

Report of: Service Director, Public Protection

Meeting of:	Date:	Ward(s):
Licensing Sub-Committee - A	09/09/2021	Finsbury Park

	Exempt	Non-exempt
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SUBJECT: PREMISES LICENCE NEW APPLICATION
RE: Paradiso Desi Restaurant, 230 Hornsey Road N7 7LL

1. Synopsis

- 1.1 This is an application for a new premise licence under the Licensing Act 2003.
- 1.2 The new application is to allow:
- The sale of alcohol which may be consumed on the premises from Sunday to Thursday from 11:00 until 23:00, and on Friday and Saturday from 11:00 until 00:00
 - The provision of live music on Friday and Saturday from 17:00 until 21:00
 - The provision of recorded music on Friday and Saturday from 17:00 until 21:00
 - The provision of late night refreshment on Sunday to Thursday from 23:00 until 00:00 Friday and Saturday from 23:00 until 00:30:

2. Relevant Representations

Licensing Authority	Yes
Metropolitan Police	No Operating schedule slightly amended
Noise	No

Health and Safety	No
Trading Standards	No
Public Health	No
Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes: 5 local residential properties
Other bodies	Yes: 2 local business

3. Background

- 3.1 The premises previously held a licence for similar hours as applied for but this was surrendered in 2010.
- 3.2 This application was then submitted on the 1 June 2020, and has received 6 representations from local residential properties, a local business and a representation from the Licensing Authority.
- 3.3 This application is re – submitted following two unsuccessful applications heard on the 13th September 2020 and 19 November 2020.
- 3.4 The re submitted application contains updated plans and also additional operating plans and submissions.
- 3.5 The item was though again adjourned on the 15 June 2021 due to outstanding matters around planning consent and unauthorised works to the premises frontage.

4. Planning Implications

- 4.1 Further to hearing on the 21st June the application has provided evidence that the premises had A3 premises consent granted in 1999 and an extract of a report by a planning advisor as confirmation.
- 4.2 The applicant has also reinstated original frontage. The layout plan has now been updated to show these works.
- 4.3 A copy of the planning consent, the extract of the planning report and new layout are now included as Appendix 2.

5. Recommendations

- 5.1 To determine the application for a new premises licence under Section 17 of the Licensing Act 2003.
- 5.2 These premises are located in the Holloway Road and Finsbury Park Cumulative Impact Area therefore the Licensing Committee will need to consider Licensing Policy 3, which states that there is a presumption of refusal unless the Committee is satisfied that there will be no adverse cumulative impact on the licensing objectives.

- 5.3 If the Committee grants the application it should be subject to:
- i. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (see appendix 4); and
 - ii. any conditions deemed appropriate by the Committee to promote the four licensing objectives.(see appendix 4)

6. Reasons for recommendations

- 6.1 The Council is required to consider this application in the light of all relevant information, and if approval is given, it may attach such conditions as appropriate to promote the licensing objectives.

Appendices:

- Appendix 1: application form; operating plan
- Appendix 2: planning report extract, planning consent, and new layout plan
- Appendix 3: representations;
- Appendix 4: Suggested conditions and map of premises location.

Background papers:

None.

Final report clearance:

Signed by:



Service Director – Public Protection

Date

Report author: Licensing Service

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Islington
Application for a premises licence
Licensing Act 2003

For help contact
licensing@islington.gov.uk
Telephone: 020 7527 3031

* required information

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You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

Lydia

* Family name

Brian

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is the applicant's business registered in the UK with Companies House?

Yes

No

Note: completing the Applicant Business section is optional in this form.

Registration number

12143405

Business name

Hermil Island Lounge Limited

If the applicant's business is registered, use its registered name.

VAT number

-

None

Put "none" if the applicant is not registered for VAT.

Legal status

Private Limited Company

Continued from previous page...

Applicant's position in the business

Director

Home country

United Kingdom

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

230

Street

Hornsey Road

District

City or town

London

County or administrative area

Postcode

N7 7LL

Country

United Kingdom

Agent Details

* First name

Peter

* Family name

Mayhew

* E-mail

p.mayhew@btbl.co.uk

Main telephone number

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

Is your business registered in the UK with Companies House?

Yes

No

Note: completing the Applicant Business section is optional in this form.

Registration number

05556483

Business name

Beyond the Blue Limited

If your business is registered, use its registered name.

VAT number

GB

890204731

Put "none" if you are not registered for VAT.

Legal status

Private Limited Company

Continued from previous page...

Your position in the business	Director	
Home country	United Kingdom	The country where the headquarters of your business is located.
Agent Registered Address		Address registered with Companies House.
Building number or name	[REDACTED]	
Street	[REDACTED]	
District	[REDACTED]	
City or town	[REDACTED]	
County or administrative area	[REDACTED]	
Postcode	[REDACTED]	
Country	United Kingdom	

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PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 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.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

- Address OS map reference Description

Postal Address Of Premises

Building number or name	Paradiso Desi Restaurant
Street	230 Hornsey Road
District	[REDACTED]
City or town	London
County or administrative area	[REDACTED]
Postcode	N7 7LL
Country	United Kingdom

Further Details

Telephone number	[REDACTED]
Non-domestic rateable value of premises (£)	19,750

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APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

Confirm The Following

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- I am making the application pursuant to a statutory function
- I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

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NON INDIVIDUAL APPLICANTS

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

Non Individual Applicant's Name

Name

Hermil Island Lounge Limited

Details

Registered number (where applicable)

12143405

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Private Limited Company

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

* Date of birth / /
dd mm yyyy

* Nationality Documents that demonstrate entitlement to work in the UK

[Add another applicant](#)

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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

Provide a general description of 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.

Paradiso Desi Restaurant is a newly refurbished restaurant operating on the ground floor of the property at 230 Hornsey Road.

Serving a contemporary menu of family favourites from breakfast through to lunch and dinner, the premises is now seeking a premises licence to permit the sale of alcohol alongside food served to people seated at the premises.

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As a family run and family orientated restaurant, they are seeking to operate as a meeting place for friends and families to come together and enjoy food and drinks in a welcoming and friendly environment.

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

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PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes No

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PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes No

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PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes No

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PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes No

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PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

- Yes No

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PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Yes No

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PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

Yes No

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LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes No

Standard Days And Timings

MONDAY

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start 23:00

End 00:00

Start

End

SATURDAY

Start 23:00

End 00:00

Start

End

Continued from previous page...

SUNDAY

Start

End

Start

End

Will the provision of late night refreshment take place indoors or outdoors or both?

Indoors

Outdoors

Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of late night refreshments at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

On any day preceding a Bank Holiday the hours for Licensable Activities at the premises will reflect those for Saturdays.

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SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes

No

Standard Days And Timings

MONDAY

Start 11:30

End 23:00

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

Start	11:30	End	23:00
Start		End	

WEDNESDAY

Start	11:30	End	23:00
Start		End	

THURSDAY

Start	11:30	End	23:00
Start		End	

FRIDAY

Start	11:30	End	00:00
Start		End	

SATURDAY

Start	11:30	End	00:00
Start		End	

SUNDAY

Start	11:30	End	23:00
Start		End	

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

On any day preceding a Bank Holiday the hours for Licensable Activities at the premises will reflect those for Saturdays.

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

Name

First name

Family name

Date of birth

/ /
dd mm yyyy

Enter the contact's address

Building number or name

Country

United Kingdom

Personal Licence number
(if known)

LN/000016639

Issuing licensing authority
(if known)

London Borough of Haringey

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

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ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

N/A

Continued from previous page...

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

On any day preceding a Bank Holiday the opening hours of the premises will reflect those for Saturdays.

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LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

1. Appropriate induction training will be undertaken with all relevant staff who do not hold a Personal Licence to cover appropriate subjects for their role including:

a. The responsible sale of alcohol.

b. The times & conditions of the valid Premises Licence

c. The prevention of under-age sales of alcohol, the Challenge 25 policy and in checking & authenticating accepted forms of identification.

d. The responsibility to refuse the sale of alcohol to any person who is drunk.

e. The refusal of entry to and the safe and orderly removal of any person who is or appears to be drunk, is disorderly or displaying signs of other substance abuse.

f. Completing the register of refusals

g. Fire safety & emergency evacuation procedures

All training will be recorded and signed by the member of staff. Training records made available on request to an authorised officer of the Licensing Authority or the Police.

Refresher training will be undertaken with all relevant staff who do not hold a Personal Licence at least once every twelve (12) months.

2. Telephone contact details for the premises will be made publicly available on a notice placed at the premises where it can be viewed from outside the premises at all times the premises is open.

Telephone contact details for the premises will be provided to residents and the Responsible Authorities on request.

