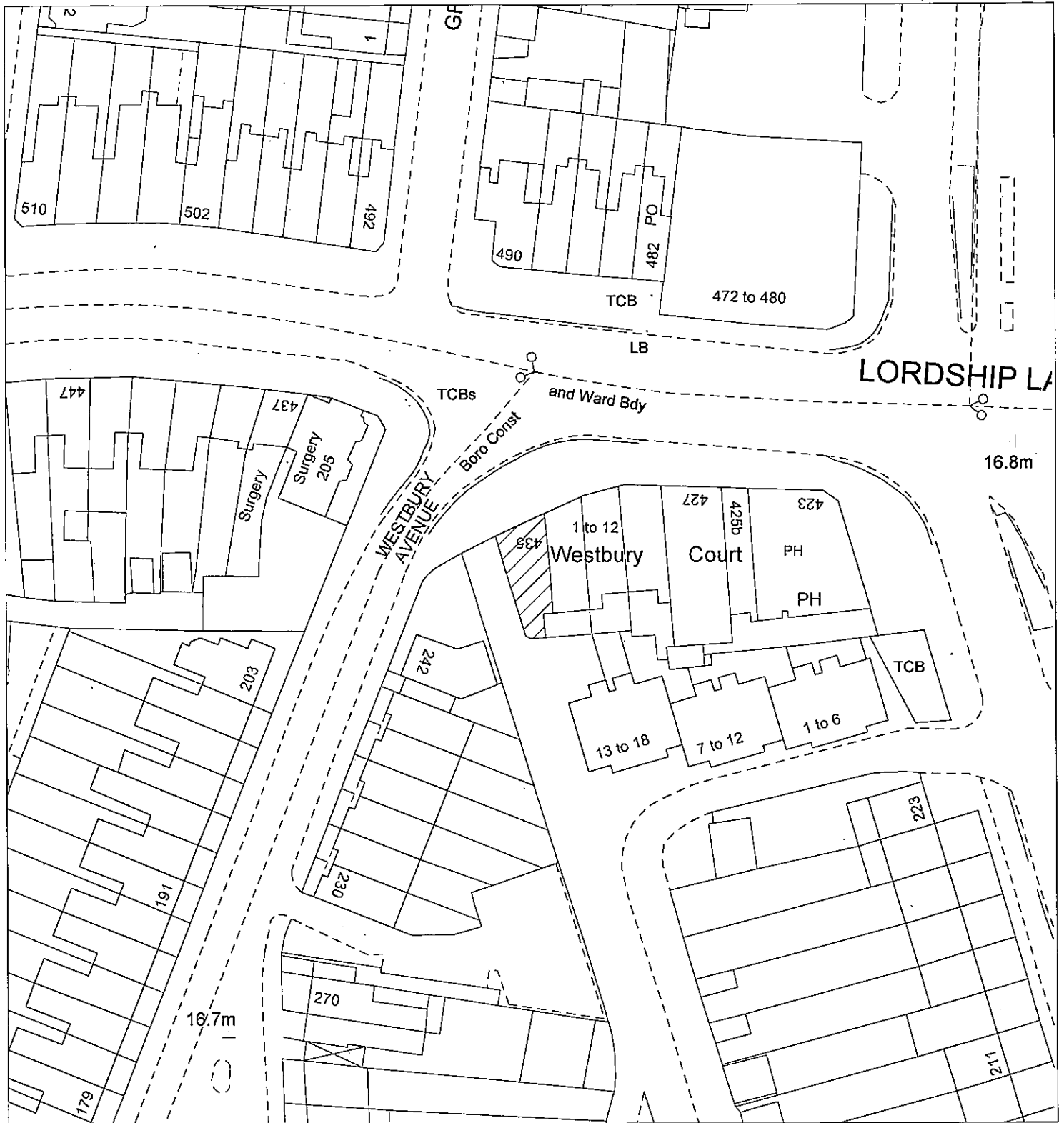
Two letters of representation have been received on this application.

