

**MEETING**

**LICENSING SUB-COMMITTEE**

**DATE AND TIME**

**WEDNESDAY 12TH JULY, 2017**

**AT 10.30 AM**

**VENUE**

**HENDON TOWN HALL, THE BURROUGHS, LONDON NW4 4BG**

**TO: MEMBERS OF LICENSING SUB-COMMITTEE (Quorum 3)**

Councillor Maureen Braun  
Councillor Claire Farrier  
Councillor Wendy Prentice

**You are requested to attend the above meeting for which an agenda is attached.**

**Andrew Charlwood – Head of Governance**

Governance Services contact: Governance Service [governance.service@barnet.gov.uk](mailto:governance.service@barnet.gov.uk)

Media Relations contact: Sue Cocker 020 8359 7039

**ASSURANCE GROUP**

## ORDER OF BUSINESS

Item No	Title of Report	Pages
1.	Appointment of Chairman	
2.	Absence of Members (If any)	
3.	Declaration of Members' Disclosable Pecuniary interests and Non Pecuniary interests (If any)	
4.	Licensing Sub-Committee Hearing Procedure	3 - 5
5.	New Premises Application: L'Arroma, Bar & Restaurant, 100 High Street, Edgware, HA8 7HF	7 - 50
6.	Motion to exclude the Press and Public	
7.	Deliberation by the Sub-Committee in Private Session	
8.	Re-admission of the Press and Public: Announcement of the decision of the Sub-Committee	
9.	Any other Item(s) the Chairman decides are urgent	

### FACILITIES FOR PEOPLE WITH DISABILITIES

Hendon Town Hall has access for wheelchair users including lifts and toilets. If you wish to let us know in advance that you will be attending the meeting, please telephone Governance Service [governance.service@barnet.gov.uk](mailto:governance.service@barnet.gov.uk). People with hearing difficulties who have a text phone, may telephone our minicom number on 020 8203 8942. All of our Committee Rooms also have induction loops.

### FIRE/EMERGENCY EVACUATION PROCEDURE

If the fire alarm sounds continuously, or if you are instructed to do so, you must leave the building by the nearest available exit. You will be directed to the nearest exit by Committee staff or by uniformed custodians. It is vital you follow their instructions.

You should proceed calmly; do not run and do not use the lifts.

Do not stop to collect personal belongings

Once you are outside, please do not wait immediately next to the building, but move some distance away and await further instructions.

Do not re-enter the building until told to do so.

# LONDON BOROUGH OF BARNET

## LICENSING SUB COMMITTEE

### HEARINGS PROCEDURE

AGENDA ITEM 4

#### *General points*

The following procedure is based on Regulations made by the Secretary of State under the Licensing Act 2003 (“the Hearings Regulations”) which may be viewed or downloaded from the website of the Department for Culture, Media and Sport by following links from [www.culture.gov.uk](http://www.culture.gov.uk)

The procedure is intended as a general framework to ensure natural justice and a fair hearing. The conduct of individual hearings may vary slightly according to circumstances and the discretion of the Chairman. In all cases, however, this general framework will be followed.

The procedure allows each party a maximum period of 5 minutes in which to present their case (Regulations 16 & 24). At the end of the time allowed, the Chairman will terminate the presentation and the hearing will proceed in the form of a discussion led by the authority to explore points of dispute. The discussion will not be timed.

The procedure is subject to periodic review and amendment to reflect best practice and relevant legislative changes. An updated version of this procedure is published as soon as possible following any such amendments.

#### **Governance Officer**

- To seek nominations for Chairman
- Elect Chairman
- Hand over to the Chairman

#### **Chairman**

- Introduces him/herself and Members of the Committee, and outlines their roles.
- Introduces Licensing, Legal and Governance Officer.
- Explains that Legal and Governance Officers will be present during the Committee’s deliberations to advise only, and that the Licensing Officer will be excluded from deliberations.
- Asks parties present to introduce themselves.
- Outlines procedure to be followed.
- Asks all parties to confirm their understanding of the procedure.
- Clarifies any aspect(s) of the procedure where any parties are uncertain or asks Legal or Governance Officer as appropriate to clarify.

#### **Governance Officer**

- Informs Committee of absent parties.
- Details persons whom a party is seeking permission to represent them at hearing.
- Panel confer regarding permission.
- Chairman announces decision regarding permission.

### **Licensing Officer presents the report to the Committee**

- Is a statement of the facts including details of the application and operating schedule, relevant policy details, detail representations made, a chronology of events and highlights the points on which the Authority requires clarification.

### **Applicant**

- Presents opening submissions and clarifies points raised by Authority in notice of hearing. Time allowed 5 mins.

### **Other parties**

- Presents opening submissions either in person or by spokes person Time allowed 5 mins per interested party.