3. An incident log shall be kept at the premises, and made available on request to the police or an authorised officer, which will record:

a. Any and all allegations of crime or disorder reported at the venue

b. Any complaint against the premises in respect of any of the Licensing Objectives

c. Any faults in the CCTV system

d. Any and all ejections of patrons

e. Any and all seizures of drugs or offensive weapons

f. Any refusal of the sale of alcohol

4. Bank Holidays – On any day immediately preceding a Bank Holiday, the operating hours and the permitted hours for all licensable activities, shall reflect the hours permitted on Saturdays

b) The prevention of crime and disorder

5. CCTV shall be installed, operated, and maintained, to function all times that the premises is open for licensable activities. Said CCTV will comply with the following criteria:

a. The licensee will ensure that the system is checked every two weeks to ensure that the system is working properly and

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- that the date and time are correct.
- b. A record of these checks, showing the date and name of the person checking, will be kept and made available to the police or other authorised officer on request;
 - c. The Police will be informed if the system will not be operating for longer than one day of business for any reason;
 - d. One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering;
 - e. The system will provide coverage of the interior of the premises;
 - a. One camera will cover the external area to the rear of the premises;
 - f. The system will record in real time and recordings will be date and time stamped;
 - g. At all times during operating hours, there will be at least 1 member of staff on the premises who can operate the system sufficiently to allow Police or authorised Council officers to view footage on request.
 - h. Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to the police or other authorised officers on request (subject to the Data Protection Act 1998) within 24 hours of any request.
6. Clear signage will be prominently displayed at the premises highlighting that CCTV in operation.
7. A Zero Tolerance Policy towards the use, possession and supply of illegal drugs will be adopted and enforced.
8. The Premises Licence holder will risk assess the staffing requirement, to ensure that adequate levels of staff are on duty at all times the premises is open to the public.
9. In the event that crime or serious disorder is, or appears to have been, committed on the premises, the management will ensure that:
- a. The police and, where appropriate, the London Ambulance Service, are called without delay;
 - b. As far as is safe and reasonably practicable, measures will be taken to apprehend any identified suspects pending the arrival of the police;
 - c. As far as is safe and reasonably practicable, all measures will be taken to preserve any identified crime scene pending the arrival of the police;
10. No self-service of alcohol shall be permitted at the premises.
11. No externally promoted events will be permitted at the premises; 'externally promoted events' are those which are promoted, managed and delivered by external promoters not affiliated to the Premises Licence holder.
12. Alcohol shall not be sold or supplied to patrons otherwise than those who are seated at the premises & taking a substantial table meal and for consumption by such persons as ancillary to that table meal; with the following conditions and exceptions:
- a. All substantial table meals shall be prepared on the premises
 - b. All customers will be shown to their table to be seated.
 - c. Alcohol shall be sold / supplied by waiter / waitress service only.
 - d. As an exception to condition 12 (a), (b) & (c) - A maximum of 6 customers waiting for a table to become available shall be permitted to consume alcohol while standing at the front bar area. They shall be shown to a table with the minimum of delay; once a suitable table becomes available.

c) Public safety

13. A fire risk assessment shall be conducted and regularly reviewed. In-line with the Fire Risk Assessment:
- a. Heat / Smoke detectors are installed and maintained by a competent person.
 - b. An integrated fire detection and alarm system is installed, checked, regularly tested and maintained by a competent person.
 - c. Fire extinguishers are installed in accordance with the recommendations of the fire risk assessment.
 - d. Emergency lighting is installed in accordance with the recommendations of the fire risk assessment.
 - e. All emergency exits are marked on the premises plan.
14. The number of persons accommodated at any one time (excluding staff) shall not exceed 55 patrons.

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15. Adequate & suitable first aid boxes shall be maintained.

d) The prevention of public nuisance

16. Glass set aside for recycling shall not be emptied from one receptacle into another in any external area of the premises between the hours of 22.00 and 09.00 on any day.

17. The area immediately outside & frontage of the premises will be maintained to ensure that any general litter and smoking litter generated by the premises and / or its customers is regularly cleared when the premises is open and at the end of each evening when the premises is open.

18. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

19. All filters, ducting and extract fans used for the dispersal of cooking smells serving the building, shall be cleaned and serviced regularly.

20. No more than 4 patrons, at any one time, shall use the frontage of the premises to smoke after 21:00hrs until closing.

21. Alcoholic drinks sold for consumption on the premises, will not be permitted to leave the licensed area (marked within the red lines on the associated plans) of the premises at any time; including with those persons leaving the premises temporarily, for the purpose of smoking etc.

22. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.

23. A suitable Dispersal Policy will be adopted by the premises and all relevant staff will receive training in the implementation of the policy. A copy of the policy will be kept at the premises and made available to the Police or Environmental Health Officer on request.

24. All external doors to the premises will remain closed after 22.00 except for entrance and egress, to prevent noise escaping from the premises.

25. Any outdoor furniture shall be fitted with rubber pads to the bottom of the legs to minimise noise when moved.

26. The external area to the rear of the premises will be closed to customers at 23.00 on every day. All customers must have left the area by 23.00.

27. No amplification system or speakers will be used in the external areas of the premises.

28. A sign requesting customers to respect local residents and keep noise to a minimum, will be displayed in the external area to the rear of the premises.

29. Exterior lighting shall be directed away from residential properties.

30. Waste shall not be collected from the premises between the hours of 23.00 and 07.00 on any day

31. Deliveries related to the permissible Licensable Activities shall not take place between the hours of 22.00 and 07.00

32. The shutters to the front of the premises shall be maintained so as not to cause a noise nuisance when in operation to residential properties in close vicinity.

33. All music shall be restricted to ambient background levels of sound.

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34. Tables & chairs in the external areas of the premises shall be rendered unusable by 23.00 on every day.
35. Staff shall monitor the outside of the premises to ensure that noise levels from patrons do not cause any nuisance to any nearby residents.

e) The protection of children from harm

36. A Challenge 25 policy will be enforced, where any person reasonably looking under the age of 25 shall be asked to prove their age when attempting to purchase alcohol; signs to this effect will be displayed at the premises. The only acceptable forms of identity will be those photographic identification documents recognised in the Home Office guidance; including passports, photo-card driving licence or proof of age card bearing a PASS hologram.
37. Clear signage will be prominently displayed at the premises highlighting that a Challenge 25 Proof of Age Scheme in operation.
38. A register of refusals book or electronic equivalent designed to record all refusals of sales of alcohol shall be maintained on the premises and made available to the police and local authority officers upon reasonable request.

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NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

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Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is A British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

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- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

Continued from previous page...

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

Section 20 of 21

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

Section 21 of 21

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non- domestic rateable- value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £87000 £315.00

Band D - £87001 to £125000 £450.00*

Band E - £125001 and over £635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £87001 to £125000 £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39999 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

* Fee amount (£)

190.00

DECLARATION

Continued from previous page...

[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)

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name	Peter Mayhew		
* Capacity	Agent (Licensing Consultant)		
* Date	08	/	04
	dd	mm	2021 yyyy

[Add another signatory](#)

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/islington/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

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

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

OFFICE USE ONLY

Applicant reference number	<input type="text"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [19](#) [20](#) [21](#) [Next >](#)



REPRESENTATION RESPONSE

PREMISES	Paradiso Desi Restaurant, 230 Hornsey Road, London N7 7LL
APPLICANT	Hermil Island Lounge Limited
OBJECTOR	PC Tim Livermore
AGENCY	Police
DATE RECEIVED	26/04/2021
EMAIL(S)	Tim.J.Livermore@met.police.uk
TELEPHONE	07919 547 416

THIS DOCUMENT AND ITS CONTENTS ARE SENT WITHOUT PREJUDICE

Following discussions with the Police, the details outlined below have been agreed subject to the Police withdrawing their representation and making no further representation in respect of this application.

AGREED CHANGES TO THE CONDITIONS OFFERED IN THE ORIGINAL APPLICATION

Offered Condition 1 – To be changed to read:

1. Appropriate induction training will be undertaken with all staff involved in the sale of alcohol, to cover appropriate subjects for their role including:
 - a. The responsible sale of alcohol.
 - b. The times & conditions of the valid Premises Licence
 - c. The prevention of under-age sales of alcohol, the Challenge 25 policy and in checking & authenticating accepted forms of identification.
 - d. The responsibility to refuse the sale of alcohol to any person who is drunk.
 - e. The refusal of entry to and the safe and orderly removal of any person who is or appears to be drunk, is disorderly or displaying signs of other substance abuse.
 - f. Completing the register of refusals
 - g. Fire safety & emergency evacuation procedures

All training will be recorded and signed by the member of staff. Training records made available on request to an authorised officer of the Licensing Authority or the Police.

Refresher training will be undertaken with all relevant staff who do not hold a Personal Licence at least once every twelve (12) months.

Offered Condition 10 – Shall be removed and incorporated into Offered Condition 12.
Offered condition 12 shall now read:

12. Alcohol shall not be sold or supplied to patrons otherwise than those who are seated at the premises & taking a substantial table meal and for consumption by such persons as ancillary to that table meal; with the following conditions and exceptions:
 - a. All substantial table meals shall be prepared on the premises
 - b. All customers will be shown to their table to be seated.
 - c. Alcohol shall be sold / supplied by waiter / waitress service only.
 - d. As an exception to condition 12 (a), (b) & (c) - A maximum of 6 customers waiting for a table to become available shall be permitted to consume alcohol while seated at the front bar area. They shall be shown to a table with the minimum of delay; once a suitable table becomes available.
 - e. No self-service of alcohol shall be permitted at the premises

Offered Condition 11 – This shall be replaced with the proposed Police condition, namely:

11. The premises shall not be hired out to any third party and no promoted or ticketed events will be staged at the premises.

Offered Condition 36 – This shall be replaced with proposed Police condition, namely:

36. The premises will operate the 'Challenge 25' proof of age scheme.
 - a. All staff will be fully trained in its operation.
 - b. Only suitable forms of photographic identification, such as passport or UK driving licence, or a holographically marked PASS scheme cards, will be accepted.

ADDITIONAL CONDITIONS AGREED

39. There shall be no vertical drinking permitted at the premises.
40. The premises shall monitor any patrons smoking outside of the premises on the street or front terrace, to ensure that they do so in an orderly manner and that there is no public nuisance or obstruction of the public highway caused.

Updated: Peter Mayhew – 05/05/2021

Joshua Simons & Associates Ltd

FINAL

Planning enquiry into planning history and planning polices for 230 Hornsey Road, N7 7LL.