8.0 Financial Comments

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

APPENDIX 1

APPLICATION FORM



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Town and Country Planning Act 1990 (As amended)

Plan relating to the Enforcement Notice dated

Rose café 435 lordship Lane N22



Haringey Council

Robin Payne
 Assistant Director
 Enforcement Service
 639 High Road
 Tottenham
 N17 8BD

 NORTH	Drawn by	Haringey Council
	Scale	1:750
	Date	28/04/2008
	Drawing	N/A

**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.

I/We MR OGUZ YILMAZ

(Insert name(s) of applicant)

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

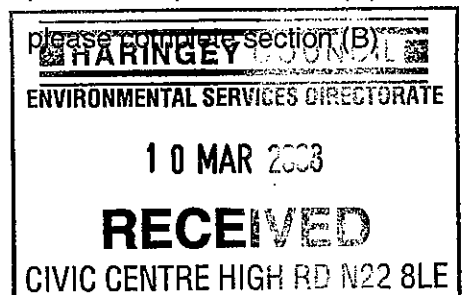
Postal address of premises or, if none, ordnance survey map reference or description ROSE CAFÉ 435 LORDSHIP LANE			
Post town	LONDON	Post code	N22 5DH

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£9900

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as
Please tick yes

- 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 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 YILMAZ			First names OGUZ		
I am 18 years old or over				<input checked="" type="checkbox"/> Please tick yes	
Current postal address if different from premises address		11 MULBERRY CLOSE HORNSEY			
Post Town	LONDON			Postcode	N8 8NJ
Daytime contact telephone number					
E-mail address (optional)					

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?

Day	Month	Year
0	7	0
4	2	0
0	0	8

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

Day	Month	Year

Please give a general description of the premises (please read guidance note 1)
CAFÉ SHOP. please refer to plans

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

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 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 checked="" 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 checked="" 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:

- | | |
|---|-------------------------------------|
| i) making music (if ticking yes, fill in box I) | <input checked="" type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J) | <input checked="" 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)

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

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
			State any seasonal variations for performing plays (please read guidance note 4)		
Tue					
			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 (please read guidance note 5)		
Wed					
Thur					
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Wed					
Thur			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 (please read guidance note 5)		
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)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Tue					
			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 (please read guidance note 5)		
Wed					
Thur					
Fri					
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 checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	10:00	01:30			
Tue	10:00	01:30	State any seasonal variations for the performance of live music (please read guidance note 4)		
Wed	10:00	01:30			
Thur	10:00	01:30	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)		
Fri	10:00	01:30			
Sat	10:00	01:30			
Sun	10:00	01:30			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" 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	10:00	01:30			
Tue	10:00	01:30	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Wed	10:00	01:30			
Thur	10:00	01:30	<u>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</u> (please read guidance note 5)		
Fri	10:00	01:30			
Sat	10:00	01:30			
Sun	10:00	01:30			

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 checked="" 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	10:00	01:30			
Tue	10:00	01:30	<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Wed	10:00	01:30			
Thur	10:00	01:30	<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)		
Fri	10:00	01:30			
Sat	10:00	01:30			
Sun	10:00	01:30			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment you will be providing</u>		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri					
Sat			<u>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</u> (please read guidance note 5)		
Sun					

I

Provision of facilities for making music Standard days and timings (please read guidance note 6)			<u>Please give a description of the facilities for making music you will be providing</u>	
			<u>Will the facilities for making music be indoors or outdoors or both – please tick</u> (please read guidance note 2)	
Day	Start	Finish	Indoors	<input checked="" type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Mon	10:00	01:30	<u>Please give further details here</u> (please read guidance note 3)	
Tue	10:00	01:30	<u>State any seasonal variations for the provision of facilities for making music</u> (please read guidance note 4)	
Wed	10:00	01:30	<u>Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)	
Thur	10:00	01:30		
Fri	10:00	01:30		
Sat	10:00	01:30		
Sun	10:00	01:30		

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			<u>Will the facilities for dancing be indoors or outdoors or both – please tick</u> (see guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
			<u>Please give a description of the facilities for dancing you will be providing</u>		
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon	10:00	01:30			
Tue	10:00	01:30	<u>State any seasonal variations for providing dancing facilities</u> (please read guidance note 4)		
Wed	10:00	01:30			
Thur	10:00	01:30	<u>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri	10:00	01:30			
Sat	10:00	01:30			
Sun	10:00	01:30			

