

Representations have been received against this application.

1.3 As such, in accordance with the legislation the Licensing Authority must hold a hearing to consider the application and any relevant representations.

1.4 The premises currently benefits from a premises licence that permits:
Regulated Entertainment: Live Music, Recorded Music & Provision of Facilities for Dancing
Supply of Alcohol

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

Regulated Entertainment

Thursday to Saturday 1900 to 0130

Supply of Alcohol

Monday to Wednesday 1200 to 0000

Thursday & Friday 1200 to 0100

Saturday 1100 to 0100

Sunday 1200 to 2230

New Years Eve licensable activities from the start of permitted hours on 31 December until the start of permitted hours on 1 January.

On Friday and Saturday nights a minimum of two door staff approved by the Security Industry Authority shall be employed on the premises to control the entry and exit of customers. Alternatively the doors of the premises are closed to the public for entry at midnight.

The opening hours of the premises:

Monday to Wednesday 1200 to 0030

Thursday & Friday 1200 to 0130

Saturday 1100 to 0130

Sunday 1200 to 2300

New Years Eve opening hours from the start of permitted hours on 31 December until the start of permitted hours on 1 January.

A copy of the current licence can be found at Appendix 2.

1.5 Representations

1.6 The Environmental Health Service, The Licensing Authority and Metropolitan Police as well as Public Health as responsible authorities have submitted representations against the application. Please refer to Appendix 3 for further information.

1.9 During the consultation period letters of representation were received from many residents and a ward member as well as responsible authorities. There is potential for any increase in hours to give rise to noise nuisance to nearby residents. Please refer to Appendix 4 for further information.

2 Background

2.1 The premises have been owned by Greene King for many years and came into the new regime in 2005 and varied the licence to allow the times shown in Appendix 5.

The pub has continued to operate to the hours shown on the licence. The new company transferred the existing licence into their name in July 2017.

- 2.2 Under the Act representations can be received from responsible authorities or other persons. Representations must be relevant and, in the case of another person, must not be frivolous or vexatious.
- 2.3 The Licensing Authority considers that restrictions may be made to the proposed hours of use where, after receiving relevant representations, the council considers it appropriate for the promotion of the licensing objectives to do so. The council may take into account the existing pattern of licensed premises in an area when considering what is appropriate to promote the objectives.

3 Licensing Policy

The committee will also wish to be aware of the guidance issued under section 182 of the Licensing Act 2003. Licensing is about regulating the provision of licensable activities on licensed premises, by qualifying clubs and at temporary events within the terms of the Licensing Act 2003. The terms and conditions attached to various permissions are focused on matters which are within the control of individual licensees and others granted relevant permissions. Accordingly, these matters will centre on the premises and places being used for licensable activities and the vicinity of those premises and places.

The objective of the licensing process is to allow for the carrying on of retail sales of alcohol and the prevention of public nuisance, prevention of crime and disorder, public safety and protection of children from harm. It is the Licensing Authority's wish to facilitate well run and managed premises with licence holders displaying sensitivity to the impact of the premises on local residents.

In considering licence applications, where relevant representations are made, this Licensing Authority will consider the adequacy of measures proposed to deal with the potential for public nuisance and/or public disorder having regard to all the circumstances of the case.

Where relevant representations are made, this authority will demand stricter conditions with regard to noise control in areas that have denser residential accommodation, but this will not limit opening hours without regard for the individual merits of any application. This authority will consider each application and work with the parties concerned to ensure that adequate noise control measures are in place.

This Licensing Authority in determining what action to take will seek to establish the cause of concern and any action taken will be directed at these causes. Any action taken to promote the licensing objectives will be appropriate and proportionate.

3.1 Licensing hours

Where relevant representations are made, the Council will consider the proposed hours on their individual merits. Notwithstanding this, the Council may require stricter conditions in areas that have denser residential accommodation to prevent public nuisance. The Council will endeavour to work with all parties concerned in such instances to ensure that adequate conditions are in place. The Council may restrict the hours that certain premises can offer alcohol for sale for consumption off the premises for preventing crime, disorder and nuisance.

3.2 Powers of a Licensing Authority

3.3 The decision should be made with regard to the Secretary of the State's guidance and the Council's Statement of Licensing Policy under the Licensing Act 2003. Where the decision departs from either the Guidance or the Policy clear and cogent reasons must be given. Members should be aware that if such a departure is made the risk of appeal / challenge is increased.

3.4 Options:

3.5 The Authority must, having regard to the application and the representations, take such steps (if any), as it considers appropriate for the promotion of the licensing objectives. The steps are:

In determining this application the Sub-Committee may take any of the following steps as it considers necessary for the promotion of the licensing objectives, namely:

- to modify the conditions of the Licence; or
- to reject the whole or part of the application.

For the purposes of the Licensing Act 2003 the conditions of the licence are modified if any of them are altered or omitted or a new condition added.

3.6 The licensing authority's determination of this application is subject to a 21 day appeal period or if the decision is appealed the date of the appeal is determined and /or disposed of.

4. Other considerations

Section 17 of the Crime and Disorder Act 1998 states:

"Without prejudice to any other obligation imposed on it, it shall be the duty of each authority to which this section applies to exercise its various functions with due regard to the likely effect of the exercise of those function on, and the need to do all that it reasonably can to prevent crime and disorder in its area".

4.1 Human Rights

While all Convention Rights must be considered, those which are of particular relevance to the application are:

- Article 8 – Right to respect for private and family life.
- Article 1 of the First Protocol – Protection of Property
- Article 6(1) – Right to a fair hearing.
- Article 10 – Freedom of Expression

5 Use of Appendices

Appendix 1 – Application and supporting documents

Appendix 2 – Copy of current Premises Licence

Appendix 3 – Responsible Authority Representations

Appendix 4 – Representations from residents

Appendix 5 – Greene King 2005 Variation Application

Background papers: Section 82 Guidance
Haringey Statement of Licensing policy

Appendix 1– Review application and supporting documents

HARINGEY COUNCIL
LICENSING
RECEIVED

- 3 JUL 2017

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

HK/386814

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 **NECTARINE GARDENS PROPERTY LIMITED**

(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 The Lord Palmerston 197 Philip Lane Tottenham London N15 4HQ			
Post town	London	Postcode	N15 4HQ

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£24700

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/limited liability partnership please complete section (B)
- ii as a partnership (other than limited liability) 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 (by ticking yes to one box below):

- 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 type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth over		I am 18 years old or		<input type="checkbox"/> Please tick yes	
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
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		
Date of birth over		I am 18 years old or		<input type="checkbox"/> Please tick yes	
Nationality					
Current residential 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 NECTARINE GARDENS PROPERTY LIMITED
Address . . .
Registered number (where applicable) 09784262
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY

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)
Public House

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 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- | | |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input checked="" type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input checked="" type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input checked="" 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 checked="" type="checkbox"/> |

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



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



In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	0900	0300	<u>Please give further details here</u> (please read guidance note 4)		
Tue	0900	0300			
Wed	0900	0300	<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Thur	0900	0500			
Fri	0900	0500	<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 6)		
Sat	0900	0500	One extra hour of operation shall be permitted on the day British Summer Time starts. One Sundays preceding a Bank Holiday the licensable activities shall cease at 0500.		
Sun	0900	0300	One NYE the premises shall be permitted operation from the start of permitted hours until end of permitted hours on NYD		

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	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 4)		
Mon	0900	0300			
Tue	0900	0300			
Wed	0900	0300	State any seasonal variations for the exhibition of films (please read guidance note 5)		
Thur	0900	0500			
Fri	0900	0500	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 6) One extra hour of operation shall be permitted on the day British Summer Time starts. One Sundays preceding a Bank Holiday the licensable activities shall cease at 0500. One NYE the premises shall be permitted operation from the start of permitted hours until end of permitted hours on NYD		
Sat	0900	0500			
Sun	0900	0300			

C

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon	0900	0300	
Tue	0900	0300	<u>State any seasonal variations for indoor sporting events (please read guidance note 5)</u>
Wed	0900	0300	
Thur	0900	0500	<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 (please read guidance note 6)</u> One extra hour of operation shall be permitted on the day British Summer Time starts. One Sundays preceding a Bank Holiday the licensable activities shall cease at 0500.
Fri	0900	0500	One NYE the premises shall be permitted operation from the start of permitted hours until end of permitted hours on NYD
Sat	0900	0500	
Sun	0900	0300	

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both -- please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon				Please give further details here (please read guidance note 4)	
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5)		
Thur					
Fri			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 6)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	0900	0300	Please give further details here (please read guidance note 4)	Both	<input type="checkbox"/>
Tue	0900	0300			
Wed	0900	0300	State any seasonal variations for the performance of live music (please read guidance note 5)		
Thur	0900	0500			
Fri	0900	0500	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 6) One extra hour of operation shall be permitted on the day British Summer Time starts. One Sundays preceding a Bank Holiday the licensable activities shall cease at 0500. One NYE the premises shall be permitted operation from the start of permitted hours until end of permitted hours on NYD		
Sat	0900	0500			
Sun	0900	0300			

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	0900	0300	<u>Please give further details here</u> (please read guidance note 4)		
Tue	0900	0300			
Wed	0900	0300	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur	0900	0500			
Fri	0900	0500	<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 6)		
Sat	0900	0500	One extra hour of operation shall be permitted on the day British Summer Time starts.		
Sun	0900	0300	One Sundays preceding a Bank Holiday the licensable activities shall cease at 0500. One NYE the premises shall be permitted operation from the start of permitted hours until end of permitted hours on NYD		

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	0900	0300	Please give further details here (please read guidance note 4)	Both	<input type="checkbox"/>
Tue	0900	0300			
Wed	0900	0300	State any seasonal variations for the performance of dance (please read guidance note 5)		
Thur	0900	0500			
Fri	0900	0500	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 (please read guidance note 6) One extra hour of operation shall be permitted on the day British Summer Time starts. One Sundays preceding a Bank Holiday the licensable activities shall cease at 0500. One NYE the premises shall be permitted operation from the start of permitted hours until end of permitted hours on NYD		
Sat	0900	0500			
Sun	0900	0300			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			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 3)	Indoors	<input checked="" type="checkbox"/>
Mon	0900	0300		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	0900	0300	Please give further details here (please read guidance note 4)		
Wed	0900	0300	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)		
Thur	0900	0500	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 6) One extra hour of operation shall be permitted on the day British Summer Time starts. One Sundays preceding a Bank Holiday the licensable activities shall cease at 0500. One NYE the premises shall be permitted operation from the start of permitted hours until end of permitted hours on NYD		
Fri	0900	0500			
Sat	0900	0500			
Sun	0900	0300			

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	2300	0300	Please give further details here (please read guidance note 4)	Both	<input type="checkbox"/>
Tue	2300	0300	State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Wed	2300	0300	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 (please read guidance note 6) One extra hour of operation shall be permitted on the day British Summer Time starts. One Sundays preceding a Bank Holiday the licensable activities shall cease at 0500. One NYE the premises shall be permitted operation from the start of permitted hours until end of permitted hours on NYD		
Thur	2300	0500			
Fri	2300	0500			
Sat	2300	0500			
Sun	2300	0300			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	0900	0300			
Tue	0900	0300			
Wed	0900	0300			
Thur	0900	0500			
Fri	0900	0500			
Sat	0900	0500			
Sun	0900	0300	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 6) One extra hour of operation shall be permitted on the day British Summer Time starts. One Sundays preceding a Bank Holiday the licensable activities shall cease at 0500. One NYE the premises shall be permitted operation from the start of permitted hours until end of permitted hours on NYD		

**State the name and details of the individual whom you wish to specify on the licence as
designated premises supervisor (Please see declaration about the entitlement to work in the
checklist at the end of the form):**

Name Mark Patrick McEvoy	
Date of birth	
Address	
Postcode	
Personal licence number (if known)	
Issuing licensing authority (if known) Brent	

□□□□

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 9).
None applicable

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	0900	0330	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 6) One extra hour of operation shall be permitted on the day British Summer Time starts. One Sundays preceding a Bank Holiday the licensable activities shall cease at 0500. One NYE the premises shall be permitted operation from the start of permitted hours until end of permitted hours on NYD
Tue	0900	0330	
Wed	0900	0330	
Thur	0900	0530	
Fri	0900	0530	
Sat	0900	0530	
Sun	0900	0330	

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 10)

See attachment

b) The prevention of crime and disorder

See attachment

c) Public safety

See attachment

d) The prevention of public nuisance

See attachment

e) The protection of children from harm

See attachment

Checklist:

Please tick to indicate agreement

- 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 designated 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.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
Signature	
Date	
Capacity	Operations Manager

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). 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 14)			
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