Client	Hermil Island Lounge Ltd
Premise Address	230 Hornsey Road, N7 7LL.
Planning Authority	Islington Council
Date/version	14/07/21 Version 2

3.0 Historical planning matters

3.1 This section provides details on the historical planning of the site in so far as the use class permission was queried by the planning enforcement officer during an application for a premises licence in 2021.

3.2 A search was made of Islington's online planning register however there were no historical files available to provide confirmation that the premises has a specific class use as a restaurant. This was confirmed by Mr Andrew Jarrett a Planning Enforcement Manager. A further check was made to see if the planning authority holds any archive planning files but this search did not find any relevant information.

3.3 Planning use class - A historical file under reference 990993 dated 26 August 1999 has been produced on the request by Joshua Simons and Associates by the client from the landlord of the premises. This enquiry has not been made aware of any other planning permissions granted by Islington council. The file from 1999 confirms in writing that planning permission was granted for a change of use class from A1 to A3 Restaurant if this use class has been operated since and there have been no other applications for change of use class then the use would continue to be A3. This is subject to Condition 1 on the schedule that the approval shall be implemented from the date of the decision within a period of 5 years.

3.4 New E Class permission - It is understood from information provided by the client that the use of the premises was as a restaurant on the 31 August 2020. This is important when put into context to the Town and Country Planning (Use Classes) (Amendment) (England) Regulations 2020 (Statutory instrument 2020/757) that were updated on 1st September 2020. The Regulations make it clear at section 7 that a building or land which is used for any of the following uses on 31 August 2020 will be treated from 1 September 2020 as falling within the new Class E: a. Class A1 (Shops); b. Class A2 (Financial and professional services); c. Class A3 (Restaurant and cafes) and; d. Class B1 (Business).

3.5 Consequently, any change of use of a building or land between those uses fall within the new E use class and will not constitute development and therefore will not require planning permission.

3.6 Planning conditions - Condition 3 states that the premises shall not operate outside of the hours of 08:00 – 23:00 on any day. If the premises does proposes to trade beyond these timings it will be a requirement to seek to vary these hours by way of a planning application. It is understood from the clients licensing agent Peter Mayhew that there is a proposal to apply for a licence from 11:30 until 23:00 on Sunday to Thursday and until 00:00 on Friday and Saturday. It is not known if there is any provision for additional closing up timings i.e after proposed permitted licensable activity of alcohol and late night refreshment but if there are then any planning application may have to include an additional 15 or 20 minute closing down period.

3.7 There is not a specific policy that provides details on acceptable opening times for a restaurant however section 4.16 of the local plan policy states the planning authority will give

consideration to the potential for adverse impacts to arise relating to anti-social behaviour, litter, noise, disturbance and other individual and cumulative impacts of late night uses. The development policy refers to the council's Licensing Policy, which identifies areas affected by negative cumulative impacts in relation to late night operation.

3.8 It appears from a search on Google street maps that the existing premises trades as a restaurant, bar and shisha/hookah lounge in a parade of shops with residential properties above however this description was found to be incorrect. The client has clarified that they have no plans to use the premises for the purposes of providing shisha/hookah and that premises is very much for a traditional restaurant.

The next section of this report provides the conclusions on those matters that have been investigated.

4.0 Conclusions

4.1 The premises now known as Paradiso Desi Restaurant appear to be classified as A3 based on what appears to be an official planning decision notice issued by Islington Council dated 26th August 1999 under reference 990993. A change to the planning use class order in September 2020 meant that the former A3 use as a restaurant has been merged into the new E class use. As the client confirmed that the premises were in use as a restaurant at the time of the change in planning legislation then and it is under 150 sqm no new application for planning permission should be required.

4.2 The permitted planning for the use class restricts the hours the premises can open. It is understood that the client is seeking a modest extension to the opening times on weekend days and bank holidays by 1 hour up until 00:00 from the current terminal time and with no extension on weekdays. This is a modest extension and may be acceptable however it must be borne in mind that the council will consider noise and nuisance mitigation measures and whether the proposal is likely to increase or create a negative cumulative impact in the surrounding area (generally within a 500m radius of the site).

5.0 References

- i. **Islington's Local Plan: June 2013 Development Management Policies.**
- ii. **Planning decision notice – reference 990993 dated 26/08/1999.**
- iii. **Islington's Core Strategy February 2011**
- iv. **Urban Design Guide, Supplementary Planning Document January 2017**
- v. **The Town and Country Planning (Use Classes) (Amendment) (England) Regulations 2020 - UK Statutory Instruments 2020 No. 757, Regulation 7.**

END OF REPORT.

TOWN AND COUNTRY PLANNING ACT 1990 SECTION 69(1)
REGISTER OF PLANNING DECISIONS

COPIES TO: Head of Building Control; Head of Law (Land Charges)
Case File; Statutory Register

STATUTORY REGISTER COPY
Full Planning Application

LONDON BOROUGH OF ISLINGTON
PLANNING CONTROL DIVISION
P.O.BOX 3333
222 UPPER STREET
LONDON N1 1YA
Telephone: 0171 477 2774

RIFAT BASTAS
30 WIDDENHAM ROAD
LONDON
N7 9SH

Your ref:
Our Ref : 10961A/HRD
Application No: 990993

Issue Date : 26/08/1999

Particulars of an application made under the Town and Country Planning Acts and Rules, Orders and Regulations made thereunder.

BOROUGH COUNCIL'S DECISION: Planning Permission GRANTED on the 24/08/1999 for the development referred to in the undermentioned schedule, as shown on the plans submitted, subject to the conditions referred to.

SCHEDULE

Date of Application: 23/05/1999. Submission Completed: 02/08/1999

Applicants Plan No(s): SEE PROPOSAL

Registered no(s) : 09931

LOCATION: 230 HORNSEY ROAD, N7

DEVELOPMENT: Change of use of ground floor to A3 restaurant use.

APPLICANT'S PLAN NOS.: 02A, agents letter dated 28/07/99

SUBJECT TO THE FOLLOWING CONDITIONS:

1 CONDITION: The development hereby permitted shall be begun not later than the expiration of five years from the date of this permission.

REASON: To comply with the provisions of Section 91(1) of the Town and Country Planning Act 1990

2 CONDITION: Details of ventilation provision whether or not fan assisted or otherwise forced and any necessary ducting shall be submitted to and approved in writing by the Council as Local Planning Authority, and shall be installed before the use hereby approved is commenced.

REASON: To ensure that amenity in the locality is not prejudiced.

3 CONDITION: The use shall not operate except between the hours of 08.00 and 23.00 on any day.

REASON: To ensure that the proposed development does not prejudice the enjoyment by neighbouring occupiers of their premises.

4 CONDITION: The separate door, corridor and street access to the residential accommodation on the upper floors shall be maintained for such use to the satisfaction of the Local Planning Authority.

REASON: In order to safeguard amenity and facilitate separate use of upper floors.

5 CONDITION: Full particulars and details of a scheme for sound insulation between the ground and first floor shall be submitted to and approved in writing by the Local Planning Authority, and the approved scheme shall be installed before commencement of the use hereby permitted and permanently retained thereafter.

REASON: To protect the amenities of the occupiers of residential accommodation.

INFORMATIVE(S) (IF ANY);

This consent is for change of use only and does not permit any external alterations or signage for which separate applications will be needed.

ACCESS FOR DISABLED PEOPLE

Your attention is drawn to the enclosed notice (TP49A) relating to access for disabled people including the requirements of the Chronically Sick and Disabled Persons Act 1970 together with Part 'M' of the Building Regulations. If you wish to obtain further advice on this or any other access issue you should contact the Council's Access Officer located in Building Control Services.

Council Policies on Access for Disabled People

The applicant's attention is drawn to the Council's policies on access for people with disabilities.

For applications not covered by Part M of the Building Regulations, e.g. for conversion or change of use, facilities for access for people with disabilities to Part M standards should be provided where physically achievable. All external works should be designed to be usable by people with disabilities and appropriate parking and external access facilities should be provided.

For areas not covered by the Building Regulations, the applicable standards are set out in BS 5810. Developers may also wish to refer to 'Designing for Accessibility', published by the Centre for Accessible Environments.

The Council will expect new housing developments and, wherever physically achievable, conversions to meet Lifetime Homes Criteria. Provision of wheelchair standard housing will be encouraged. These should be in accordance with Islington's Planning Standards Guidelines.

Complying with these Policies

Planning applications will be expected to indicate the space standards (e.g. door, corridor, parking bay widths, etc.)

together with any facilities such as lifts, ramps, etc. required for compliance with the above policies.

Where planning permission is granted, conditions will normally be imposed requiring submission and approval in writing of details of the relevant items on the attached list, at a scale appropriate to show compliance.

In most cases, it is expected that the process of submission, approval and monitoring of the details required will be carried out concurrently with any application for Building Regulations Approval following from the granting of planning permission.

RUBBISH DISPOSAL

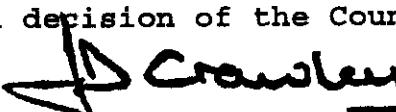
The Council is becoming increasingly worried by the amount of rubbish and trade refuse left in the streets and I would appreciate your making every effort to keep the street clear of litter arising from your business. If you have any difficulty in making arrangements for the removal of refuse please contact the Council's Cleansing Service, Albany Place, Benwell Road, N1 7DH (Tel: 0171-226-1234).

