

Decision Notice – Application for a New Premises Licence under the Licensing Act 2003 for Rancho Brazil Ltd at 2 Queens Parade, Brownlow Road, Wood Green, London, N11 2DN – 22 August 2022

The Licensing Sub Committee carefully considered the application for a new premises licence for Julio Cesar Da Silva under Rancho Brazil Ltd at 2 Queens Parade, Brownlow Road, Wood green, London, N11 2DN. In considering the application, the Committee took account of the London Borough of Haringey's Statement of Licensing Policy, the Licensing Act 2003, section 182 Guidance, the report pack, the additional papers submitted by the applicant and the applicant's and objectors' written and oral representations.

Having considered the application and heard from all the parties, the Committee decided to grant the application for a new premises licence subject to the following conditions to promote the licensing objectives.

The Licence is granted as follows:

Operating times:

Supply of Alcohol

Monday to Sunday 1000 to 2230 hours

For supply of alcohol ON and OFF the premises between the hours above

Hours open to the public:

Monday to Sunday 1000 to 2300 hours

The following conditions are imposed to promote the four licensing objectives:

1. Regulated Entertainment which includes live and recorded music must not be played at the premises.
2. Any background music that is played must be at reasonable level at all times; not above speaking volume and must stop at 2230.
3. The License holder must inform customers and place a notice discouraging customers from smoking in front of the premises.
4. **General – all four licensing objectives (b,c,d,e):** 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 a driving licence, passport or proof of age card with the PASS Hologram.

A CCTV system will be installed at the premises covering the entrance, the external area and all internal areas.

An incident log shall be kept at the premises and made available on request to the Police or an authorised officer of the Local Authority.

All staff members engaged, or to be engaged, on the premises shall receive full training pertinent to the Licensing Act Staff Training regarding the 4 x License Objectives.

5. **The prevention of crime and disorder:** A CCTV system will be installed at the premises covering the entrance, the external area and all internal areas. Cameras must be sited to observe the entrance doors from both inside and outside and cover all areas to which public have access ,excluding toilets.

A head and shoulders image to identification standard shall be captured of every person entering the premises. Images shall be kept for 31 days and supplied to the police or local authority on request.

A member of staff trained in the use of the CCTV system must be available at the premises at all times that the premises is open to the public.

The CCTV system will display, on screen and on any recording, the correct time and date that images were captured.

Provide HD digital quality images in colour during opening hours.

Have a monitor to review images and recorded quality.

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

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.

CCTV signage will be displayed, reminding customers that CCTV is in operation.

An incident log shall be kept at the premises, it will be in a hardback durable format handwritten at the time of the incident or as near to as is reasonable and made available on request to the Police, which will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received
- (d) any incidents of disorder
- (e) any faults in the CCTV system
- (f) any refusal of the sale of alcohol
- (g) any visit by a relevant authority or emergency service.

The premises shall operate a zero-tolerance policy to the supply and use of drugs.

Anyone who appears to be drunk or intoxicated shall not be allowed entry to the premises and those who have gained entry will be escorted from the business immediately.

Substantial food and non-intoxicating beverages, including drinking water, shall be available in the premises where alcohol is sold or supplied for consumption on the premises.

All delivery orders shall be to a registered residential or business address. There shall be no deliveries to public/communal areas or open spaces.

6. **Public safety:** There shall be no vertical drinking at the premises. Table service only.

The premises will have a refusal book or electronic system to record all refusals of sales, this must be made available to the police and local authority officers upon reasonable request.

The Business will have a fire and health and safety risk assessment.

7. **The prevention of public nuisance:** Deliveries and waste collection will be done within the times recommended by the Local Council.

During the hours of operation, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.

Clear and legible notices will be prominently displayed at the exit to remind customers to leave quietly and have regard to neighbours.

8. **The protection of children from harm:** A challenge 25 policy will be in operation at the premises with operate signage on display throughout the premises.

All staff members engaged, or to be engaged, on the premises shall receive full training pertinent to the Licensing Act, specifically regarding age-restricted sales, and the refusal of sales to persons believed to be under the influence of alcohol or drugs. This shall take place every 12 months.

Alcohol shall not be located in the immediate vicinity of the entrances and exit too the premises, but shall be in an area in which it shall be monitored by staff on a frequent and daily basis whilst licensable activities are taking place.

For all orders taken over the phone or via the internet, customers should be informed of Challenge 25 and the requirement to have ID ready for inspection should the need arise before receipt of alcoholic beverages.

All such training is to be fully documented and signed by not only the employee but the person delivering the training. Training records shall be kept at the premises

and made available upon request to either Police Officers or an authorised officer of the Local Authority.

Reasons

The Committee gave serious consideration to the submissions by the applicant & their representative, and to the concerns raised by the objectors again both of which were made in writing and orally.

The Committee did note that there had been two incidents of noise nuisance since the business had opened, but they were within the permitted hours and stopped shortly after it was notified to the license holder within a reasonable period of time. The Committee also noted the impact the noise had had on the occupants of the flat above.

However, it was noted that although there had been previous complaints in respect of these premises whilst businesses had been operating a restaurant and supplying alcohol with food, those complaints had no connection or relation to the current applicant.

It was noted that in light of the objections raised, the applicant had willingly offered to forego the exemption provided by the grant of this license to allow regulated entertainment, and agreed for it to become a condition on the grant of this licence.

The Committee also found that the business is already operating as a restaurant and there was potential for customers to bring their own alcohol, congregate outside the premises without restrictions. As such the premises and all parties concerned would benefit from the grant of the license with strict conditions as stated above.

The Committee is of the view that an appropriate balance has been struck between the wishes of the applicant, the objections of local residents and the overriding licensing objectives with the conditions proposed.

Appeal Rights

This decision is open to appeal to the Magistrates Court within the period of 21 days beginning on the day upon which the appellant is notified of the decision. This decision does not take effect until the end of the appeal period or, in the event that an appeal has been lodged, until the appeal is dispensed with.

Date: 30 August 2022