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment facility you will be providing</u>		
Day	Start	Finish	<u>Will the entertainment facility be indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u> (please read guidance note 4)		
Fri					
Sat			<u>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 to those listed in the column on the left, please list</u> (please read guidance note 5)		
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 (please read guidance note 2)	Indoors	<input checked="" 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	23:00	02:00			
Tue	23:00	02:00			
			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Wed	23:00	02:00			
Thur	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)		
Fri	23:00	02:00			
Sat	23:00	02:00			
Sun	23:00	02:00			

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>
				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	10:00	01:30			
Tue	10:00	01:30			
Wed	10:00	01:30			
Thur	10:00	01:30			
Fri	10:00	01:30			
Sat	10:00	01:30			
Sun	10:00	01:30			
			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)		

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

Name MR OGUZ YILMAZ	
Address 11 MULBERRY CLOSE HORNSEY LONDON	
Postcode	N8 8NJ
Personal Licence number (if known) LN/00000851	
Issuing licensing authority (if known) L.B. OF HARINGEY	

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)
 N/A

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	07:00	02:00	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 (please read guidance note 5)
Tue	07:00	02:00	
Wed	07:00	02:00	
Thur	07:00	02:00	
Fri	07:00	02:00	
Sat	07:00	02:00	
Sun	07:00	02:00	

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

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

The standard practices listed below will be maintained at all times. All reasonable steps will be taken to ensure that the premises will have a positive impact upon the local environment and its residents at all times.

b) The prevention of crime and disorder

CCTV system shall be installed and maintained inside and outside the premises, including a CCTV unit, which monitors the immediate vicinity of the premises. All cameras shall continually record whilst the premises are open to the public and the recordings shall be kept available for a minimum of 31 days with time and date stamping. Recordings shall be made available to an authorised officer or a police officer with 24 hours of any request

c) Public safety

Appropriate fire safety procedures are in place along with appliances including fire extinguishers (Foam, H2O and CO2), fire blankets, internally illuminated fire exit signs, a smoke detector and emergency lighting. All appliances are checked annually and comply with relevant British Standards.

All fire escapes/escape routes will be clearly marked and kept free from obstructions at all times.

d) The prevention of public nuisance

All customers are asked to respect the surroundings and behave in an orderly manner.

Signs will be installed to remind customers respect neighbours and leave quietly.

Patrons will be discouraged from congregating outside the premises.

All waste generated by the premises will be dealt with appropriately.

e) The protection of children from harm

Restrictions under the Licensing Act 2003 will apply.

Alcohol will only be served over 18's only.

The licensee and staff will ask persons who appear to be under the age of 18 for photographic ID such as proof of age cards, the Connexions Card and Citizen Card, photographic driving licence or passport, an official identity card issued by HM Forces or by an EU country, bearing the photograph and date of birth of bearer.


Please tick yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- 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 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	7 TH MARCH 08
Capacity	APPLICANT'S AGENT

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	

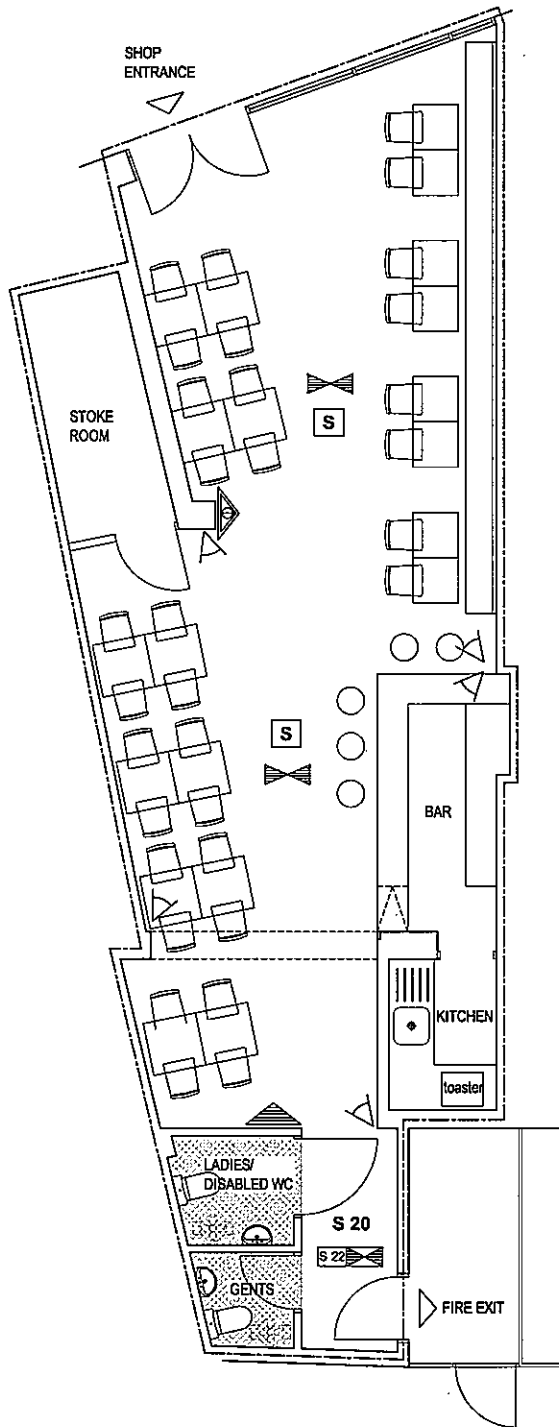
Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