ENVIRONMENTAL HEALTH AND CONSUMER PROTECTION

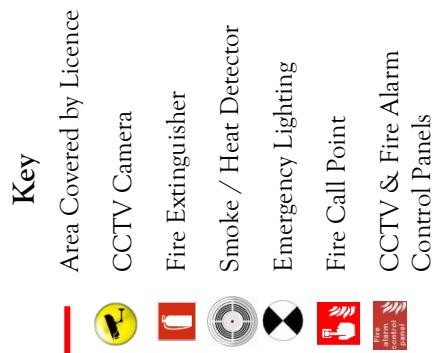
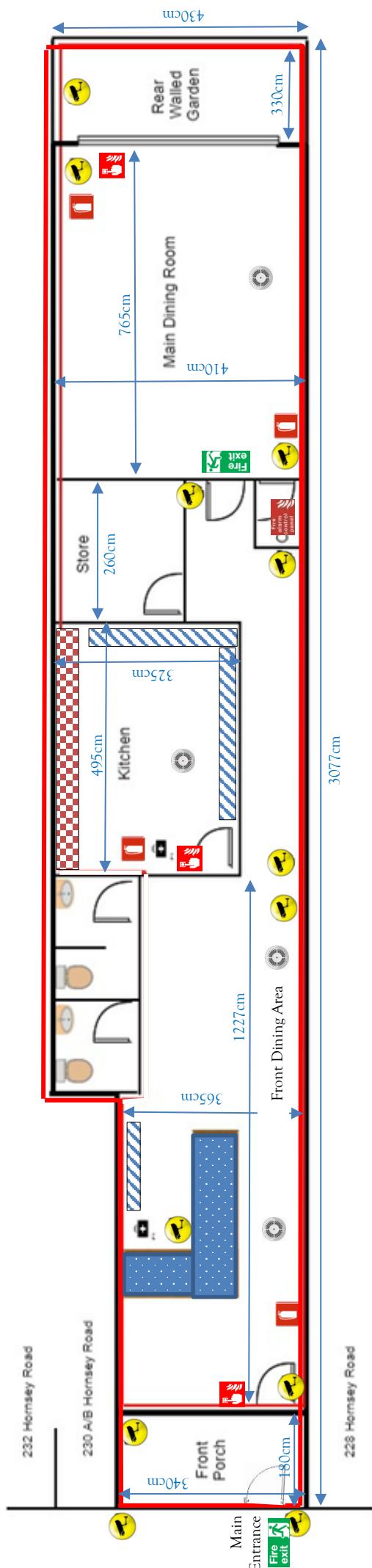
The Assistant Head of Regulatory and Planning Services (Environmental Health/Consumer Protection), 159-167 Upper Street, Islington, N1 1RE (Tel: 0171-354-7150 or 7168) should be consulted:

- 1) the need to comply with the provision of the Food Act, the General Food Hygiene Regulations and other food legislation, including the labelling/composition of food.

Certified that this document contains a true record of a decision of the Council.


Signed.....
Head of Regulatory and Planning services
and proper officer

REG1FAC



Premises Licence Plan
Paradiso Desi Restaurant
230 Hornsey Road, London N7 7LL

Licensing Act 2003 - Licensing Authority Representation

Paradiso Desi Restaurant, 230 Hornsey Road N7 7LL

New Premises Licence Application

I am submitting a representation on behalf of the Licensing Authority with respect to the premises licence application for:

The sale of alcohol, from 1130 to 2300 Sunday to Thursday and from 1130 to midnight on Fridays and Saturdays, late night refreshment until midnight on Fridays and Saturdays, both for consumption on the premises,

The grounds for the representation are:

- Standards of management
- Public nuisance

Licensing Policy Considerations

Licensing Policy 1 Development Planning

Licensing Policy 8 Management Standards

Licensing Policy 21 Public Nuisance

Areas of Concern

Licensing Policy 1 states:

The Licensing Authority expects applicants to ensure that they have planning consent for the intended use and hours of operation, or otherwise have lawful planning status, before making an application for a premises licence.

The Planning Service report that The planning records reveal there is no planning approval for the use of the premises as a restaurant (Class E).

The newly introduced rules stipulate that premises over 150 square metres require requisite planning approval for change of use. There appears to be no indication in the licence application about the total gross area of these premises to establish whether a full planning or prior approval application. Notwithstanding, a planning application for Prior Approval is required prior to the use of the premises as a restaurant.

Licensing Police 8 states

When assessing the applicant's or licensee's ability to demonstrate a commitment to high standards of management the Licensing Authority will take into account, amongst other things, whether the applicant or licensee:

- can demonstrate to the Licensing Committee a comprehensive knowledge of best practice
- has sought advice from the responsible authorities
- has implemented any advice that been given by the responsible authorities
- is able to understand verbal and written advice and legal requirements
- can demonstrate knowledge of the licensing objectives, relevant parts of the Licensing Policy and their responsibilities under the Licensing Act 2003
- is able to run their businesses lawfully and in accordance with good business practices
- can demonstrate a track record of compliance with legal requirements.

Where there is a history of non-compliance associated with the management of the premises the Licensing Authority is unlikely to grant a new licence unless there is evidence of significant improvement in management standards.

The Licensing Authority is committed to promoting high standards of management in all licenced premises and expects applicants and licensees to demonstrate this through their operating schedule and management practices. Experience indicates that where these requirements are not adhered to the licensing objectives are likely to be undermined.

Licensing Policy 21 states

The Licensing Authority is committed to preventing public nuisance by protecting the amenity of residents and businesses in the vicinity of licensed premises. Applicants and premises licence holders are expected to address these issues in their operating schedules.

Where relevant representations are received, the Licensing Authority will impose appropriate restrictions or controls on the licence to support the prevention of public nuisance due to amongst other things, odour, smells and smoke, litter, waste and street fouling, highways and pavement obstructions, noise, deliveries and collections, outside drinking, eating and smoking and dispersal of patrons.

Public nuisance can apply to a wide range of activities that prevent residents, members of the public or other businesses carrying out their normal activities or that cause the council to have to take remedial action. The Licensing Authority expects applicants and premises licences holders to implement measures to minimise public nuisance associated with the above.

Recommendation

This applicant, Hermil Island Lounge Limited previously applied for a premises licence in September 2020. The Licensing Sub Committee refused the application on the basis that the applicants did not have a basic understanding of the licensing objectives, they were not satisfied that they would adhere to high standards of management and there was a high level of noise and nuisance in the vicinity, effecting residents living nearby.

The Licensing Authority recommends that the Licensing Sub Committee satisfy itself that the applicant has demonstrated that the premises will be operated to the high standards of management expected and without causing a nuisance to residents.

The premises falls within the Holloway and Finsbury Park Cumulative Impact area and the Licensing Authority is committed to working with potential applicants and existing licence holders to maintain a well-managed evening economy that meets residents and business needs whilst minimising any adverse impacts in terms of crime, disorder, nuisance and antisocial behaviour.

Should the application be granted, the premises will operate as a restaurant only and not as a take away or delivery service.

All customers must be seated in the premises, including the external areas and alcohol only available as ancillary to a main meal.

External seating areas must be cleared and closed by 2100 each day.

Terrie Lane
Licensing Manager

Public Protection Division

terrie.lane@islington.gov.uk

6/5/2021

Rep 2

I wish to submit an objection to the premises licence for Hermil Island Lounge. 230 Hornsey Road. N7 7LL.

I'm a direct neighbour, living [REDACTED]

Prevention of crime and disorder.

- I have personal experience of the great levels of disorder caused by this premise at their Launch party. (I've included a full outline of this below, which I'd like redacted from the public record) Needless to say, in 2 nights of being open, they managed to cause such nuisance that I am certain I'd have to move out of my flat if they are granted the licence. I complained on 2 nights in a row about the noise, but I note that at the licence hearing the owner claimed no complaints were received.
- The venue claims to be a family restaurant, but their actions thus far all indicate to the contrary. The front area visible from the street is clearly a bar. The signage described the space as a bar. It's now been covered with black tape, but the huge bar in the window remains and will surely attract those looking to drink over those looking to eat. Furthermore They clearly display a 'NO UNDER 18s' Emoji on its instagram page. If only adults are allowed in this restaurant. An adults only drinking space, would naturally encourage drug taking and drunkenness to spill onto the streets,
- If the applicant does indeed intend to run the space as a restaurant and limit vertical drinking, the clear indicators of it being a bar that I noted above will make this very difficult to maintain, and I would be concerned that managing the clientele drawn into what appears to be a bar will lead to a challenging environment for the owners and potential disorder issues.
- street is already a Cumulative Impact Area, with a known problem with loitering and lingering at night, This bar will legitimise this and attract more, pushing the problem well past midnight

Prevention of public nuisance.

- The smoking area on the front (the recessed area) actively encourages people out to the front to smoke and make noise. As it's not on the street, it's easy to assume once that is full of people, the next will step out onto the pathway, blocking the street and raising the volume further. On the launch event, groups of smokers were blocking the door to our building and had to be asked to move to gain access.
- The noise coming from the 'Walled Garden' is totally unacceptable. I have a video demonstrating that the back room is fitted with a sound system FAR beyond what would be necessary in a restaurant. More akin to a club. The back wall of the building is a bifold door meaning all sound travels straight out of the 'restaurant' and bounces straight back onto the multiple

dwellings on the back of the row of buildings, and potentially further. It's quite literally the loudest music I've ever heard playing outside of a venue in my 20 years of socialising in London.

- It was clear from their launch party in October that the owners of this bar have slim regard for the law when it comes to closing times, so I'm afraid I have no confidence in their ability to keep the noise to reasonable hours. If when operating on a temporary licence, awaiting a permanent licence, during a global pandemic, you still feel it's reasonable to hold a lock in, I'm not certain you should be trusted with an alcohol licence or the responsibilities that come with it.
- It's also worth noting the application is for a licence to run 7 days a week to close 11PM or midnight. This means no let up from the noise and disturbance all week,

Public Safety.