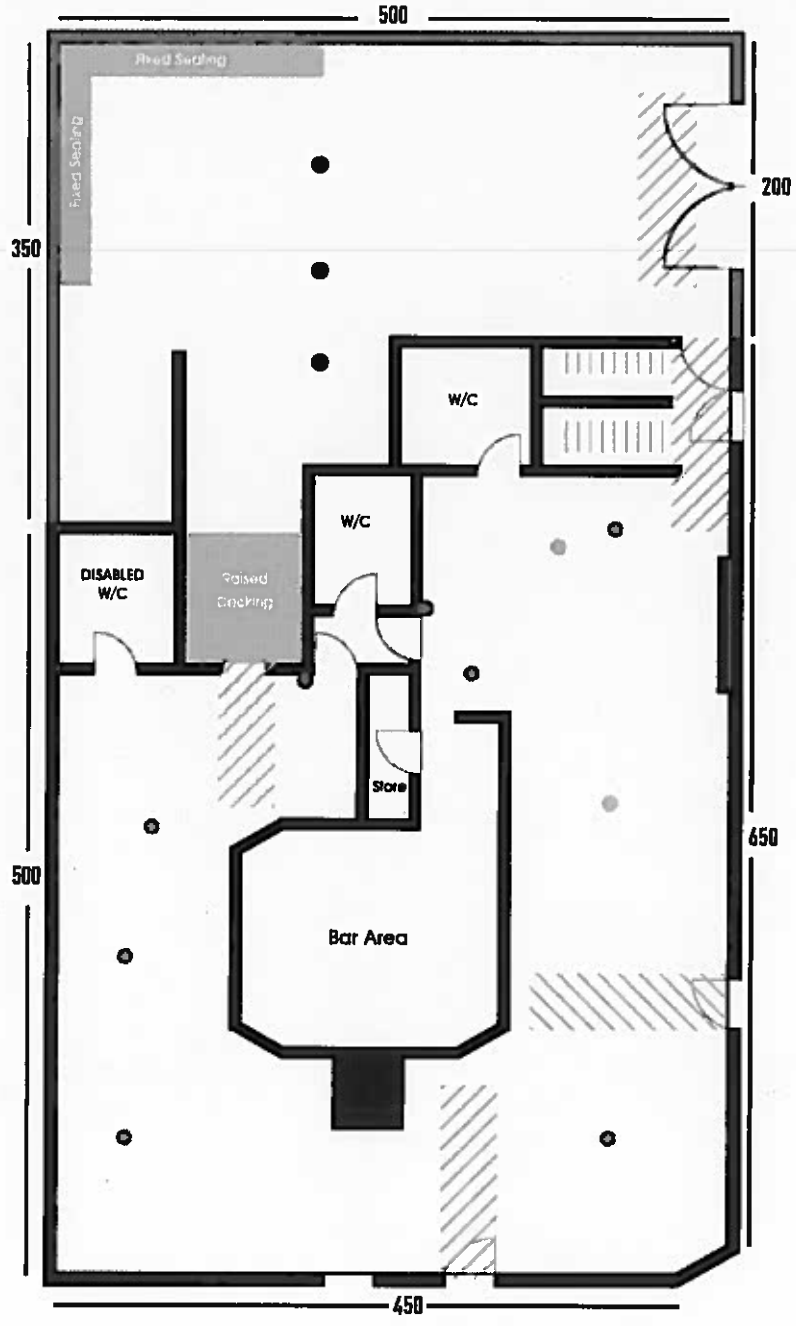
1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. In terms of specific regulated entertainments please note that:

LORD PALMERSTON - EXISTING FLOORPLAN



Key

- Exit entrance
- Structural Area partition
- 1.4m Exit
- Corridor
- Stairs
- Outdoor Area
- Pillar
- Raised Decked Area
- Fixed Outdoor Seating
- Emergency Lighting
- Fire Detector
- Fire Alarm / Extinguishers



1. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31-day period.
2. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage when requested.
3. There shall be a SIA registered door supervisor employed at the premises on Friday and Saturday from 2100 hours at a ratio of 1:100. Extra SIA will be considered continually as part of an ongoing operational risk assessment. All door supervisors shall enter their full details in the premises daily register at the commencement of their work. They shall record their full name, contact details, their SIA registration number, and the time they commence and conclude working. If the door supervisor was provided by an agency the name, registered business address and contact telephone number will also be recorded. This register will be made available to police or authorised officer immediately upon request.
4. Signs will be prominently displayed at all exit points reminding customers to leave quietly and respect local residents.
5. The premises will have a venue management policy, approved by the police licensing officer and/or Crime prevention officer, detailing the following;
 - a. Entry and search policy
 - b. Drugs Policy, Queuing and dispersal policy
 - c. Security Policy
 - d. Noise Policy
 - e. Smoking Policy
 - f. Alcohol Policy
6. Any queues to enter the venue will be supervised by the door supervisor.
7. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as driving licence or passport.

8. An incident log shall be kept at the premises, and made available on request to an authorised officer of the council or the police, which will record the following.
 - a. All crimes reported:
 - b. All ejections of patrons
 - c. Any complaints received.
 - d. Any incidents of disorder.
 - e. Seizure of drugs or offensive weapons.
 - f. Any faults in the CCTV system or searching equipment or scanning equipment. Any refusal of the sale of alcohol.
 - g. Any visit by a relevant authority or emergency service.
9. Signs will be prominently displayed by entry and exit points reminding customs:
 - a. CCTV in operation.
 - b. Drugs policy.
 - c. Weapons policy.
 - d. To leave quietly and respect local residents.
10. The licence holder shall maintain a dedicated telephone number of the Designated Premises Supervisor for use by any Responsible Authority or any person who may wish to make a complaint. This contact number shall be provided to licensing authority, police and to any local residents upon request.
11. Reasonable steps to be taken to ensure that an authorised person is a member of a local Pubwatch.
12. The Licensee shall ensure that all staff are fully trained and made aware of the legal requirement of businesses to comply with their duty of care as regards the disposal of waste produced from the business premises. The procedure for handling and preparing for disposal of the waste shall be in writing and displayed in a prominent place where it can be referred to at all times by staff.
13. The Licensee shall ensure that any contract for general and recyclable waste disposal shall be appropriate in size to the amount of waste produced by the business. The Licensee shall maintain an adequate supply of waste receptacles provided by his registered waste carrier (refuse sacks or commercial waste bins) in order to ensure all refuse emanating from the business is always presented for collection by his waste carrier and shall not use any plain black or unidentifiable refuse sacks or any other unidentifiable or unmarked waste receptacles.

14. The Licensee shall provide a safe receptacle for cigarette ends to be placed outside for the use of customers, such receptacle being carefully placed so as not to cause an obstruction or trip
15. All amplified recorded and live music played within the premises, shall be subject to the control of noise limiter so no music is played at a level that is audible at or within the nearest noise sensitive premises between the hours of 23:00 and 07:00 on any day and does not cause nuisance at all other times anytime.
16. The noise limiter should be kept in a secure, lockable cupboard or similar location. The system is to be completely independent of control by persons other than the Licensee.
17. Patrons of the premises shall be encouraged, by signs within the premises visible at all exit points, to disperse from the area of the premises quietly. Door supervisors shall also supervise persons leaving the premises after entertainment has taken place and where necessary, request that persons leaving the premises do so in an orderly manner as quickly as possible.