### **Note regarding use of video evidence**

Video evidence must be in DVD format and will form part of the relevant party's five minutes opening submission. Any party wishing to use video evidence must submit a copy to the Authority along with sufficient, identical extra copies to serve on all the opposing parties – i.e. if the applicant is submitting it, there must be enough copies for all parties making representations and if a party making representations is submitting it there must be a copy for the applicant. The recording must be edited down to the highlights, containing only relevant matter which relates to the written representation previously submitted. In addition, a description of how, when and where the video was recorded and what it contains must be submitted. These must be supplied to the Authority at least five working days before the hearing.

### **Members question Licensing Officer on Policy**

### **Discussion**

#### **Chairman leads a discussion concentrating on points of dispute:**

Chairman asks Applicant what he disputes in other parties' submissions, and asks other parties to comment.

Chairman proceeds through all objectors dealing with all matters of contention.

When Chairman feels all matters have been thoroughly discussed and all parties have been given a fair and equal opportunity to comment and make representations, she/he closes discussion.

### **Determination**

There are two procedures depending on whether or not determination is to be made at the end of the Hearing or within five working days of the Hearing. This later announcement of determination is permitted in terms of the Legislation for certain types of applications.

#### **Chairman informs all present that the Committee will deliberate, that Legal and Governance Officer will remain to advise but will not be part of decision-making process, and that all others must leave (under Regulation 14).**

- Parties, apart from Legal and Governance Officer, leave the room.
- The Committee deliberates, with advice as required from Legal and Governance Officer, and reaches a conclusion. The Legal officer may assist, as required, in formulating the wording of the determination.
- Parties return.
- Chairman reads out determination, and advises it will be sent in<sup>4</sup>

writing to all parties.

- Opportunity for determination to be clarified by any interested party who is unclear.
- Chairman gives advice about appealing against the determination.
- Chairman thanks all for attending and closes the meeting.

### **...Within five working days of the hearing**

- Chairman explains requirement to determine the Hearing within five working days, and advises that the Committee will proceed to deliberate and announce the determination within that time.
- During deliberations, Legal and Governance Officers remain to advise on law and procedure as required. The Legal Officer may assist, as required, in formulating the wording of the determination. The Licensing Officer plays no part in the determination and withdraws for this part of the proceedings.
- Chairman advises all parties that they will receive written notification of the determination within five working days of the Hearing date, together with general information on how to appeal against the determination.
- Chairman thanks all parties for attending and invites the applicant, objector(s), other party(ies) and the Licensing Officer to leave.

### **Information on Appealing against the decision**

You may at any time before the expiration of a period of 21 days from notification appeal to Willesden Magistrates' Court, 448 High Road London England NW10 2DZ (Telephone 020 8955 0555, DX 110850 Willesden 2) by way of Complaint for an Order. The Court may either dismiss the appeal, substitute for the decision appealed against any other decision which could have been made by the Licensing Authority or remit the case to the Licensing Authority to dispose of it in accordance with the directions of the court, and can make such order as to costs as it thinks fit.

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	<p style="text-align: center;"><b>Licensing Sub-Committee</b> <b>Wednesday 12<sup>th</sup> July 2017</b></p>
<p style="text-align: center;"><b>Title</b></p>	<p><b>New Premises application, L’Aroma Bar &amp; Resturant, 100 High Street, Edgware, HA8 7HF.</b></p>
<p style="text-align: center;"><b>Report of</b></p>	<p>Trading Standards &amp; Licensing Manager</p>
<p style="text-align: center;"><b>Wards</b></p>	<p>Edgware</p>
<p style="text-align: center;"><b>Status</b></p>	<p>Public</p>
<p style="text-align: center;"><b>Enclosures</b></p>	<p>Report of the Licensing Officer Annex 1 – Application Form Annex 2 – Representations Annex 3 – Matters for decision</p>
<p style="text-align: center;"><b>Officer Contact Details</b></p>	<p>Daniel Pattenden 020 8359 2175 daniel.pattenden@barnet.gov.uk</p>

### Summary

This report asks the Sub-Committee to consider an application for a New Premises Licence, under section 17 of the Licensing Act 2003.

### Recommendations

- 1. This report asks the Sub-Committee to consider to consider an application for a New Premises Licence, under section 17 of the Licensing Act 2003 for L’Aroma Bar & Resturant, 100 High Street, Edgware, HA8 7HF.**

## **1. WHY THIS REPORT IS NEEDED**

- 1.1 The licensing authority having received valid representations against the application for a premises licence is expected to hold a hearing to consider those representations. The application can be determined by the licensing authority without a hearing in certain circumstances.

## **2. REASONS FOR RECOMMENDATIONS**

- 2.1 Where a representation is submitted under section 18(3) of the Licensing Act 2003 (and not withdrawn), the authority must hold a hearing to consider it, unless the applicant and any party or responsible authority who has made (and not withdrawn) a valid representation agree, or where the authority considers that the representations are frivolous, vexatious or will certainly not influence the authority's determination of the application.