- On one of the 2 Launch party nights, I witnessed the shutters being half way down while the space was full of people (after hours) If the owners intend to use the shutter as a means of hiding lock ins, surely this poses a great risk to the safety of those inside in the instance of fire for example?
- Hornsey Road already has issues with public nuisance and loitering, broken glass and rubbish in the streets, which makes it at times feel unsafe to walk alone at night. I feel strongly that adding to the issue with more drunk revellers after midnight who are not adequately managed would add significantly to the problem.

Many Thanks

Rep 3

Paradiso Desi: licence objection ("Premises")

We are neighbouring residents and wish to object to the application for a premises licence.

Prevention of Nuisance

1. We are worried about increased noise from the front and rear of the Premises. The garden is surrounded by walls where the noise can resound, the front is open to the road and the Premises are not sound insulated.

2. Already our peace and quiet is ruined by the noise from the surrounding bars eg laughter, shouting, car door slamming (from patrons' cars and many minicabs that these places attract). Allowing a licence for the Premises will increase these nuisances, whatever the Applicants say.

There are already too many bars and restaurants along this road and we are fed up with the noise from the patrons and music, spitting, cigarette ends and the litter caused by the Premises and its patrons. This will be unbearable if allowed in addition on Bank Holidays.

The pavement will be blocked by even more waste from the Premises that is not bagged up properly: this has been the case when they opened in November 2020 when we thought the lockdown was on.

3. We are not happy with the cooking facilities and the smell that comes from them.
4. The application seems to allow the Premises to be used a drinking bar not just a restaurant and this is not acceptable. It is advertised on the internet as a cocktail bar and hookah bar. When the frontage is covered up, we will not know how the Premises are used but we will suffer the consequences.

Crime and Disorder

1. With hookahs and shisha being used at the Premises we are worried about the consumption of illicit substances.
2. There have been altercations between patrons.

Public Safety

1. We are worried about fire control given the number of Patrons, cooking activities and the use of hookahs and shishas. We do not think the Premises is properly prepared for a fire.

Control

We think the female manager is too young and inexperienced to be able to control the male patrons.

Please would the Committee

Rep 4

Licensing Service,
London Borough of Islington,
3rd Floor, 222 Upper Street,
London N1 1XR

4th May 2020

Your ref; PARADISO DESI RESTAURANT, 230 Hornsey Road, N7 7LL (WK/200064579 - was Hermil Island Lounge)

Dear sir/madam,

I am a [REDACTED] from the Applicant Premises.

I wish to make my objection to the application for a premises licence for the following:

Public Safety

- The applicant's application for licence to open and to allow selling alcohol for 14.5 – 15 hours a day, 7 days a week (weekday from 9am-11.30pm, weekend 9am-12am), this not acceptable for the local residents to put up with possible non-stop alcohol drinking customers and also there is a primary school gate (Pakeman Primary School) only 25m away from this establishment's outdoor tables. From the applicant's previous opening in November 20, it was cocktail and shisha bar (confirmed in all their Google Reviews) even although the applicant claims it restaurant.
- This applicant's intention is to expand on their current business to longer hours and more drinkers, currently there is already lack of sufficient parking for drinkers to the other similar establishments on Hornsey Road, and the granting of a very late licence to the Applicant will make the congestion on Hornsey Road and the surrounding streets (Seven Sisters Road & Mayton Street) even worse. This created parking problems (including double parking).
- Before the Covid19 lockdown, groups of men were loitering outside our doorway constantly, normally from their opening time and into late at night (even after they closed). As a single female and especially coming home late at night, I found it frightening and intimidating. It is NOT acceptable for any member of the public has to walk through groups of loitering men.
- Hornsey Road is already difficult for the passage of fire, police and ambulance vehicles and buses, the late opening will intensify this problem.
- This applicant and their relative (Daniel Afe-Werqci) were refused by Licensing twice last year due to lack of experience of manage this type of establishment and other things, and since last November 2020 this does not seem to have changed. Also, the relative of this applicant runs Zara, 163 Hornsey Road which throughout the December 20-March 21 Covid19 lockdown, Zara often have customers/people inside drinking which breaches Covid rules.

Prevention of Nuisance

- My home/property is sandwich between 230 Hornsey Road and 236 Hornsey Road, the propose increase business hours, from existing experience with this type of establishments (236 Hornsey Rd who currently looking to extend late hours opening & 163 Hornsey Rd-opposite to us), this will increase further the noise coming from these premises and increase noise from the customers arriving and leaving late at night.
- The new application state the premises licence to open for 14.5 hours weekdays and 15 hours weekend, this also increase noise around the area, as it is known all drinking establishment with outside areas creates by group of people, hence large volume of noises. The applicant's property is in middle of a residential area and not suitable. This would mean lack of quiet hours for residents to rest and negative impact to all our mental and health wellbeing.
- From pass experiences, groups of men loitering outside the street, sitting on resident's doorways, smoking and shouting (normally at each other or on their mobile phones).

The granting of a late-night alcohol license will increase this nuisance whatever assurances from the applicants.

- The consumption of alcohol often go hand in hand with the smoking of cigarettes, as these types of establishments has to comply with the regulations prohibiting smoking inside a premise, the customers will be forced into stand around the entrance of the neighbour's doorways and shop fronts.

The customers also leave lots of cigarette ends litter all over Hornsey Road.

- The Applicant Premises has a built small outdoor sitting area in their newly renovated (in February 2020) shop front, this means no sound proofing and noise will undoubtedly be generated and will be excessive into late night on a daily basis. Residents will no doubt will suffer from this.

- Playing music late into the night at the Applicant Premises, especially music with deep bass, thumping and drumming sounds would vibrate from the uninsulated premises and would be unbearable for local residents as all the houses on Hornsey Road are closed connected builds.

- Nuisance already caused by other similar establishments on Hornsey Road are:

Litter (especially, cigarette ends),

Excessive empty bottles/containers, often smashed on the pavements or on resident's doorways,

Increase of rats due to half eaten food,

Spitting,

Excess of noise late in the night (rowdy customers coming & leaving the establishments),

Harassments of passers-by (loitering men).

Crime and Disorder

- Existing other similar establishments nearby they had attracted various unpleasant characters who shout, fight, vomit and urinate in the street and often in the front of building. There also been illegal drugs buying/selling too within a few yards of my front door in the past.
- The police are called at regularly to intervene in fights at or outside other establishments (e.g. Eaglet pub at the corner of Hornsey Road). The late closing of the Applicant will only lead to increase local pressure between the drinkers of the other similar establishments.

In my opinion, we could not see any improvement in the Applicant's new application from the two applications from last year and if anything, the possible 14.5-15 hours opening time at 230 Hornsey Road would increase noise. Granting the Applicant, a late Licence would most certainly increase the noise pollution, traffic congestion, drinkers/customers and police activity which would lead to an unacceptable deterioration of my rights to family life, mental and health wellbeing and the quality of the whole neighbourhood as a whole.

I strongly urge the Islington Council not to grant a licence sought by this Applicant.

Yours sincerely,

Rep 5

Dear Sir/Madam

Objection to Application for Grant of a Premises Licence, 230 Hornsey Road

We write to object to the application made on 8 April 2021 by Hermil Island Lounge Limited to the London Borough of Islington for the grant of a premises licence under Section 17 of the Licensing Act 2003 for use at the premises to be known as Paradiso Desi Restaurant, 230 Hornsey Road, London N7 7LL.

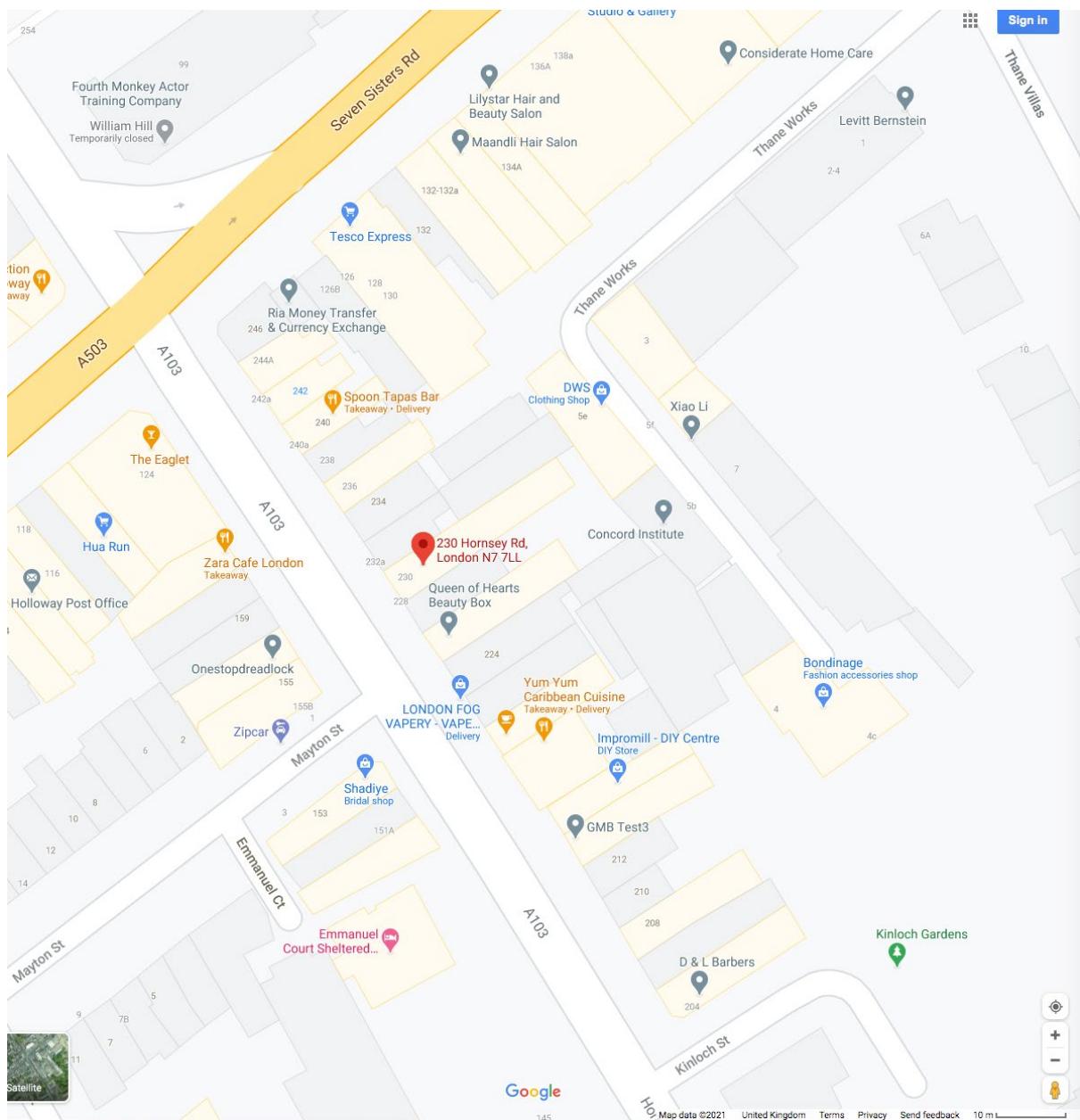
Our grounds for the objection are as follows.