The Lord Palmerston
Noise Management Policy

1. No rubbish will be taken out of the premises during hours which will cause a nuisance. You must comply with the local time bands with waste dispersal as per the waste management plan of London Borough of Haringey.
2. Deliveries are only to be received during working hours
3. Ensure that the DPS Mark McEvoy's phone number is available to all surrounding residents in order for them to have a 24 hour direct line with him.
4. Whilst we do not expect there to be any queuing involved with the day to day running of the premises, if one develops please refer to your queuing and dispersal policy.
5. No open containers of drink are to be taken outside of the premises.
6. The sound system has been calibrated to inaudibility level within the nearest residential premises. Whilst your amplifier is locked and password protected, you and all of your staff must never try and enter the amp cupboard
7. All customers, when leaving the premises, must be told to leave with a great deal of consideration for our local residents.
8. A document has been provided to you outlining local transport links. Ensure you provide your full support to exiting patrons in relation to them finding an appropriate route home, all be it via a bus route or mini cab home.
9. Focus should be brought onto the dispersal of customers when leaving the premises. The dispersal must be gradual and you must draw to your patrons attention that they are in a residential area and must leave quietly.
10. Ensure that all signage advising patrons of the residential premises in the area and requesting that they leave quietly, are kept refreshed and constantly displayed in prominent positions.
11. On peak trading hours please ensure the staff disperse your patrons in a calm and organised fashion.

Appendix 2- Copy of current Premises Licence

PREMISES LICENCE

Receipt: AG763094

Premises Licence Number: LN/00002202
LN/000003182

This Premises Licence has been issued by:

**The Licensing Authority, London Borough of Haringey,
6th Floor Alexandra House, 10 Station Road,
Wood Green, London, N22 7TR**

Signature:

Date: 24th November 2005
Transfer & Vary DPS: 7th March 2017

Part 1 – PREMISES DETAILS

Postal Address of Premises or, if none, Ordnance Survey map reference or description:

**THE LORD PALMERSTON
197 PHILIP LANE
TOTTENHAM
LONDON N15 4HQ**

Telephone: 020 8808 1673

Where the Licence is time limited, the dates:

Not applicable

Licensable activities authorised by the Licence:

Regulated Entertainment: Live Music, Recorded Music & Provision of Facilities for Dancing

Supply of Alcohol

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

Regulated Entertainment

Thursday to Saturday 1900 to 0130

Supply of Alcohol

Monday to Wednesday 1200 to 0000

Thursday & Friday 1200 to 0100

Saturday 1100 to 0100

Sunday 1200 to 2230

New Years Eve licensable activities from the start of permitted hours on 31 December until the start of permitted hours on 1 January.

On Friday and Saturday nights a minimum of two door staff approved by the Security Industry Authority shall be employed on the premises to control the entry and exit of customers. Alternatively the doors of the premises are closed to the public for entry at midnight.

The opening hours of the premises:

Monday to Wednesday	1200 to 0030
Thursday & Friday	1200 to 0130
Saturday	1100 to 0130
Sunday	1200 to 2300

New Years Eve opening hours from the start of permitted hours on 31 December until the start of permitted hours on 1 January.

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

Supply of alcohol for consumption both ON and OFF the premises.

Part 2

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

Nectarine Gardens Property Limited

Registered number of holder, for example company number, charity number (where applicable):

09784282

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

Mark Patrick McEvoy

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

Personal Licence:

Issued by:

The London Borough of Brent

Annex 1 –Mandatory Conditions

1. 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.
2. Every supply of alcohol under the Premises Licence must be made, or authorised by a person who holds a Personal Licence.
3. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises.
 - a) games or other activities which require or encourage, or are designed to require or encourage, individuals to –
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
 - e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

Annex 1 –Mandatory Conditions

- (2) The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
 - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce, on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
 - (a) a holographic mark or
 - (b) an ultraviolet feature.
6. The responsible person shall ensure that –
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures –
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

Minimum Drinks Pricing

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
2. For the purposes of the condition set out in paragraph 1 –
 - (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979
 - (b) "permitted price" is the price found by applying the formula –
$$P = D + (D \times V)$$
Where –
 - (i) P is the permitted price
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
 - (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence –

Annex 1 –Mandatory Conditions

- (i) The holder of the premises licence
 - (ii) The designated premises supervisor (if any) in respect of such a licence, or
 - (iii) The personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from the paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Door supervision:

All individual(s) at the premises for the purpose of carrying out a security activity must

- (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
- (b) be entitled to carry out that activity by virtue of section 4 of that Act.

Annex 2 – Conditions consistent with the Operating Schedule

THE PREVENTION OF CRIME AND DISORDER

Premises will keep to capacity levels.

There will be training and supervision of all staff.

Premises will adopt best practise guide e.g. adhering to the BBPA, Portman Group on drinks strategy, The National Alcohol Harm Reduction Strategy Tool Kit and other voluntary codes of practise.

Premises will be a member of the Pub Watch scheme.

Premises will employ SIA door staff.

Premises will use toughened glass and plastic glasses for outdoors.

Provision will be made for secure deposit boxes for confiscated items,

Provision will be made for litter bins and other security measures, e.g. lighting outside the premises.

On Friday and Saturday nights a minimum of two door staff approved by the Security Industry Authority shall be employed on the premises to control the entry and exit of customers. Alternatively the doors of the premises are closed to the public for entry at midnight.

PUBLIC SAFETY

Risk Management assessment will be checked weekly.

Provision of door staff and general staff levels will be made to secure safety of the premises and customers.

Regular testing and certification will be implemented for all procedures, appliances and systems pertinent to safety.

THE PREVENTION OF PUBLIC NUISANCE

Regular visits will be made to all parts of the premises including the exterior and deliveries, etc. outside of opening hours.

Premises will liaise with public and private transport providers.

External lighting and security lighting will be installed.

Premises will ensure the collection and management of litter and effective ventilation systems to prevent nuisance from odour.

Outside Areas

Signs shall be displayed in the external areas requesting patrons to recognise the residential nature of the area and conduct their behaviour accordingly. The management must reserve the right to ask patrons to move inside the premises or leave if it is felt that they could be disturbing neighbours.

The external area will be closed and patrons requested to come inside the main structure of the premises at 2200 hrs.

Annex 2 – Conditions consistent with the Operating Schedule

THE PROTECTION OF CHILDREN

Children will only be allowed on the premises between 1200 and 1930.

No children will be allowed in bars during entertainment

Children must be accompanied by an adult at all times.