## **3. ALTERNATIVE OPTIONS CONSIDERED AND NOT RECOMMENDED**

- 3.1 N/A

## **4. POST DECISION IMPLEMENTATION**

- 4.1 The decision will have immediate effect

## **5. IMPLICATIONS OF DECISION**

### **5.1 Corporate Priorities and Performance**

- 5.1.1 Members are referred to the Council's Licensing Policy for consideration
- 5.1.2 Timely legal and fair decisions support objectives contained within the Corporate Plan. In particular in relation to a "successful London borough" by ensuring that only legal, well regulated licensable activities occur within the borough.

### **5.2 Resources (Finance & Value for Money, Procurement, Staffing, IT, Property, Sustainability)**

- 5.2.1 N/A

### **5.3 Legal and Constitutional References**

- 5.3.1 The Licensing Act 2003 sets out how applications for premises licences should be dealt with where valid representations have been submitted.
- 5.3.2 Under the Constitution, Responsibility for Functions (Annex A), the Licensing Act 2003 and associated regulations, as delegated to it by the Licensing Committee, including the determination of review applications.



## 5.4 **Risk Management**

5.4.1 N/A

## 5.5 **Equalities and Diversity**

5.5.1 Licence applications are dealt with according to the provisions of the Licensing Act 2003 and associated Regulations which allow both applications and representations to applications to be made by all sectors.

## 5.6 **Consultation and Engagement**

5.6.1 The statutory consultation process that has been followed in accordance with the Licensing Act 2003.

## 6. **BACKGROUND PAPERS**

9.1 The application and report of the Licensing Officer and appendices are attached to this report.

# Officers Report

# LICENSING ACT 2003

## OFFICERS REPORT

### L'Aroma Bar & Resturant, 100 High Street, Edgware, HA8 7HF.

#### 1. The Applicants

The application was submitted by J&H Licensing Consultants on behalf of L'Aroma Bar & Restaurant Limited.

#### 2. Application

The application before the subcommittee was submitted under Section 17 of the Licensing Act 2003 for a New Premises Licence. The application seeks to allow the following:

- To allow the sale of alcohol for consumption on the premises only from 12:00hrs until 00:00hrs Sunday to Thursday and 12:00hrs until 01:00hrs Friday and Saturday.
- To allow performance of live music (indoors only) from 12:00hrs until 00:00hrs Sunday to Thursday and 12:00hrs until 01:00hrs Friday and Saturday.
- To allow playing of recorded music (indoors only) from 12:00hrs until 00:00hrs Sunday to Thursday and 12:00hrs until 01:00hrs Friday and Saturday.
- To allow the provision of late night refreshment (indoors only) from 23:00hrs until 00:00hrs Sunday to Thursday and 23:00hrs until 01:00hrs Friday and Saturday.
- To allow the premises to remain open to the public from 12:00hrs until 00:30hrs Sunday to Thursday and 12:00hrs until 01:30hrs Friday and Saturday.

A full copy of the application can be seen attached to this report in **Annex 1**.

#### 3. Representations

##### Responsible Authorities

The Licensing Team have not received any representations from any of the responsible authorities.

##### Other representations

The Licensing Team have received 4 valid representations from members of the public, these relate to the prevention of public nuisance.

The representation can be seen attached to this report in **Annex 2**.

#### **4. Attaching conditions**

The operating schedule, which is part of the application, includes certain additional steps that the applicant will take to protect the licensing objectives. These will become enforceable conditions, should the licence be granted. Additional conditions may be attached to the licence if the committee thinks it appropriate.

The Committee must have regard to all of the representations made and the evidence it hears, and is asked to note that it may not attach conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be appropriate in order to promote the licensing objectives.

In relation to conditions, the statutory guidance at chapter 10.8 states that “The licensing authority may not impose any conditions unless its discretion has been engaged following receipt of relevant representations and it is satisfied as a result of a hearing (unless all parties agree a hearing is not necessary) that it is appropriate to impose conditions to promote one or more of the four licensing objectives.

Full Copies of the Councils Statement of Licensing Policy, the Statutory Guidance to the Act and the Council’s Guide to Good Practice at Licensed Premises will be available at the Licensing Sub Committee hearing or in advance if required.

A map centrally locating the premises and a plan shall be made available at the hearing.

Daniel Pattenden  
Licensing Officer

Annex 1 – Application Form  
Annex 2 – Representation  
Annex 3 – Matters for decision

# Application Form

\* required information

**Section 1 of 21**

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	JH/193	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? <input checked="" type="radio"/> Yes <input type="radio"/> 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	ARJAN	
* Family name	SHEHU	
* E-mail	tony@watfordscaffolding.com	
Main telephone number	07745 355 784	Include country code.
Other telephone number		
<input type="checkbox"/> Indicate here if the applicant would prefer not to be contacted by telephone		

Is the applicant:

<input checked="" type="radio"/> Applying as a business or organisation, including as a sole trader <input type="radio"/> 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?	<input checked="" type="radio"/> Yes <input type="radio"/> No	Note: completing the Applicant Business section is optional in this form.
Registration number	10611922	
Business name	L'AROMA BAR & RESTAURANT 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

Home country

The country where the applicant's headquarters are.

**Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Agent Details**

\* First name

\* Family name

\* E-mail

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.

Is your business registered outside the UK?  Yes  No

Business name

If your business is registered, use its registered name.

VAT number

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

Legal status

*Continued from previous page...*

Your position in the business

Home country

The country where the headquarters of your business is located.

**Agent Business Address**

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Section 2 of 21**

**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

Street

District

City or town

County or administrative area

Postcode

Country

**Further Details**

Telephone number

Non-domestic rateable value of premises (£)



## Section 3 of 21

### 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

## Section 4 of 21

### 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

#### Details

Registered number (where applicable)

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

Continued from previous page...

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](#)

**Section 5 of 21**

**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.

BAR & RESTAURANT

*Continued from previous page...*

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

**Section 6 of 21**

**PROVISION OF PLAYS**

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes  No

**Section 7 of 21**

**PROVISION OF FILMS**

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes  No

**Section 8 of 21**

**PROVISION OF INDOOR SPORTING EVENTS**

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes  No

**Section 9 of 21**

**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes  No

**Section 10 of 21**

**PROVISION OF LIVE MUSIC**

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes  No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

TUESDAY

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.

Continued from previous page...

WEDNESDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the performance of live music 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.

Amplified or unamplified music. Occasional use within those hours.

State any seasonal variations for the performance of live music

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 performance of live music 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.

Continued from previous page...

**Section 11 of 21**

**PROVISION OF RECORDED MUSIC**

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

- Yes  No

**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

Will the playing of recorded music 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.

Amplified or unamplified music. Occasional use within those hours.

Continued from previous page...

State any seasonal variations for playing recorded music

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 playing of recorded music 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.

**Section 12 of 21**

**PROVISION OF PERFORMANCES OF DANCE**

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

- Yes                       No

**Section 13 of 21**

**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

**Section 14 of 21**

**LATE NIGHT REFRESHMENT**

Will you be providing late night refreshment?

- Yes                       No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

TUESDAY

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.

Continued from previous page...

WEDNESDAY

Start	<input type="text" value="23:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="23:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="23:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="23:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="23:00"/>	End	<input type="text" value="24:00"/>
Start	<input type="text"/>	End	<input type="text"/>

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.

Restaurant with take away food.

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.

Continued from previous page...

**Section 15 of 21**

**SUPPLY OF ALCOHOL**

Will you be selling or supplying alcohol?

- Yes                       No

**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

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.



*Continued from previous page...*

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.

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

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

**PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT**

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

Continued from previous page...

- 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'.

**Section 16 of 21**

**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.

NONE

**Section 17 of 21**

**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

Continued from previous page...

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.

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.

**Section 18 of 21**

**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.

Restaurant Conditions

Alcohol will only be sold to and consumed by persons seated at a table

All service of alcohol will be made by waiter/waitress

There will be no vertical drinking

No alcohol may be sold from or consumed in any other area of the premises, with the exception of persons who are seated and waiting, for a table to become vacant, or a pre-ordered takeaway meal. (area to be shown on the plans)

No drinks will taken from the premises for consumption outside the premises

b) The prevention of crime and disorder

CCTV Conditions

Digital recording CCTV comprising a multi camera system.

The head unit (recorder) for storing the images will store such data on a hard drive or a similar quality medium.

A CD or DVD burner will also form part of the system to facilitate making copies of the images.

If the head unit (recorder) is kept on the premises it must be located in a secure cabinet or other secure area, preferably out

*Continued from previous page...*

of the sight and reach of the public. The unit must be further secured by physical means to prevent anyone from merely picking up and removing the unit, e.g. a secure metal boot, or metal case strap, bolted to an immovable object like a wall or floor.

The quality of the images must be of a sufficiently high standard to allow identification of the subject matter.

Cameras will cover key areas identified by the operator and Police. These will include clear headshots of persons entering the premises, any bar areas, the till and entrance to the toilets.

Images must be retained for a period of 31 days before overwriting.

The images will be made available in reasonable time on demand by the Police and authorised officers of the London Borough of Barnet.

At all times when the premises are open there shall be at least one person who is capable of operating the CCTV system if required to do so by the Police or authorised officers of the London Borough of Barnet.

This system will be fully maintained at all times to ensure correct operation.

#### c) Public safety

Fire safety equipment will be checked regularly and any requirements made by the Fire Safety Officer will be complied with.

The maximum capacity of the premises at any one time will be restricted to 100 persons.

#### d) The prevention of public nuisance

1. Before commencement of licensable activities all the amplified loud speakers need to be isolated from the premises structure- the walls, floors and ceilings with resilient rubber pads or anti-vibration pads.