Prevention of Public Nuisance

Whilst there are shops at ground floor onto Hornsey Road and Seven Sisters Road most of them have residential premises above which surround the garden area to 230 Hornsey Road and would be subject to nuisance from noise from the premises and from its garden area. Please refer to the attached screengrab from Google Maps on which 230 Hornsey Road is labelled and the surrounding properties can be seen. In addition to the above homes there are premises such as our own, noted on the above screengrab as plot 5b in Thane Works, and also the yoga studio located at plot 3 Thane Works which need quiet enjoyment of our premises to conduct our business. We hold daytime and evening yoga and meditation workshops and also dialogue workshops which can extend to midnight about serious life issues which require the absence of disturbance from noise and music which the proposed licensed premises would cause. We are aware that the rear of 230 Hornsey Road opens up into a rear garden area and that the occupants have in the past conducted a launch event with people smoking and loudspeakers in the garden area playing music which was extremely loud. This is not an appropriate area to grant a license for a noisy business which would cause public nuisance.

We strongly object to the above licence application and request that you do not grant it.

Yours sincerely,



Rep 6

Dear Sir/Madam

Objection to Application for Grant of a Premises Licence, 230 Hornsey Road

We write to object to the application made on 8 April 2021 by Hermil Island Lounge Limited to the London Borough of Islington for the grant of a premises licence under Section 17 of the Licensing Act 2003 for use at the premises to be known as Paradiso Desi Restaurant, 230 Hornsey Road, London N7 7LL.

Our grounds for the objection are as follows.

Prevention of Public Nuisance and Safety of our Tenants.

Whilst there are shops at ground floor onto Hornsey Road and Seven Sisters Road most of them have residential premises above which surround the garden area to 230 Hornsey Road and would be subject to nuisance from noise from the premises and from its garden area.

Please refer to the attached screengrab from Google Maps on which 230 Hornsey Road is labelled and the surrounding properties can be seen.

In addition to the above homes there are premises such as those that I and my companies own, noted on the above screengrab as units 1,2,3,4,5 (a,b,c,d,e,f), 6(a,b,c,d),7 Thane Works. These are B1/B2 units that are the home of businesses providing employment in the area, The granting of a formal Premises Licence to 230 Hornsey Rd., will directly affect the quiet enjoyment of our premises by our tenants to conduct their business.

In the past there have been incidents of illegal supply of intoxicating substances, the Police has come more than once to dispell gathering at the back entrance of the garden at 230 Hornsey rd., as a new opening was created at the back of the garden, directly on Thane Works, allowing direct access to the unlicenced premises. The opening of the gateway was done without planning permission and was reported at the time (about 5 years ago). There was no opening there before.

We have tenants that work in Thane Works, holding training workshops and exercising their professional trades often late in the evenings and I have reports of large numbers of individuals, consuming either alcohol or other drinks , causing concern to those having to pass through those crowds of "All male" late in the evenings or at night, particularly during autumnal or winter periods.

Our Site Security, based at 1 Thane Villas, has been called several times by our tenants (the majority of which are women), concerned with their safety, asking him to come and escort them through and out of Thane Works, when such gatherings are taking place.

Your granting of the licencing will somewhat legalize what has so far been (I believe) an illegal arrangement in the garden of 230 Hornsey rd., you may be rewarding unlawfull behaviour to the detriment of other law abiding citizens that go about their business and should not be made to feel concerned for their safety by others gathering where they should not be.

The above facts can be verified with who is our community liaison. His Number is . I'm copying him in this email.

Over the years, we as a Landlord , out tenants as occupiers and PC Tsendis as the guardian of law and order of our neighbourhood have been working together to make the area a better place to live and work. This is not an appropriate area to grant a license for a noisy business which would cause public nuisance and attract what I believe could be unsavory or downright dangerous situations.

We strongly object to the above licence application and request that you do not grant it.

Yours sincerely,

Rep 7

I would like to submit an objection to the licencing application of PARADISO DESI RESTAURANT 230 HORNSEY ROAD.

Our grounds relate to the following Licencing objectives:

Prevention of Crime and Disorder

Prevention of Public Nuisance

Public Safety

Myself and my flatmates [REDACTED] We have bedrooms on both the front and back of the building, and access to our flat is [REDACTED]
[REDACTED]

The particular section of Hornsey road on which we live already feels unsafe at night, and another late night bar will certainly add to this feeling. The number of existing small restaurants and bars encourage groups to congregate long after they are closed, late into the night, and another large bar would heighten this problem further.

When the owners of Paradiso Desi opened over Halloween for their 'Launch Events' we were shocked at the number of people congregating directly outside our front door. As young girls, it's very threatening to have to ask groups to move in order to enter your own front door. Furthermore the noise of the smokers and general lingerers at the front, combined with the heavy bass dance music coming from the back of the club would shatter any chance of peace before midnight at least. If this licence is granted, we'd have to live with constant noise and disturbance inches from our front door, and just meters away from the back of the building.

We would ask that this application be denied.

Many thanks

Rep 8

Paradiso Desi, formerly Hermil Lounge, formerly Coraley, formerly Istanbul ("Applicant Premises")

[Your ref reference not advised at time of writing]

Commenting on the latest of a string of refused applications in respect of the Applicant Premises, it appears that the issues that I have raised in my previous objections and those which previous Committees have determined so as to refuse the licence, have not been adequately dealt with in this Application; rather they have just been ignored by the Applicant and the newly appointed consultant Agent. Previous Committees have been reluctant to give a licence for this Premises for good reason and the current Committee is urged to take note of that reluctance.

Therefore, I wish to lodge my objection to the application for a premises licence for the reasons in my previous objections and in addition, for the following reasons:

Prevention of Nuisance

1. Where is the Noise Impact Report? This is important because of the substantial use which the Applicant plans to put the exterior of the Premises (rear beer garden and front smokers den) and because of the lack of sound insulation at the Premises. The previous Committee was particularly concerned by the noise and the need to limit the impact of outdoor noise in the rear beer garden and the front smokers den.
2. The Application fails to assess the impact of the rear beer garden and front smokers den on the surrounding residential usage and makes no assessment of the huge numbers of patrons that could use the areas ie at least 55 revellers and unspecified staff in the rear beer garden at any given time.
3. The rear beer garden is enclosed on all sides by masonry walls and the sound will reverberate and "carry". The Application takes no account of 'peak' noises such as laughter, shouting, mobile phones, music or chairs/tables being moved (rubber feet or not). These omissions indicate that the Application is seriously flawed and cannot be relied upon.
4. The Application is subject to a number of unrealistic assumptions, for example that members of staff and especially a young female manager, would intervene, if (overwhelmingly male) revellers and patrons were making excessing noise, and ask them to talk quietly.
5. The application for the Applicant Premises which, for clarity, has had numerous name changes in the past 18 months, is being made to increase business. However, based on my existing experience with:
 - a. the current difficult situation with the similar establishment at Merhaba aka Java Lounge, aka Orex 236 Hornsey Road, since their licence was granted after being represented by the same Agent and
 - b. other similar (licensed, licensable and unlicensed) premises between 236 and 218 Hornsey Road and 163 Hornsey Road (Zara restaurant with which the Applicant is linked - see below) and the Eaglet Pub (which are adjacent and opposite the Applicant Premises),

I respectfully submit that granting this licence will increase further the noise emanating from the front and rear of the Applicant Premises, exacerbate the conflict with on-street drinking at the Eaglet and increase noise from patrons arriving or leaving late at night at the Applicant Premises, all to the detriment of surrounding residents.

The attendant shouting, screaming, door slamming and fighting in addition to that which is already existing emanating from such premises just mentioned, already all negatively impact on my and others' peace and quiet generally and form a public and private nuisance. Part of this could be prevented by creating a double doored lobby within the Premises to contain the sound, just as it is in the Eaglet Pub across the road

The granting of a late night alcohol license will increase these nuisances, whatever the unrealistic assurances from the Applicants and Agent.