STEVANS ALLAN & CO
90 GREEN LANES












Post town	LONDON	Post code	N16 9EJ
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Telephone number (if any)	
----------------------------------	--

If you would prefer us to correspond with you by e-mail your e-mail address (optional)
WE ACCEPT CORRESPONSE BY LETTER ONLY



LEGEND


-  WC AREA
-  FRIDGES
-  AMBIT OF LICENSED PREMISES
-  SAFETY LIGHTS
-  SMOKE DETECTOR
-  CCTV
-  S 20 FIRE ESCAPE KEEP CLEAR
-  INTERNALLY ILLUMINATED FIRE ESCAPE SIGN (BS 5266)
-  CARBON DIOXIDE FIRE EXTINGUISHER
-  9 LT. WATER FIRE EXTINGUISHER
-  FAN

ROSE CAFE	435 LORDSHIP LANE LONDON N22 5DH
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PROPOSED GROUND FLOOR

SCALE : 1/100@A4	DATE : 05/03/08
------------------	-----------------

REF. NO : O050308

	ACT 2003 90 Green Lanes LONDON N16 9EJ
	Tel : 020 7241 3636(4line)
	www.act2003.com

APPENDIX 2

REPRESENTATION FROM NOISE TEAM

Licensing Consultation - Internal Memo

To: Licensing Team Attn: Daliah Barrett Williams

From: Enforcement Response Officer (Noise)

Cc: Derek Pearce

Our Reference: WK67733

Date: 04/04/08

Premises: Rose Café, 435 Lordship Lane, Wood Green, London, N22 5DH.

Type of application: New

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

Make representations to the Application.

On the following grounds:

That the proposed operating hours are inappropriate due to the close proximity of residential dwellings due to.

1. The close proximity of residential dwellings. Both noise caused by patrons exiting the premises and locating suitable transport home may be detrimental to the residential amenity.
2. Noise from music being played at the premises is likely to affect local residents if played into the early hours of the morning without suitable conditions.

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

- Airborne entertainment noise
- Structure borne noise or vibrations from entertainment
- Noise generated from deliveries
- Noise generated from refuse collections
- Noise from plant and machinery
- Cooking odour

Supporting Information

There are no reported complaints under the previous ownership at this address.

Informative If the committee are minded to grant the license we would recommend the following alterations/conditions to the operating schedule:

Prevention of nuisance from noise/vibration

Airborne

All doors and windows will remain closed during the licensed activities. Where a door is used for patrons to enter or leave the premises the door will be fitted with a self-closing device and staff told to ensure that it is not propped open. [if necessary] A member of staff shall be positioned at the door to ensure it is opened for as brief a period as possible.

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

Where necessary adequate and suitable mechanical ventilation should be provided to public areas.

Structure borne

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

A report to be provided detailing the current level of sound insulation between the restaurant and the flats above and flats to the rear and the level of sound insulation upgraded such that no noise is audible in any residential accommodation from licensable activity

Sound limits

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

The level of amplified entertainments shall be controlled by means of limiting device set at a level agreed with the licensing authority.

Outside Areas

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

Deliveries and collections.