Alcohol may only be sold to individuals over the age of 18 with valid proof of identification with one of the following:

- A valid passport
- A photo driving license issued in a European Union Country
- A proof of age standard card system
- A citizen card, supported by the Home Office

COPY NOT FOR DISPLAY

Annex 3 – Conditions attached after a hearing by the licensing authority

Not applicable

COPY NOT FOR DISPLAY

Appendix 3– Responsible Authority Representations

Licensing Consultation**To: Licensing Officer****From: Enforcement Response Officer (Noise)****Name of Officer preparing representation: Charles Buckle****Our Reference: WK/000386814****Date: 26th July 2017****Premises: The Lord Palmerston, 197 Philip Lane, Tottenham, London, N15 4HQ****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

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

- airborne entertainment noise
- Structure borne noise or vibrations from entertainment
- Noise generated by patrons in external areas of the premises
- Noise generated from patrons queuing to enter
- Noise from patrons exiting the premises
- Noise generated from deliveries
- Noise generated from refuse collections
- Noise from plant and machinery
- Light nuisance
- Cooking odour
- Litter nuisance

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

The noise caused by patrons exiting the premises and locating suitable transport home is likely to be detrimental to the residential amenity. This may be exacerbated by the level of public transport available at the proposed closing hours.

This representation recommends that the following alterations/conditions to the operating schedule:

Recommended operating hours

Sunday to Wednesday 0900 to 0100
Thursday to Saturday 0900 to 0200

With all licensable activity ceasing 30 minutes before the above closing times.

Reason: To reduce the possibility of regulated entertainment noise escaping when closing and allow for drinking up time.

Prevention of nuisance from noise / vibration

All doors and windows will remain closed during the licensed regulated entertainment activities or in any event after 11pm. The entrance door will be fitted with a self-closing device and staff required to ensure that it is not propped open. A member of staff shall be made responsible to ensure the door is opened for as brief a period as possible. Where necessary adequate and suitable mechanical ventilation should be provided to public areas

Entry to the premises will be restricted to main front entrance whilst the premises is being used for regulated entertainment licensed activity

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

The regulated entertainment licensable activity shall conclude 30 minutes before the premises is due to close to prevent excessive noise breakout as the premises empties

Structure borne noise

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

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

All regulated entertainment amplified activity will utilise the in-house amplification system, the maximum output of which is controlled by the duty manager

The level of amplified regulated entertainment shall be controlled by means of a limiting device set at a level which upon request may be agreed with the licensing authority. It will be a responsibility of the Premises Licence holder to request assistance, in writing and to ensure that the limiter is working effectively.

Outside Areas

No music will be played in, or for the benefit of patrons in external areas of the premises

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

Signs shall be displayed in the external areas/on the frontage requesting patrons to recognise the residential nature of the area and conduct their behaviour accordingly. The management must reserve the right to ask patrons to move inside the premises or leave if it is felt that they could be disturbing neighbours

The number of persons permitted to utilise the external area/frontage will be restricted to 10 patrons at a time to reduce possible people noise.

Deliveries and collections.

Deliveries and collections associated with the premises will be arranged between normal working day times 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 complainant's name, location, date time and subsequent remedial action undertaken. This record must be made available at all times for inspection by council officers

Liaison meetings will be held where specifically requested by residents to enable neighbours to raise concerns about any aspect of the licensed activities

Patrons entering/exiting premises.

Signs should be displayed requesting patrons to respect the neighbours and behave in a courteous manner

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

Anderson Chanel

Subject: FW: LICENSING AUTHORITY REPRESENTATION- Application for New premises licence - The Lord Palmerston, 197 Phillip Lane, Tottenham, London N15 4HQ (WK/386814)

Importance: High

From: Barrett Daliah

Sent: 30 July 2017 13:11

To: Anderson Chanel

Subject: FW: LICENSING AUTHORITY REPRESENTATION- Application for a New Premises Licence: - LORD PALMERSTON

We are making representation against the New application for The Lord Palmerston 197 Philip Lane london N15.

The main reason for making the representation is that the premises are located close to residential property and the late hours being sought will see a major shift in the operation of this venue were the new licence to be granted. The potential is there for residents to be subjected to a negative impact from the late night operation of the venue on local residents and loss of amenity. In my opinion the applicant have made no reference to the Statement of Licensing Policy and have failed to demonstrate the variation will not have a detrimental impact on the night time economy; the local environment and the amenities of the local residents.

The premises has the current hours of operation:

Supply of Alcohol

Monday to Wednesday	1200 to 0000
Thursday to Saturday	1100 to 0100
Sunday	1200 to 2230

The opening hours of the premises:

Monday to Wednesday	1200 to 0030
Thursday to Saturday	1100 to 0130
Sunday	1200 to 2300

The applicants wish to increase to the following:

Supply of Alcohol

Sunday to Wednesday	0900 – 0300
Thursday to Saturday	0900 – 0500

The opening hours of the premise:

Sunday to Monday	0900 – 0330
Thursday to Saturday	0900 - 0530

The Council Statement of Licensing Policy advises the following in this instance:

53 LICENSING HOURS

The Council will generally deal with the issue of licensing hours having due regard to the individual merits of each application, considering the potential for nuisance associated with the style, characteristics and activities of the business and type of premises, examining any steps that might reduce the risk of nuisance. However, although the Council will treat each case on its individual merits, generally it will not grant permission for licensable activities beyond 2330 hours on Sundays to Thursdays and Midnight on Fridays and Saturdays in respect of public houses situated in areas having denser residential accommodation. The Council would expect good reasons to be given to support any application for extensions beyond these hours, including addressing possible disturbance to residents and local parking. Additionally, in these areas, consideration will be given to imposing stricter conditions in respect of noise control.

80 THE PREVENTION OF PUBLIC NUISANCE

Licensed premises, especially those that operate late at night or in the early hours of the morning, can give rise to a range of nuisances that may potentially impact on people living, working or sleeping in the vicinity of the premises. Principal concerns relate to noise nuisance, light pollution and noxious smells.

This authority expects applicants for premises licences and club premises certificates to have made relevant enquiries about the local area and prepare their operating schedule on the basis of a risk assessment of the potential sources of nuisance posed to the local community by their intended operation. The operating schedule should demonstrate an understanding of the level of risk of nuisance and include positive proposals to manage any potential risks.

Recommended hours:

We are unable to support the requests for such an increase in hours at this premises and recommend a revised operating as follows:

Sunday to Wednesday venue opens at 0900 for licensable activity and closes at 0100 with all licensable activity ceasing at 0030.

Thursday to Saturday venue opens at 0900 for licensable activity and closes at 0200 with all licensable activity ceasing at 0130.

The area of Philip Lane has existing street drinking issues and the proposed increased times for the sale of alcohol in our view does not promote responsible drinking and can lead to excessive consumption of alcohol in those persons who may be suffering with alcohol dependency issues. The health of our residents is of paramount importance and we have a duty to consider their health, safety and welfare at all times and we can ensure this by implementing a maintaining a responsible approach to Licensing within the borough particularly such premises retailing alcohol we therefore wish to recommend some alterations to the application as follows:

The use of SIA shall be a minimum of 3 SIA registered officers Sunday to Wednesday from 2100 until venue closes and clients dispersed.