2. Before commencement of licensable activity the applicant must ensure that the amplified music system in use at the premises includes a noise limiting device which:

- measures the sound level in the premises by use of a tamper proof device permanently sited at the premises. Such sound pressure levels are to be measured in octave band frequencies of 16,32,63, 125,250 and 500 Hz. ,

- immediately withdraws power to the amplifier in the event that preset sound levels of any or all of the individual octave bands which have previously been agreed by the Group Manager, Public Health and

Nuisance at the London Borough of Barnet, are exceeded. Such levels will be based upon inaudibility in residential properties between the hours of 2300 and 0700 hours. Outside of these times noise must not

be at a level which causes a nuisance.

- is permanently fixed in the premises and cannot be altered, bypassed or tampered with in any way.

- is correctly installed by a competent person, being an electrician who is enrolled with NICEIC.

- includes electrical contact point switches fitted on all open able windows to the property. Such switches to be fitted in series in a single electrical circuit loop such that in the event of the electrical contact switches becoming separated (by a window being opened) then the power to the amplifier is withdrawn immediately.

- includes electrical contact point switches fitted on all open able doors which are fire doors used other than to enter or leave the premises under normal circumstances. Such switches to be fitted in series in a single electrical circuit loop together with the electrical contact switches fitted to the windows, such that in the event of the electrical contact switches becoming separated (by a fire door being opened) then the power to the amplifier is withdrawn immediately.

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*Continued from previous page...*

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- includes electrical contact point switches fitted on all open able doors which are fire doors used other than to enter or leave the premises under normal circumstances. Such switches to be fitted in series in a single electrical circuit loop together with the electrical contact switches fitted to the windows, such that in the event of the electrical contact switches becoming separated (by a fire door being opened) then the power to the amplifier is withdrawn immediately.

Staff will call Taxis / Mini cabs for the use of customers leaving the premises when requested to do so.

Signs will be displayed at the exit reminding customers to leave quietly and respect the neighbours.

e) The protection of children from harm

All staff will be trained that alcohol will only be sold to persons who can produce photographic identification where there is any doubt that they are over the age of 18.

**Section 19 of 21**

**NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK**

*Continued from previous page...*

### **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 by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

#### **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 **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **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.
- 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.

*Continued from previous page...*

- 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 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, 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.

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.

## **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:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o 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;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o 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](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 £8700	£315.00
Band D - £87001 to £12500	£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 you are required to pay a higher fee

Band D - £87001 to £12500	£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 30000-39000	£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

Continued from previous page...

Capacity 80000-89999 £56,000.00  
Capacity 90000 and over £64,000.00

\* Fee amount (£)

## DECLARATION

\* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

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

\* Capacity

\* Date  /  /   
dd mm yyyy

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/barnet/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**

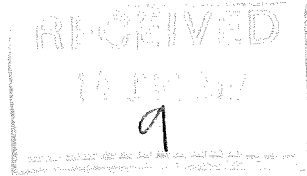
**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT 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" value="JH/193"/>
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"/>

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# Representations



High Street  
Edgware  
Middlesex

The London Borough of Barnet  
Community Protection (Regulation) Licensing Team  
Barnet House  
1255 High Road, 2<sup>nd</sup> Floor Annex  
Whetstone, London N20 0EJ

11<sup>th</sup> June 2017

Dear Sir

**Re Application by L'Arroma Bar & Restaurant Ltd at 100 High Street, Edgware, HA8 7HF for a Premises License to permit: The Sale By Retail Alcohol and regulated entertainment , namely live music and or recorded music between 12.00 and 24.00 on Sundays to Thursdays and until 01.00 following Fridays and Saturdays and the provision of late night refreshment until 24.00 on Sundays to Thursdays and until and 01.00 following Fridays and Saturdays ,**

We are tenants living at High Street, Edgware, next door to the applicant where we share a party internal wall with a 100 High Street, Edgware.

We are writing to strongly object to the granting of the application at 100 High Street, Edgware. If this license were to be granted we fear that our lives would become intolerable because of noise and sound vibration. We work in shifts therefore it is important we are not disturbed during the day or night.

In addition to the above, our objections are for the following reasons –

### **The Prevention of a public nuisance**

Two out of the four of us were already living at High Street during the period 1998 to 2001 Celebrations Club operated from 100 High Street, Edgware. During this time living in the flat above the pharmacy we suffered considerable noise nuisance from Celebrations. Live pounding music and amplified speech also caused considerable disturbance. Although numerous complaints were made to Barnet's Environmental Health department, which resulted in many visits by their officers, the problem continued. Even when the premises at 100 High Street were raided by police and noise pollution officers, and amplification equipment was seized, further noise and vibration through the premises walls continued the next day. It took a number of years for the noise problem to cease which only happened when the premises were eventually closed down.