This area is already known as a "hot spot" or High Impact Area by the Council and Police, due to the concentration of similar premises catering for a particular segment of society. Not all of those premises have applied for licenses but are serving alcohol. Sadly, the efforts of the Council to control this situation have so far been unsuccessful and granting this new licence will exacerbate the issue especially given failed experiment arising out of the similarly organised adjacent 236 Hornsey Road for which the Agent acted.

6. The applicant Ms Lydia Brian was found by the previous committee as being too young and inexperienced to be an effective Licensee and the implication was that she was merely a front for her father Mr Daniel Afe-Werqci (among other of his pseudonyms listed at Companies House – see Schedule 1 - and whose involvement aroused some discomfort in the Committee given inter alia his connection with Zara restaurant across the road. That premises, as well as this is under the same de facto management and control, has been the subject of numerous complaints to Antisocial Behaviour Department). I cannot see how a period of lockdown has enabled the Applicant to gain any experience in this alcohol-led sector with predominantly male clientele which needs firm handling by a licensee.

7. The consumption of alcohol appears to go hand in hand with the smoking of copious numbers of cigarettes: in order to comply with the regulations prohibiting smoking inside premises, the patrons have, when the Applicant Premises was open, been standing around the entrance to various premises along Hornsey Road, smoking and discarding their cigarettes all over the pavement. Despite the assurances in the Application, this has not been attended to when the Premises was in operation. This basic lack of attention to control or clean up such simple matters demonstrates that the applicants are not fit and proper persons to run a licensed premises.

8. Section 5 of the application states that the Applicant premises is already serving food and operating. It is advertising on the internet (see Schedule 2) as operating as a cocktail Shisha Bar or Hookah Bar with music. Either it is operating as such, in which case it has been operating contrary to the rules of Lockdown and without a licence, or alternatively it is not operating and the application is, as a result, again inaccurate. In either case, the Application is flawed and I submit ought to be refused on these grounds.

9. The bar/restaurant Application is beguilingly trying to put a family face on its operations: the same argument was advanced by the Agent in respect of 236 Hornsey road but instead of the claimed families, the clientele is overwhelmingly straight male and the glass frontage obscured so that adherence to licence conditions cannot be easily checked. The same will happen here due to cultural factors of the clientele.

10. Further, the patrons have hitherto exhibited an unpleasant habit of spitting, and leering at passers-by especially females. These are antisocial habits that the Applicants are not willing to address. I cannot see how the change of stated emphasis by the applicant (even if that were to hold) will improve matters; I suspect that they will instead deteriorate further.

11. The sections 10 and 11 of the application states that there will be no live or recorded music, yet this is contradicted by section 18 ss 33 and by the Applicant's online marketing. This contradiction points to a poorly prepared report and/or no intention of keeping to the relevant conditions. Playing music late into the night at the Applicant Premises in the modern fashion with deep bass, thumping and drumming sounds emanating from this totally un-insulated premises, (especially when the door is left open or opened and closed very frequently by patrons) has already been unbearable here, 236 and 163 Hornsey Road (with which establishment the Applicant is connected).

12. The Applicant Premises has a large plate glass window area and no sound proofing insulation, the noise which will undoubtedly be generated by or attributed to the premises will be excessive.

13. Section 14 of the application states that there will be no provision of refreshments etc outside the Premises eg in the rear beer garden or the front smokers den; therefore if the Committee is minded to approve the application, thought should be given to make it an explicit condition that the front and rear outside areas of the Premises are not to be used at all by the revellers or staff in the course of the business or otherwise and not within a tent or other structure. In any event, the beer garden aspect of the Premises needs a limitation on the number of persons able to be within it at any time and provisions for control thereof.

14. I do not see why any day preceding a bank Holiday should have extended hours licence. The result negatively affects the local residents even more.

15. The cooking filters etc are to be serviced "regularly" according to the Application. What is "regularly", surely this needs to be monthly at the longest interval?

16. The following licensed premises (or premises which should be licensed) are to be found within 50 meters of the Applicant Premises ("the other establishments"):

- a. Zara Café Bar and Restaurant 163 Hornsey Road
- b. Spoon Restaurant 240 Hornsey Road
- c. Java Lounge, aka Merhaba, aka Orexi 236 Hornsey Road
- d. Kitchen 149 Hornsey Road
- e. Caribbean restaurant 218 Hornsey Road
- f. Take Away Café 220 Hornsey Road
- g. Vape bar 222 Hornsey Road
- h. The Eaglet Public House 116 Seven Sisters Road
- i. All Greek, formerly Apollo restaurant Seven Sisters Road
- j. 2 Brothers restaurant 114 Seven Sisters Road
- k. Marmaris restaurant 108 Seven Sisters Road
- l. Ollies café 94 Seven Sisters Road
- m. Istanbul Restaurant 92 Seven Sisters Road

- n. Halfway House Pub Seven Sisters Road
- o. Round Square restaurant 132 Seven Sisters Road

This number drinking/eating/socialising establishments is far in excess of a balance of uses in the high street and is certainly not acceptable in areas, as here, where there is residential accommodation above such premises and adjacent to it. I submit that the Cumulative Impact Policy will be negatively impacted if this licence is granted.

17. The Applicant Premises in particular, and other establishments, has produced when operative, or already produces:

- a. An excess of noise late in the night, both from rowdy revellers entering and leaving and from music noise escaping therefrom,
- b. Litter (see above)
- c. Excessive “empties” which are usually found blocking the pavement (even late at night) or smashed on the pavement or road, endangering pedestrians and vehicles; these are placed on the street outside collection hours and not in the designated bags, so as to avoid paying for the service; the street cleaner Andrew complains to me about this every time I see him
- d. Spitting (see above)
- e. Harassment of passers by (especially of females, other races/creeds, sexual orientation etc) who are intimidated when passing by.

The excessive licensed opening hours for the Applicant Premises here will make matters worse in this regard, especially if the Applicant Premises is not properly sound-proofed, and numbers of patrons limited both inside and out.

18. Section 18 ss 12 refers to allowing vertical drinking for 6 persons: this has the feel of a bar rather than a restaurant. As has been found with the Agent’s other application at 236 Hornsey Road, this will be impossible to police given that the frontage will be obscured from view. The Application will be merely for form’s sake than a reflection of reality.

Crime and Disorder

1. Whilst the operators of the existing Applicant Premises are possibly decent people, on past performance of late night openings of this and other premises nearby, the area attracts various unsavoury characters who regularly fight, shout obscenities and generally, spit vomit and urinate in the street, often against or over my own property. The passing of other substances is not unknown. I do not believe that the claimed Zero Tolerance policy will be effective and will be a drift back to the usage that has already been complained of at 236 Hornsey Road and in respect of Zara 163 Hornsey Road where in the later case there have been “christenings” (late at night!) and weddings to which Antisocial Behaviour Department have been called.

2. Revellers of such premises find it convenient to congregate outside my premises after hours, sit on my steps and to continue to consume food and drink and shout and talk loudly to each other at all hours of the night. Items of alcoholic drink packaging, bottles and food are then left to litter my property and make entrance and exit therefrom slippery and dangerous as a result of the spilled food and drink and urine and cigarette butts. This is not acceptable. Again, it is feared that the existing nuisance will increase unacceptably with the granting of the licence to the Applicant.

3. The congregation of youths (and males especially) at this type of establishment and their irresponsible behaviour, which is attributable to the late opening sought, will be terribly intimidating especially to a person of my age and sex.

4. The Police have been called at regular intervals to intervene in fights at or outside other premises such as the nearby pub, the Eaglet where street congregation and drinking is the norm on Arsenal Match days. The late closing of the Applicant's premises will only lead to increased local tension between the revellers of the various premises. The Police resources are already stretched in the Borough and the issues deriving from a late licence will only make them worse and reduce effective policing generally.

Public Safety

1. Licenced premises have a higher than average propensity for fire risk. The Applicant Premises is insufficiently prepared for an outbreak of fire.

2. There is no Fire Risk Assessment attached to the application, this is in my view a serious omission. If the Assessment were made after the licence is granted, then there may be a period in which the Assessment causes the Premises to fail on safety yet still remain open. Surely, the Fire Risk Assessment needs to take place before the submission of the Application?

3. I wish to have confirmation that there is sufficient fire insulation and working sprinklers and for the Fire Risk Assessment to be made available to the Committee and to affected residents before any licence is granted and for our comments to be implemented.

4. I have made a search of the Council Planning Portal and await a definitive response as to whether the Applicant Premises, which has been extensively extended beyond its original footprint, has ever received planning consent or gained a building regulations approval certificate therefor. I suspect that it has not. If it has not received the same in respect of its extensions, surely the safety aspect must be investigated for a premises holding itself out for public access.

5. The application mentions 55 revellers plus staff: surely this is a rather large number for the size of the Premises with implications for safety?

6. There already is insufficient parking for revellers to attend the other establishments, and the granting of a late licence to the Applicant Premises, will make the congestion in Seven Sisters Road, Hornsey Road and the surrounding area even worse.

7. Taxi cabs and private vehicles (which are still being used as mini cabs illegally) are attracted to the area in search of fares from revellers. Granting a late licence to the Applicant will increase the intensity of this nuisance including slamming doors and shouting, and for longer periods.

8. In my opinion, the combination of increased traffic congestion, noise pollution, reveller and Police activity would lead, as a result of the granting of a late Licence to the Applicant, to an unacceptable deterioration in the quality of my and others' life and in the nature of the district as a whole.

Character

The personal references to the underlying applicant, Mr Daniel Afe-Werqci have been removed from this application but it is still the same person as before who was refused a licence directly and via the current Applicant.