For the reason stipulated we assert the original hours requested for are too excessive for this residential area and wish the LSC to consider the revised recommended hours.

Licensing Authority



Haringey Council
6th Floor, 10 Station Road, London, N22 7TR

T. 020 8489 8232
www.haringey.gov.uk
twitter@haringeycouncil
[facebook.com/haringeycouncil](https://www.facebook.com/haringeycouncil)

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Anderson Chanel

From: Mark.L.Greaves@met.pnn.police.uk
Sent: 28 July 2017 14:03
To: Licensing
Cc: Barrett Dallah
Subject: Application for New premises licence - The Lord Palmerston, 197 Phillip Lane, Tottenham, London N15 4HQ (WK/386814)

Categories: Purple Category

Dear Mrs Barrett

I am making this representation objecting to the application for a New Premises Licence at The Lord Palmerston, 197 Philip Lane N15 4HQ. I have been Police Licensing Officer since 2012. The area surrounding the venue has been known for some years as suffering from alcohol related crime and disorder with particular concerns in nearby West Green Road.

With this in mind we should look at applications to increase the hours of alcohol sales to ensure they do not increase risk of increased alcohol fuelled crime and disorder.

With regards incidents related to the venue since April 2017 the following crimes have been reported:

CRIS: 2810081/17 on Monday 24th April 2017 at 2045 landlady of pub ejects 2 intoxicated males. Five minutes later they return and one has been hit on head with a bottle and is bleeding. Suspect arrested for GBH. He had apparently been causing a disturbance in the row of shops for the last hour. Suspect also intoxicated.

CRIS: 2818074/17 Saturday 15th July 2017 at 2355 male told to leave pub due to behaviour towards female staff and on hearing breaking glass outside assistant manager locked doors of pub. Outside male assaulted by males leaving a cut to his head.

In this application the venue wishes to increase its licensable / opening hours from:

Supply of Alcohol

Monday to Wednesday	1200 to 0000
Thursday to Saturday	1100 to 0100
Sunday	1200 to 2230

The opening hours of the premises:

Monday to Wednesday	1200 to 0030
Thursday to Saturday	1100 to 0130
Sunday	1200 to 2300

to:

Supply of Alcohol

Sunday to Wednesday	0900 – 0300
Thursday to Saturday	0900 – 0500

The opening hours of the premise:

Sunday to Monday	0900 – 0330
------------------	-------------

Such a change would mean the venue selling alcohol later than any other licensed venue in the area with the exception of 24 / 7 Off Licences. Police concern is that alcohol fuelled clients from nearby pubs / clubs will attend The Lord Palmerston after the other venues closed. This risks confrontation at the entrance as SIA registered door supervisors refuse entry or further alcohol consumption should they be allowed entry.

In the application the venue has offered a good CCTV system, Police CCTV recommendations below, and one SIA officer per 100 clients from 2100 hours on Friday and Saturday despite venue wishing to open until 0530 on Thursdays as well as Friday and Saturdays. Police consider a venue wishing to operate alcohol sales this late in an area known for alcohol fuelled crime / disorder should not rely on one SIA officer on a Friday and Saturday night. The long hours risk alcohol fuelled crime / disorder from 2100 every night and SIA presence should reflect this. The venue says extra SIA will be considered continually as part of an ongoing operational risk assessment but should disorder start to threaten in the early hours it would not be easy to find extra SIA or if Sunday – Thursday an SIA officer to come in and deal with the situation. With regards SIA of 1 per 100 clients I assume until 200 is reached they do not consider another SIA officer required meaning one SIA officer is controlling an all-night licensed venue with up to 199 clients inside. How will they monitor how many people are in the venue? With a 'clicker' they require the SIA officer to stay on the door monitoring entrants and persons smoking outside but who would then be monitoring clients inside the venue and the rear door? On Sunday to Thursday no SIA officer will be monitoring the clients either smoking outside, entering venue or inside venue. Should there be crime / disorder at entrance or inside Police do not consider one SIA officer sufficient to prevent escalation and eject or detain suspects.

The application also mentions a dispersal policy of clients in a residential area but not who will carry it out as no SIA Sunday to Thursday and on Saturday & Sunday if the SIA officer is ensuring clients leave the vicinity of the venue quietly who is monitoring alcohol fuelled clients inside.

Police consider it appropriate for 2 SIA officers on the entrance to monitor clients entering and those smoking outside in what the applicants acknowledge is a residential area, and 1 inside monitoring clients to deter alcohol fuelled crime / disorder and monitor alcohol consumption not visible from the bar to prevent intoxication and monitor rear door. The second SIA officer controlling the door can also support the single officer inside.

Police consider the standard of CCTV should be:

Cameras must be sited to observe the entrance doors from both inside and outside to protect SIA searching entrants or refusing entry / ejecting clients.

Cameras on the entrances must capture full frame shots of the heads and shoulders of all people entering the premises i.e. capable of identification.

Cameras must be sited to cover all areas to which the public have access including any outside smoking areas.

Provide a linked record of the date, time of any image.

Provide good quality images - colour during opening times.

Have a monitor to review images and recorded quality.

Be regularly maintained to ensure continuous quality of image capture and retention.

Member of staff trained in operating CCTV at venue during times open to the public.

Digital images must be kept for 31 days. The equipment must have a suitable export method, e.g. CD/DVD writer so that Police can make an evidential copy of the data they require. Copies must be available within a reasonable time to Police on request.

With regards the requested opening hours the applicants acknowledge it is a residential area. There are houses directly opposite venue which are likely to be adversely affected by venues clients parking in side streets and

returning in the early hours making noise and alcohol fuelled clients smoking outside venue, with no SIA control Sunday to Thursday according to application. Therefore Police suggest a compromise to increase hours but more in line with other nearby venues and a 30 minutes cessation of alcohol sales and regulated entertainment as a calming down measure for clients and to deter persons from slightly earlier closing venues as they will not be served and told so at the door. Police consider the following hours appropriate under crime and disorder and public nuisance in a residential area :

Sunday to Wednesday venue opens at 0900 for licensable activity and closes at 0100 with all licensable activity ceasing at 0030.

Thursday to Saturday venue opens at 0900 for licensable activity and closes at 0200 with all licensable activity ceasing at 0130.

Should the Committee support the Police recommendation relating to the venue licensable and opening the hours then the SIA requirement should be reduced to 1 SIA registered officer Sunday to Wednesday from 2100 until venue closes and clients dispersed and 2 SIA registered officers Thursday to Saturday from 2100 until venues closes and clients dispersed.