Before Celebrations opened in 1998 we were informed me that the premises had been adequately sound proofed. This was not done. **Even when some sound proofing at 100 High Street was installed, every spoken amplified word could be clearly heard in the flat above and this together with both live and recorded music being played, caused enormous disturbance over many years.** In fact, both the police and Environmental

Health Officers informed our landlord at the time that they thought it would be very difficult to sound-proof such an old building clearly not designed for this purpose.

We were also informed via our landlord that in 2001 Barnet's Environmental Health Officers stated that Celebrations was one of the worst cases of noise disturbance, and of total disregard for their official notices, that they had known. The granting of a new license to L'Aroma Bar & Restaurant to allow them to play recorded or live music, use amplified speech on their premises and to open late into the night and the early hours of the morning, will again cause enormous misery to us at High Street, Edgware and to members of the public walking along Edgware High Street both during the day and at night.

Edgware High Street is already served by a number of licensed restaurants on the opposite side of the road to the applicant where the buildings are set back from the pavement. Along the High Street near to the applicant we already have licensed premises for the sale of alcohol. We do not require more outlets. **100 High Street has a narrow pavement and disruption would be caused to adults and children if the application is granted.**

#### **Public safety**

When Celebrations club were open in 1998/2001 we were concerned that they did not have a rear fire exit; only their front door.

#### **The prevention of crime and disorder**

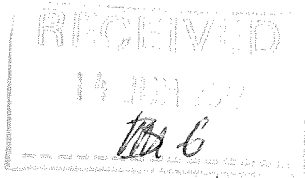
When the premises/club at 100 High Street was last open, the premises traded considerably after the official licensing hours. Noise disturbance continued well into the early hours of the morning, with a total disregard for the official closing time.

Live and recorded music have in the past caused enormous distress to the tenants at High Street, Edgware and to our neighbours. We are afraid the same thing will occur again. No sound proofing or controlling mechanism will be effective at 100 High Street.

Please reject this application and allow those living and working in the vicinity of the applicant to enjoy a peaceful life at all hours of the day and night.

Yours sincerely

Tenants at High Street, Edgware.



High Street  
Edgware  
Middlesex

The London Borough of Barnet  
Community Protection (Regulation) Licensing Team  
Barnet House, 2<sup>nd</sup> Floor Annex  
1255 High Road  
Whetstone, London N20 0EJ

13th June 2017

Dear Sir

**Re Application by L'Aroma Bar & Restaurant Ltd at 100 High Street, Edgware, HA8 7HF for a Premises License to permit: The Sale By Retail Alcohol and regulated entertainment, namely live music and or recorded music between 12.00 and 24.00 on Sundays to Thursdays and until 01.00 following Fridays and Saturdays and the provision of late night refreshment until 24.00 on Sundays to Thursdays and until and 01.00 following Fridays and Saturdays.**

My objection is for the following reasons –  
**The Prevention of a public nuisance**

We strongly object to the granting of such a license. With previous experience, I can confirm this will cause nothing but a nuisance for both local shops, and especially local residents. That only we above and next to the venue.

Also the outspill of people on such a small pathway would also cause noise and chaos. The venue has been closed for over a year with the landlord trying to sell the lease, so I can confirm the place as a bar is not in demand in the area.

Regards Mr. Sidile

## **The prevention of crime and disorder**

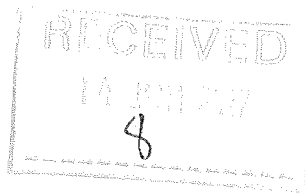
When the premises/club at 100 High Street was last open, the premises traded considerably after the official licensing hours. Noise disturbance continued well into the early hours of the morning, with a total disregard for the official closing time.

Live and recorded music have in the past caused enormous distress to me my tenants and neighbours and to me, and I am afraid the same thing will occur again. No sound proofing or controlling mechanism will be effective at 100 High Street.

Please reject this application and allow those living and working in the vicinity of the applicant to enjoy a peaceful life at all hours of the day and night.

Yours sincerely 





St Margarets Road  
Edgware  
Middlesex

The London Borough of Barnet  
Community Protection (Regulation) Licensing Team  
Barnet House, 2<sup>nd</sup> Floor Annex  
1255 High Road  
Whetstone, London N20 0EJ

11<sup>th</sup> June 2017

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**Re Application by L'Aroma Bar & Restaurant Ltd at 100 High Street, Edgware, HA8 7HF for a Premises License to permit: The Sale By Retail Alcohol and regulated entertainment, namely live music and or recorded music between 12.00 and 24.00 on Sundays to Thursdays and until 01.00 following Fridays and Saturdays and the provision of late night refreshment until 24.00 on Sundays to Thursdays and until and 01.00 following Fridays and Saturdays.**

I am the freeholder of the premises at High Street, Edgware, HA8 7HF next door to the applicant where we share a party internal wall with a 100 High Street, Edgware. From August 1975 to January 2005 I owned and managed the pharmacy at this address. The pharmacy is now let by me on a lease, as is the first floor flat at High Street, situated above the pharmacy.