Deliveries and collections associated with the premises will be arranged between the hours 0800 hrs to 1800 hrs so as to minimise the disturbance caused to the neighbours.

Empty bottles and non-degradable refuse will remain in the premises at the end of trading hours and taken out to the refuse point at the start of the working day rather than at the end of trading when neighbours might be unduly disturbed.

Plant and machinery

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

Dealing with complaints

A complaints book will be held on the premises to record details of any complaints received from neighbours. The information is to include where disclosed, the complainants name, location, date time and subsequent remedial action undertaken. This record must be made available at all times for inspection by council officers.

Patrons entering/exiting premises.

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

Prevention of Nuisance from Odour

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

Prevention of nuisance from light

Illuminated external signage shall be switched off when the premises is closed.

Security lights will be positioned to minimise light intrusion to nearby residential premises.

APPENDIX 3

COMMENTS FROM PLANNING

PLANNING ENFORCEMENT DEPARTMENT REPORT

Customer ID 554

Date Received 10 March 2008

Address 1 Rose Café

Address 2 435 Lordship Lane

Address 3 London

Post Code N22 5DH

Object ***YES***

Approve

Conditions We very strongly object to this proposal at every stage of the licensing application. Until they apply for permission to change the use to a café and cease from their unauthorised operations, no license should be granted. Also seek views of Planning.

Type of Licence

Notes Planning Enforcement object strongly to this application. We have a current case against this property because it has no permission to operate as a café. Any premises license would therefore have to be refused until they apply for Planning Permission. There is no guarantee that the permission will be granted.

Email Date Sent 01-Apr-08

APPENDIX 4

REPRESENTATIONS FROM RESIDENTS

Mary Lyons
Flat 2, Westbury Court
Lordship Lane
Wood Green
N22 5DG

1st April 2008

Licensing Team
Lea Valley Techno Park
Ashley Road
London
N17 9LN

To whom it may concern

Re: 435 Lordship Lane

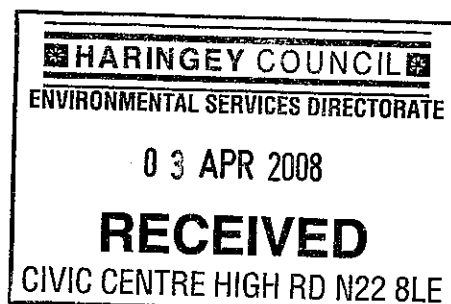
I am writing in protest of the proposed opening of the Rose Café at 435 Lordship Lane, downstairs from where I live.

I live two flats above the premises and have to go to work in the morning. I suffer from headaches and dizziness if I do not get enough sleep. My son has to go to school and do his homework - the area is noisy enough being on the main road without having to put up with more noise either from loud music that will no doubt be coming from the venue or from the crowds of people who will no doubt congregate around the premises. Apart from the noise, I as a grown up will find it very intimidating having crowds of people who no doubt would have been drinking hanging around the entrance to where I live. I fear for the increase of unsociable behaviour which we already have to put up with because of the location of the entrance to the flats. I already fear for my son (coming home from school) and myself accessing the premises and my fear will be compounded by all this. It is an inviting place for people to loiter as it shelters them being seen committing all manner of unsociable behaviour such as urinating on the stairs, eating from the chip-shop downstairs and leaving rubbish and smoking drugs. I feel all this will increase if such a venue is allowed to open and I will feel even more of a prisoner where I live.

I cannot believe that you have not taken into consideration that people are actually living above the premises and that is not a place for such a venue.



Mary Lyons



4 Westbury Court
Lordship Lane
London
N22 5DG

16 March 2007

Dear Sirs

I wish to protest in the strongest terms at the proposal re: 435 Lordship Lane becoming a dancing venue with late-night opening until 1.30am weekdays and 2am Sundays.

I live above the premises – I am a 73-year-old pensioner - and the remaining 11 flats are occupied by families with children. This would prove an inappropriate position for such a venue and a noise nuisance which the council will inevitably be forced to deal with.

I would like to know where this application is at and whether you have met the requirements regarding written protests from local occupants, as I feel you have neglected to make us fully aware of this application thus far.

I look forward to your prompt reply

Jean Davies

Jean Davies

20/3/08
[Signature]