A search of the registers at Companies House (attached as Schedule 1 hereto) discloses that Mr Daniel Afe-Werqci is listed with numerous slightly different names; such techniques are often used by those seeking to avoid being linked between enterprises. The person named is the same person yet the addresses are all different yet proximate.

The question still arises as to whether a reasonable person would conclude that the Applicant, the underlying Applicant and those connected with him are fit and proper persons to be in possession of a license and that any promises by them or any conditions attached will be adhered to.

Comments on the Application Document

I now comment on the particular assertions contained within the Application Document:

The Applicant's current name does not match the application: the registered name is now and has been for some time PARADISO DESI LTD and not Hermil Island Lounge Limited; this casts doubt on the accuracy of the whole application and it should therefore be declined.

I have not been supplied with the plans of the Premises which presumably have been updated and corrected if the Applicant has taken on board the concerns of the previous Committees. The layout and space utilisation was of some concern to the previous Committees and should be ascertained here because the issues do not seem to have been addressed.

The licence is requested to start the day after the date for submission of objections and therefore that would be before any deliberation by the Committee. As a consequence, this Application is flawed and should be withdrawn or denied for want of accuracy.

If tables and chairs to the rear of the venue will be rendered unusable by 23:30 every day – how will this be enforced given the age and inexperience of the Applicant? In any event, this is still a residential area and the noise so late will trouble neighbours.

As to: No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 23:00 and 07:00 the following day. This is far too late in the evening and too early in the morning. 22.00 and 9.00 would be more reasonable. There have already been complaints about the dumping of trade waste outside the premises incorrectly bagged and not collected. Trade waste and empties already cause issues on pavement: they have been used as missiles and weapons recently as the Police will confirm (they approached residents for witnesses). The street sweeper Andrew has tried to bring this to the attention of the applicant (unsuccessfully judging by the continuation of the same) and has reported it to his boss.

Conclusion

I would respectfully urge you not to grant a licence sought by the Applicant.

Yours sincerely



Suggested conditions of approval consistent with the operating schedule

1. Appropriate induction training will be undertaken with all staff involved in the sale of alcohol, to cover appropriate subjects for their role including:
 - a. The responsible sale of alcohol.
 - b. The times & conditions of the valid Premises Licence
 - c. The prevention of under-age sales of alcohol, the Challenge 25 policy and in checking & authenticating accepted forms of identification.
 - d. The responsibility to refuse the sale of alcohol to any person who is drunk.
 - e. The refusal of entry to and the safe and orderly removal of any person who is or appears to be drunk, is disorderly or displaying signs of other substance abuse.
 - f. Completing the register of refusals
 - g. Fire safety & emergency evacuation procedures
 - h. All training will be recorded and signed by the member of staff. Training records made available on request to an authorised officer of the Licensing Authority or the Police.
 - i. Refresher training will be undertaken with all relevant staff who do not hold a
2. Personal Licence at least once every twelve (12) months. Telephone contact details for the premises will be made publicly available on a notice placed at the premises where it can be viewed from outside the premises at all times the premises is open. Telephone contact details for the premises will be provided to residents and the Responsible Authorities on request.
3. An incident log shall be kept at the premises, and made available on request to the police or an authorised officer, which will record:
 - a. Any and all allegations of crime or disorder reported at the venue
 - b. Any complaint against the premises in respect of any of the Licensing Objectives
 - c. Any faults in the CCTV system
 - d. Any and all ejections of patrons
 - e. Any and all seizures of drugs or offensive weapons
 - f. Any refusal of the sale of alcohol
4. Bank Holidays – On any day immediately preceding a Bank Holiday, the operating hours and the permitted hours for all licensable activities, shall reflect the hours permitted on Saturdays.
5. CCTV shall be installed, operated, and maintained, to function all times that the premises is open for licensable activities. Said CCTV will comply with the following criteria:
 - a. The licensee will ensure that the system is checked every two weeks to ensure that the system is working properly and that the date and time are correct.
 - b. A record of these checks, showing the date and name of the person checking, will be kept and made available to the police or other authorised officer on request;
 - c. The Police will be informed if the system will not be operating for longer than one day of business for any reason;
 - d. One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering;
 - e. The system will provide coverage of the interior of the premises;
 - a. One camera will cover the external area to the rear of the premises;

- f. The system will record in real time and recordings will be date and time stamped;
 - g. At all times during operating hours, there will be at least 1 member of staff on the premises who can operate the system sufficiently to allow Police or authorised Council officers to view footage on request.
 - h. Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to the police or other authorised officers on request (subject to the Data Protection Act 1998) within 24 hours of any request.
6. Clear signage will be prominently displayed at the premises highlighting that CCTV in operation.
 7. A Zero Tolerance Policy towards the use, possession and supply of illegal drugs will be adopted and enforced.
 8. The Premises Licence holder will risk assess the staffing requirement, to ensure that adequate levels of staff are on duty at all times the premises is open to the public.
 9. In the event that crime or serious disorder is, or appears to have been, committed on the premises, the management will ensure that:
 - a. The police and, where appropriate, the London Ambulance Service, are called without delay;
 - b. As far as is safe and reasonably practicable, measures will be taken to apprehend any identified suspects pending the arrival of the police;
 - c. As far as is safe and reasonably practicable, all measures will be taken to preserve any identified crime scene pending the arrival of the police;
 10. The premises shall not be hired out to any third party and no promoted or ticketed events will be staged at the premises.
 11. Alcohol shall not be sold or supplied to patrons otherwise than those who are seated at the premises & taking a substantial table meal and for consumption by such persons as ancillary to that table meal; with the following conditions and exceptions:
 - a. All substantial table meals shall be prepared on the premises
 - b. All customers will be shown to their table to be seated.
 - c. Alcohol shall be sold / supplied by waiter / waitress service only.
 - d. As an exception to condition 12 (a), (b) & (c) - A maximum of 6 customers waiting for a table to become available shall be permitted to consume alcohol while seated at the front bar area. They shall be shown to a table with the minimum of delay; once a suitable table becomes available.
 - e. No self-service of alcohol shall be permitted at the premise.
 12. A fire risk assessment shall be conducted and regularly reviewed. In-line with the Fire Risk Assessment:
 - a. Heat / Smoke detectors are installed and maintained by a competent person.
 - b. An integrated fire detection and alarm system is installed, checked, regularly tested and maintained by a competent person.

- c. Fire extinguishers are installed in accordance with the recommendations of the fire risk assessment.
 - d. Emergency lighting is installed in accordance with the recommendations of the fire risk assessment.
 - e. All emergency exits are marked on the premises plan.
13. The number of persons accommodated at any one time (excluding staff) shall not exceed 55 patrons.
14. Adequate & suitable first aid boxes shall be maintained.
15. Glass set aside for recycling shall not be emptied from one receptacle into another in any external area of the premises between the hours of 22.00 and 09.00 on any day.
16. The area immediately outside & frontage of the premises will be maintained to ensure that any general litter and smoking litter generated by the premises and / or its customers is regularly cleared when the premises is open and at the end of each evening when the premises is open.
17. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
18. All filters, ducting and extract fans used for the dispersal of cooking smells serving the building, shall be cleaned and serviced regularly.
19. No more than 4 patrons, at any one time, shall use the frontage of the premises to smoke after 21:00hrs until closing.
20. Alcoholic drinks sold for consumption on the premises, will not be permitted to leave the licensed area (marked within the red lines on the associated plans) of the premises at any time; including with those persons leaving the premises temporarily, for the purpose of smoking etc.
21. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
22. A suitable Dispersal Policy will be adopted by the premises and all relevant staff will receive training in the implementation of the policy. A copy of the policy will be kept at the premises and made available to the Police or Environmental Health Officer on request.
23. All external doors to the premises will remain closed after 22.00 except for entrance and egress, to prevent noise escaping from the premises.
24. Any outdoor furniture shall be fitted with rubber pads to the bottom of the legs to minimise noise when moved.
25. The external area to the rear of the premises will be closed to customers at 23.00 on every day. All customers must have left the area by 23.00.
26. No amplification system or speakers will be used in the external areas of the premises.
27. A sign requesting customers to respect local residents and keep noise to a minimum, will be displayed in the external area to the rear of the premises.
28. Exterior lighting shall be directed away from residential properties.

29. Waste shall not be collected from the premises between the hours of 23.00 and 07.00 on any day
30. Deliveries related to the permissible Licensable Activities shall not take place between the hours of 22.00 and 07.00
31. The shutters to the front of the premises shall be maintained so as not to cause a noise nuisance when in operation to residential properties in close vicinity.
32. All music shall be restricted to ambient background levels of sound.
33. Tables & chairs in the external areas of the premises shall be rendered unusable by 23.00 on every day.
34. Staff shall monitor the outside of the premises to ensure that noise levels from patrons do not cause any nuisance to any nearby residents.
35. The premises will operate the 'Challenge 25' proof of age scheme.
 - a. All staff will be fully trained in its operation.
 - b. Only suitable forms of photographic identification, such as passport or UK driving licence, or a holographically marked PASS scheme cards, will be accepted.
36. Clear signage will be prominently displayed at the premises highlighting that a Challenge 25 Proof of Age Scheme in operation.
37. A register of refusals book or electronic equivalent designed to record all refusals of sales of alcohol shall be maintained on the premises and made available to the police and local authority officers upon reasonable request.
38. There shall be no vertical drinking permitted at the premises.
39. The premises shall monitor any patrons smoking outside of the premises on the street or front terrace, to ensure that they do so in an orderly manner and that there is no public nuisance or obstruction of the public highway caused.