I am writing to strongly object to the granting of the application above at 100 High Street, Edgware. If this license were to be granted I fear that the lives of my tenants both in the ground floor pharmacy at and at would become intolerable and I would be unable to re-let the flat above the pharmacy premises. My present tenants at work in shifts therefore it is important they are not disturbed during the day or night

My objection is for the following reasons –  
**The Prevention of a public nuisance**

During the period 1998 to 2001 Celebrations Club operated from 100 High Street, Edgware. During this time my tenants living in the flat above the pharmacy suffered considerable noise nuisance from Celebrations. Live pounding music and amplified speech also caused considerable disturbance to me working in the pharmacy, particularly when working late in the evening. Although numerous complaints were made to Barnet's Environmental Health department, which resulted in many visits by their officers, the problem continued. Even when the premises at 100 High Street were raided by police and noise pollution officers, and amplification equipment was seized, further noise and vibration through the premises walls continued the next day. It took a number of years for the noise problem to cease which only happened when the premises were eventually closed down.

Before Celebrations opened in 1998, the owner of the premises, informed me that the premises had been adequately sound proofed. This was not done. **Even when some**

**sound proofing at 100 High Street was installed, every spoken amplified word could be clearly heard in my pharmacy and in the flat above and this together with both live and recorded music being played, caused enormous disturbance over many years.** In fact, both the police and Environmental Health Officers told me at the time that they thought it would be very difficult to sound-proof such an old building clearly not designed for this purpose.

I was also told in 2001 by Barnet's Environmental Health Officers that Celebrations was one of the worst cases of noise disturbance, and of total disregard for their official notices, that they had known. The granting of a new license to L'Arma Bar & Restaurant to allow them to play recorded or live music, use amplified speech on their premises and to open late into the night and the early hours of the morning, will again cause enormous misery to their neighbours at High Street, other nearby premises and to members of the public walking along Edgware High Street both during the day and at night.

Edgware High Street is already served by a number of licensed restaurants on the opposite side of the road to the applicant where the buildings are set back from the pavement. There are also licenced shops selling alcohol in close proximity to 100 High Street.

**100 High Street has a narrow pavement and disruption would be caused to adults and children if the application is granted.**

#### **Public safety**

When Celebrations club were open in 1998/2001, my neighbours and I were concerned that they did not have a rear fire exit; only their front door. There is a boundary wall at the rear of and 100 High Street Edgware. This wall is on my property and there is no right of way across it.

#### **The prevention of crime and disorder**

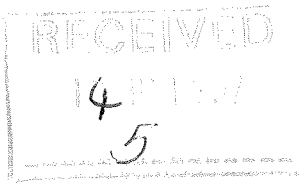
When the premises/club at 100 High Street was last open, the premises traded considerably after the official licensing hours. Noise disturbance continued well into the early hours of the morning, with a total disregard for the official closing time.

Live and recorded music have in the past caused enormous distress to my tenants, neighbours and me, and I am afraid the same thing will occur again. No sound proofing or controlling mechanism will be effective at 100 High Street.

Please reject this application and allow those living and working in the vicinity of the applicant to enjoy a peaceful life at all hours of the day and night.

Yours sincerely

Gerald Zeidman B.Pharm FRPharmS



High Street,  
Edgware  
Middlesex

The London Borough of Barnet  
Community Protection (Regulation) Licensing Team  
Barnet House, 2<sup>nd</sup> Floor Annex  
1255 High Road  
Whetstone, London N20 0EJ

11<sup>th</sup> June 2017

Dear Sir

**Re Application by L'Arroma Bar & Restaurant Ltd at 100 High Street, Edgware, HA8 7HF for a Premises License to permit: The Sale By Retail Alcohol and regulated entertainment, namely live music and or recorded music between 12.00 and 24.00 on Sundays to Thursdays and until 01.00 following Fridays and Saturdays and the provision of late night refreshment until 24.00 on Sundays to Thursdays and until and 01.00 following Fridays and Saturdays,**

I am the manager and pharmacist of the pharmacy at High Street, Edgware, next door to the applicant where we share a party internal wall with a 100 High Street, Edgware.

I am writing to strongly object to the granting of the application above at 100 High Street, Edgware. If this license were to be granted I fear that the noise and vibrations from the shared party wall with 100 High Street would become intolerable resulting in very difficult working conditions in the pharmacy.

My objections are also for the following reasons –

#### **The Prevention of a public nuisance**

I have been informed by our landlord Mr Gerald Zeidman who was the proprietor of the pharmacy during the period 1998 to 2001 when Celebrations Club operated the premises at 100 High Street, Edgware. That the following took place –

The pharmacy suffered considerable noise nuisance from Celebrations. Live pounding music and amplified speech caused considerable disturbance to those working in the pharmacy, particularly when working late in the evening. Although numerous complaints were made to Barnet's Environmental Health department, which resulted in many visits by their officers, the problem continued. Even when the premises at 100 High Street were raided by police and noise pollution officers, and amplification equipment was seized, further noise and vibration through the premises walls continued the next day. It took a number of years for the noise problem to cease which only happened when the premises were eventually closed down.