Regards

Mark Greaves

From: Anderson Chanel [<mailto:Chanel.Anderson@haringey.gov.uk>] **On Behalf Of** Licensing

Sent: 03 July 2017 15:35

To: Haringey Building Control <Control.HaringeyBuilding@haringey.gov.uk>; De Gruchy Jeanelle <Jeanelle.DeGruchy@haringey.gov.uk>; Enforcement Response <Enforcement.Response@haringey.gov.uk>; Planning Enforcement <Planning.Enforcement@haringey.gov.uk>; Whitehouse Rebecca <Rebecca.Whitehouse@haringey.gov.uk>; Ukandu Monica <Monica.Ukandu@haringey.gov.uk>; Ekemezuma Felicia <Felicia.Ekemezuma@haringey.gov.uk>; Williamson Emma <Emma.Williamson@haringey.gov.uk>; 'YR_Licensing@met.pnn.police.uk'; Ogosi Grace <Grace.Ogosi@haringey.gov.uk>; Frontline <Frontline@haringey.gov.uk>; Millward Deborah <Deborah.Millward@haringey.gov.uk>; Barber James <James.Barber@haringey.gov.uk>; Minty Stuart (Old Account) <StuartOldAccount.Minty@haringey.gov.uk>; 'TRACY.BROWN@london-fire.gov.uk'; 'Fire' <firesafetyregulationNW@london-fire.gov.uk>; Stevenson Sam <Sam.Stevenson@haringey.gov.uk>; Charles Rockwell <Rockwell.Charles@haringey.gov.uk>

Cc: Barrett Daliah <Daliah.Barrett@haringey.gov.uk>; Shah Noshaba <Noshaba.Shah@haringey.gov.uk>

Subject: Application for New premises licence - The Lord Palmerston, 197 Philip Lane, Tottenham, London N15 4HQ (WK/386814)

Importance: High

Dear RA's,

Please find attached an application for a New premises licence.

Please note the last day of consultation is 30th July 2017.

Please forward all responses to licensing@haringey.gov.uk

Kind regards

Chanel Anderson
Licensing Administrator



Licensing Team I

6th Floor | Alexandra House | 10 Station Road | Wood Green | London | N22 7TR

Tel: 020 8489 5544

Responsible Authority:	Haringey Public Health, London Borough of Haringey
Date:	25 th July 2017
Name:	Monica Ukandu, Public Health Officer – Health Improvement Susan Otit, Assistant Director Public Health
Contact:	Monica.Ukandu@haringey.gov.uk Susan.Otiti@haringey.gov.uk

Public Health representation relation to: The Lord Palmerston, 197 Philip Lane, Tottenham, London, N15 4HQ

Regulated Entertainment: Plays, Films, Indoor Sporting Events, Live Music, Recorded Music, Performance of Dance & Anything of a Similar Description

Sunday to Wednesday 0900 to 0300 hours
Thursday to Saturday 0900 to 0500 hours

Late Night Refreshment
Sunday to Wednesday 2300 to 0300 hours
Thursday to Saturday 2300 to 0500 hours

Supply of Alcohol
Sunday to Wednesday 0900 to 0300 hours
Thursday to Saturday 0900 to 0500 hours

For the consumption ON and OFF the premises

All licensable activities to have one extra hour of operation permitted on the day British Summer time starts.

On Sunday proceeding a Bank Holiday licensable activities to cease at 0500 hours.

On New Years Eve the premises will be permitted operation from the start of permitted hours until the end of permitted hours on New Years Day

Hours Open to Public:
Sunday to Wednesday 0900 to 0330 hours
Thursday to Saturday 0900 to 0530 hours

One extra hour of operation permitted on the day British Summer time starts. On Sunday proceeding a Bank Holiday licensable activities to cease at 0500 hours.

On New Years Eve the premises will be permitted operation from the start of permitted hours until the end of permitted hours on New Years Day

I as a representative of the Director of Public Health act as the responsible authority under the Licensing Act 2003 and would like to make a representation against the application from Nectarine Gardens Property Limited.

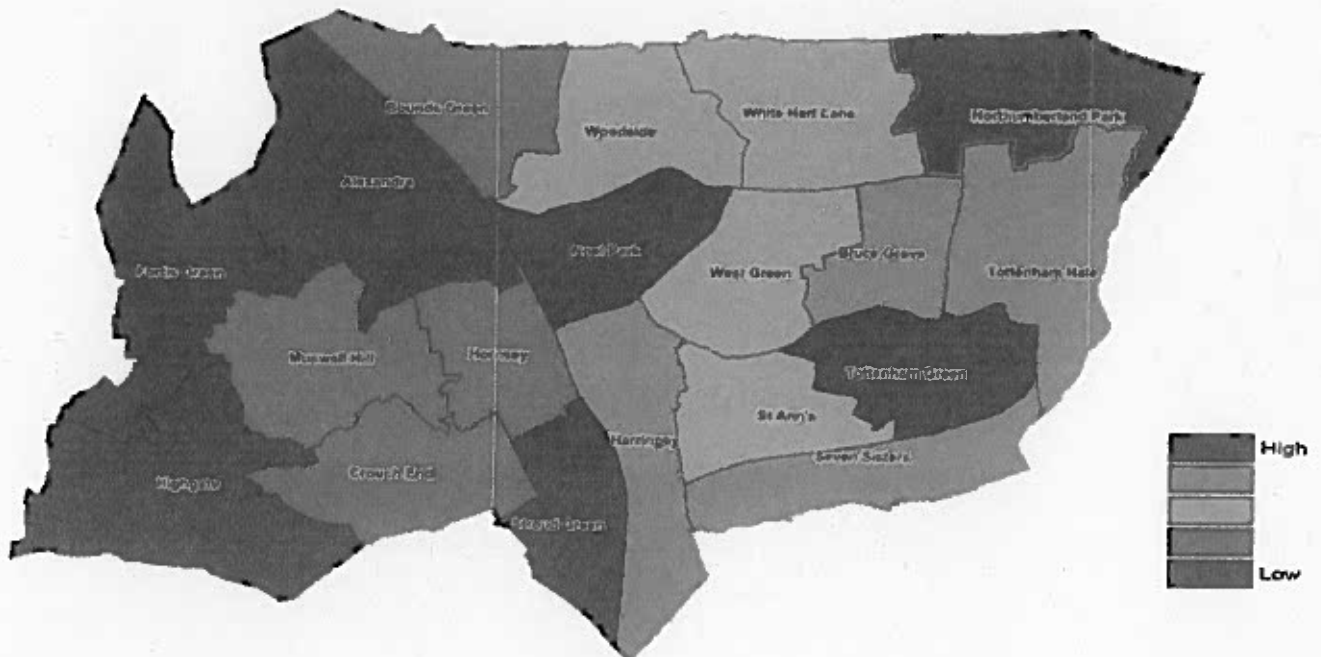
Background:

Haringey experiences some of the greatest levels of alcohol-related problems in London and the harm due to alcohol is a growing concern. In the five year period of 2009/10 – 2014/15, alcohol related hospital admissions increased by 38% with the local cost of these admissions now estimated to be £7.5 million annually. Across the borough, there are currently over 800 licensed premises for the sale and supply of alcohol and this figure continues to rise, with some areas of high level clustering. Increasingly, evidence shows us that an increased number of alcohol outlets results in significant increases in both alcohol consumption and alcohol-related harm, including injury, violence and medical harm. Many factors are known to influence this including density of licensed premises and trading hours.

Tackling alcohol misuse is key to achieving the outcomes in Haringey’s Health and Wellbeing Strategy. We want to create a culture that prevents problem drinking from starting and provides help for people early on should they be struggling.

The premises is located on Philip Lane, a main road within a primarily residential area of the Tottenham Green ward. The application to supply alcohol to the early hours of the morning as well as open until the early hours of the morning in this busy and residential area is of concern and could further contribute to public disorder, crime and nuisance being experienced in the local area.

Figure 1: High Density Crime Areas, Police UK, 2016



Crime and disorder:

The Tottenham Green ward in which the premises is located ranked 3rd out of 19 wards for violent offences in 2015, with 725 reported. The ward also ranked 3rd out of 19 wards for night time violent disorder in 2015, with 64 incidents reported during this period. In the same year, there

were 75 alcohol related incidents recorded within 500m of the premises. In addition, there were a further 17 alcohol related incidents amongst those aged 25 and under within 500m radius (*SafeStats, 2016*). Between April 2016 and March 2017, there were 77 crimes reported on Phillip Lane, the highest out of the 73 roads that make up the policing neighbourhood area. 13 of these crimes were for anti-social behaviour and 22 for violent and sexual offences.

The above findings above are of significant concern from a public health perspective in terms of the prevention of crime and disorder. There is an increasing amount of evidence which shows that those under the influence of alcohol are more likely to commit crimes and engage in anti-social behaviour (ASB). They are also more likely to be the victim of crimes such as common assault and robbery which are significant issues in Haringey. Alcohol is known to exacerbate the likelihood of night time violence and domestic abuse offences (*GLA datastore, 2016*). ASB calls to Haringey Anti-Social Behaviour Action Team (ASBAT) and Police are in excess of 10,000 per year.

Antisocial behaviour associated with street drinking has been recognised as a concern in Haringey. Problems identified include; litter, noise, urination and intimidation all of which have a detrimental impact to the quality of life for residents. As a result, Haringey Council's Street Enforcement Team has designated a number of areas within the borough as Alcohol Control Zones (ACZ). The Tottenham Green ward, including Philip Lane on which the premises is located, is one Haringey's Alcohol Control Zones.

Public Safety:

The impact of alcohol on health in Haringey is particularly severe. In the 2016/17 financial year, there were 22 alcohol related ambulance callouts located within the LSOA, ranking it 11th out of the 144 LSOAs that make up the borough (*Safestats, 2017*). The levels of ambulance related callouts reflects the increased pressure and costs to the NHS as a result of alcohol in Haringey. These impacts are also felt across a range of groups including the council, policing and the community as a whole.

Public Nuisance:

As stated in Haringey's Statement of Licensing Policy 2016-2021 "licensed premises, especially those that operate late at night or in the early hours of the morning, can give rise to a range of nuisances that may potentially impact on people living, working or sleeping in the vicinity of the premises. Principal concerns relate to noise nuisance, light pollution and noxious smells."

The Licensing Authority's expectations of license holders are set out in the policy where it states that "licensees have a responsibility for the conduct of their customers while they are in and around their premises. If provision is made for customers to congregate or smoke outside of premises, then sufficient management controls must be put into place to ensure that no nuisance or disturbance is caused to local residents. Failure to control customers outside of premises can result in licence reviews being submitted and impact upon the premises licence".

We have specific concerns about the impact of operating late in the night / early hours of the morning on every day of the week on local families living in this mainly residential area.

Protecting Children from Harm:

There are 3 primary schools and 1 secondary school located within a 500m radius of the premises so we would encourage any license holder to be responsible and clear on implementing the Challenge 25 policy.

Recommendation:

In summary, Public Health believes that the area has sufficient premises to meet demand for alcohol. Whilst Public Health welcomes the consideration given in the operating schedule as to how the applicant will uphold the licensing objectives, we have significant concerns over the requested operating hours, given the extensive crime and safety issues highlighted above. Furthermore, this is a mainly residential area with a high number of schools in close proximity to the premises so we have concerns that licensable activities into the early hours of the morning may cause nuisance and disruption to local residents living in the surrounding area. Whilst the applicant has proposed use of a noise limiter for recorded and live music played in the premises, Public Health are not satisfied with the proposals for controlling patrons that would be leaving the premises at all hours of the morning.

If this licence is to be granted Public Health recommend that the following conditions are to be attached (in addition to those listed in the application) to minimise any potential harm to our local residents:

Licensing Objective:	Suggested condition:
<i>Prevention of crime and disorder</i>	<i>All staff shall be trained in recognising signs of drunkenness, how to refuse service and the premises duty of care. Documented records of training completed shall be kept for each member of staff. Training shall be regularly refreshed and at no greater than 6 monthly intervals. Training records shall be made available for inspection upon request by a police officer or an authorised officer of the Council.</i>
<i>Protecting children from harm</i>	<p><i>Challenge 25 policy to be enforced</i></p> <p><i>Challenge 25 posters are also displayed in areas of high visibility to customers throughout the premise</i></p> <p><i>Proof of age - only a passport, photo-card driving licence, Armed Forces ID cards or a proof of age card bearing the official "PASS" accreditation hologram should to be accepted as proof of age</i></p> <p><i>A clear and detailed record of any refusals is to be logged and be made available upon request</i></p> <p><i>No children under the age of 18 to be present after midnight (Monday – Sunday)</i></p>
<i>Public nuisance</i>	<p><i>Alcohol sales are restricted to midnight on Friday and Saturday and 23.30 Sunday – Thursday in line with Haringey's Statement of Alcohol Licensing Policy 2016 – 2021 which states the following: 'While the Council will treat each case on its individual merits there will be a presumption that permitted hours for the sale of alcohol will be restricted to between 8am and 11.30pm on Sunday to Thursday and 8am to midnight on Friday and Saturday in respect of premises in residential areas and areas being adversely affected by street drinking issues'.</i></p> <p><i>There is supervision of patrons outside of the premises to ensure quick dispersal from the immediate area upon closing time</i></p>

Appendix 4- Representations from residents
