

Report for: Licensing Sub Committee 11th May 2017

Item number:

Title: APPLICATION FOR A PROVISIONAL STATEMENT – LA LUNNA,
462-464 MUSWELL HILL BROADWAY, HORNSEY, LONDON N10
1BS

Report authorised by : Daliah Barrett-Licensing Team Leader – Regulatory Services.

Ward(s) affected: MH

Report for Key/
Non Key Decision: Not applicable

1. Describe the issue under consideration

- 1.1 This report relates to a provisional statement application for changes being made to the above premises by the applicant Mr Ayhan Turhan. The Licensing Act 2003 enables the Licensing Committee to consider the granting of a provisional statement where representations are received from responsible authorities or interested parties.

Under the Licensing Act 2003, a person may apply for a Provisional Statement for premises which are being or are about to be constructed for the purposes of being used for one or more licensable activities, or are being or are about to be extended or otherwise altered for that purpose (whether or not they are already being used for that purpose). The Licensing Act 2003, gives the Licensing Committee the power to determine the application and provide a Provisional Statement. In determining the Provisional Statement Application the Licensing Committee must consider, on completion of the works as set out in the application, and taking into account the relevant representations whether it would grant a premises licence as set out in the provisional application. The Licensing Act 2003 also allows the Licensing Committee to consider whether it would refuse the grant of a premises licence as set out in the provisional application, or whether it would prescribe terms, conditions and or restrictions to the premises licence as set out in the provisional application. These conditions must relate to the four objectives of the Licensing Act 2003;

- prevention of crime and disorder
- public safety
- the prevention of public nuisance; and
- the protection of children from harm

Following the outcome of the committee hearing, all parties to the application have the right to appeal to the magistrates court within the period of 21 days beginning with the day on which the appellant was notified by the licensing authority of the decision appealed against.