Mr Zeidman has informed me that **even when some sound proofing at 100 High Street was installed as demanded by the local authority's Environmental Health Officers ,**

**every spoken amplified word could be clearly heard in the pharmacy and in the flat above and this together with both live and recorded music being played, caused enormous disturbance over many years.** In fact, both the police and Environmental Health Officers told Mr Zeidman at the time that they thought it would be very difficult to sound-proof such an old building clearly not designed for this purpose.

Mr Zeidman informed us he was also told in 2001 by Barnet's Environmental Health Officers that Celebrations was one of the worst cases of noise disturbance, and of total disregard for their official notices, that they had known. The granting of a new license to L'Arora Bar & Restaurant to allow them to play recorded or live music, use amplified speech on their premises and to open late into the night and the early hours of the morning, will again cause enormous misery those working in the pharmacy, their neighbours and to members of the public walking along Edgware High Street both during the day and at night.

Edgware High Street is already served by a number of licensed restaurants on the opposite side of the road to the applicant where the buildings are set back from the pavement. **100 High Street has a narrow pavement and disruption would be caused to adults and children if the application is granted.** There are already licenced shop premises in close proximity to 100 High Street to meet the needs of the local people.

#### **Public safety**

100 High Street does not have a rear fire exit; only their front door. There is a boundary wall between the rear of and 100 High Street Edgware. This is not accessible as an escape route to members of the public.

#### **The prevention of crime and disorder**

I have been informed by my landlord that when the premises/club at 100 High Street was last open, the premises traded considerably after the official licensing hours. Noise disturbance continued well into the early hours of the morning, with a total disregard for the official closing time.

Live and recorded music have in the past caused enormous distress to those in the pharmacy and my neighbours and I am afraid the same thing will occur again. No sound proofing or controlling mechanism will be effective at 100 High Street.

Please reject this application and allow those working and living in the vicinity of the applicant to enjoy a peaceful life at all hours of the day and night.

Yours sincerely

AMIT SHAH

Manager

# Matters for Decision

## MATTERS FOR DECISION

### L'Arroma Bar & Restaurant Ltd, 100 High Street, Edgware, HA8 7HF

To allow the Sale and supply of alcohol on the premises only

#### Standard Days and Timings

Day	Proposed start time	Proposed finish time	Granted as application	Amended to:	Refused
Monday	12:00	00:00			
Tuesday	12:00	00:00			
Wednesday	12:00	00:00			
Thursday	12:00	00:00			
Friday	12:00	01:00			
Saturday	12:00	01:00			
Sunday	12:00	00:00			

Added conditions, if any:

Reasons for decisions above:

**To allow the playing of recorded music indoors only**

**Standard Days and Timings**

<b>Day</b>	<b>Proposed start time</b>	<b>Proposed finish time</b>	<b>Granted as application</b>	<b>Amended to:</b>	<b>Refused</b>
Monday	12:00	00:00			
Tuesday	12:00	00:00			
Wednesday	12:00	00:00			
Thursday	12:00	00:00			
Friday	12:00	01:00			
Saturday	12:00	01:00			
Sunday	12:00	00:00			

Added conditions, if any:

Reasons for decisions above:

**To allow the playing of live music indoors only**

**Standard Days and Timings**

<b>Day</b>	<b>Proposed start time</b>	<b>Proposed finish time</b>	<b>Granted as application</b>	<b>Amended to:</b>	<b>Refused</b>
Monday	12:00	00:00			
Tuesday	12:00	00:00			
Wednesday	12:00	00:00			
Thursday	12:00	00:00			
Friday	12:00	01:00			
Saturday	12:00	01:00			
Sunday	12:00	00:00			

Added conditions, if any:

Reasons for decisions above:



## To allow the provision of late night refreshment

### Standard Days and Timings

Day	Proposed start time	Proposed finish time	Granted as application	Amended to:	Refused
Monday	23:00	00:00			
Tuesday	23:00	00:00			
Wednesday	23:00	00:00			
Thursday	23:00	00:00			
Friday	23:00	01:00			
Saturday	23:00	01:00			
Sunday	23:00	00:00			

Added conditions, if any:

Reasons for decisions above:

**Hours premises are open to the public**

**Standard Days and Timings**

<b>Day</b>	<b>Proposed start time</b>	<b>Proposed finish time</b>	<b>Granted as application</b>	<b>Amended to:</b>	<b>Refused</b>
Monday	12:00	00:30			
Tuesday	12:00	00:30			
Wednesday	12:00	00:30			
Thursday	12:00	00:30			
Friday	12:00	01:30			
Saturday	12:00	01:30			
Sunday	12:00	00:30			

Added conditions, if any:

Reasons for decisions above: