

MEETING

LICENSING SUB-COMMITTEE

DATE AND TIME

WEDNESDAY 26TH JULY, 2017

AT 12.00 PM

VENUE

HENDON TOWN HALL, THE BURROUGHS, LONDON NW4 4BG

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

Councillor Maureen Braun
Councillor Alison Cornelius
Councillor John Hart

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

Andrew Charlwood – Head of Governance

Governance Service contact: Governance Service 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.	New Premises application, Wallace Bar, 1023 Finchley Road, London NW11 7ES	3 - 5
5.	New Premises application, Wallace Bar, 1023 Finchley Road, London NW11 7ES	7 - 107
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. 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 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.

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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

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 ⁶

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;">Licensing Sub-Committee Wednesday 26th July 2017</p>
<p style="text-align: center;">Title</p>	<p>New Premises application, Wallace Bar, 1023 Finchley Road, London, NW11 7ES</p>
<p style="text-align: center;">Report of</p>	<p>Trading Standards & Licensing Manager</p>
<p style="text-align: center;">Wards</p>	<p>Garden Suburb</p>
<p style="text-align: center;">Status</p>	<p>Public</p>
<p style="text-align: center;">Enclosures</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;">Officer Contact Details</p>	<p>Mariesa Connolly 020 8359 7443 Mariesa.connolly@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

This report asks the Sub-Committee to consider an application for a New Premises Licence, under section 17 of the Licensing Act 2003 for Wallace Bar, 1023 Finchley Road, London, NW11 7ES

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

Wallace Bar, 1023 Finchley Road, London, NW11 7ES

1. The Applicants

The application was submitted by Licenses-R-Us on behalf of Mr Masoud Yasini Ardekani, Wallace Bar, 1023 Finchley Road, London, NW11 7ES

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:

- The **Provision of Live Music** indoors only from 10:00hrs until 23:00hrs Monday to Saturday and from 12:00hrs until 22:30hrs on Sundays
- **The Provision of Recorded Music** indoors only from 10:00hrs until 23:00hrs Monday to Saturday and from 12:00hrs until 22:30hrs on Sundays.
- **The Supply of alcohol** for consumption both on and off the premises from 10:00hrs until 23:00hrs Monday to Thursday, from 10:00hrs until 01:00hrs (the following morning) Fridays and Saturdays and from 12:00hrs until 23:00hrs on Sundays.
- To allow the following non-standard timings/seasonal variations to the above requested activity hours:
 - An extra hour to the permitted standard timings on; Day preceding Bank Holiday & Bank Holidays
 - Christmas Eve and Boxing Day to end at 01:00hrs the following day
 - On New Year's eve from the end of authorised hours on New Year's Eve to the start of authorised hours the following day
- To allow the **premises to remain open to the public** from 10:00hrs until 23:30hrs Monday to Thursday, from 10:00hrs until 01:30hrs (the following morning) on Fridays and Saturdays and from 12:00hrs until 23:30hrs on Sundays.
- To allow the following non-standard timings/seasonal variations to the hours during which the premises can remain open to the public:
 - An extra hour to the permitted standard timings on; Day preceding Bank Holiday & Bank Holidays
 - Christmas Eve and Boxing Day to end at 01:30hrs the following day
 - On New Year's eve from the end of authorised hours on New Year's Eve to the start of Authorised Hours the following day

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

3. Representations

Responsible Authorities

The Licensing Team have received valid representations from the following responsible authorities:

- Noise Nuisance – Representation relates to concerns this authority has with the prevention of public nuisance
- Police - Representation highlights concerns relating to the prevention of crime and disorder and the prevention of public nuisance
- Licensing Authority (acting as Responsible Authority) – Representation relates to concerns surrounding the prevention of crime and disorder and the prevention of public nuisance.

Other representations

The Licensing Team have received a total of 28 valid representations from members of the public. All the representations can be seen attached to this report in **Annex 2**.

27 of these representation relate to the negative affect that the application could have on the licensing objectives should a licence be granted. Concerns relating to Public Nuisance, Crime and Disorder and Public Safety have been raised within these 27 representations.

1 representation has been received in support of the application.

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.

Mariesa Connolly - Licensing Officer

Annex 1 – Application Form

Annex 2 – Representations

Annex 3 – Matters for decision

Application

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

Yes No

Applicant Details

* First name

* Family name

* 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

Is the applicant's business registered outside the UK? Yes No

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

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

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

Continued from previous page...

Legal status

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Applicant Business Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

If the applicant has one, this should be the applicant's official address - that is an address required of the applicant by law for receiving communications.

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.

Registration number

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 Registered Address

Address registered with Companies House.

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

INDIVIDUAL APPLICANT DETAILS

Applicant Name

Is the name the same as (or similar to) the details given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

YASINI ARDEKANI

Family name

MASOUD

Is the applicant 18 years of age or older?

- Yes No

Continued from previous page...

Current Residential Address

Is the address the same as (or similar to) the address given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes No

Building number or name	<input type="text" value="1023"/>
Street	<input type="text" value="FINCHLEY ROAD"/>
District	<input type="text"/>
City or town	<input type="text" value="LONDON"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="NW11 7ES"/>
Country	<input type="text" value="United Kingdom"/>

Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes No

E-mail	<input type="text"/>
Telephone number	<input type="text"/>
Other telephone number	<input type="text"/>
* Date of birth	<input type="text"/>
* Nationality	<input type="text"/>

[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

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

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 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 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 UN AMPLIFIED CONSISTENT WITH A BAR

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

Continued from previous page...

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

AN EXTRA HOUR TO THE END TIME ON THE FOLLOWING DAYS:
DAY PRECEDING BANK HOLIDAY
BANK HOLIDAY
CHRISTMAS EVE AND BOXING DAY TO END AT 01:00 DAY FOLLOWING
ON NEW YEARS EVE FROM THE END OF AUTHORISED HOURS ON NEW YEARS EVE TO THE START OF AUTHORISED HOURS
THE FOLLOWING DAY

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

Continued from previous page...

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.

WITH OR WITHOUT DJ, CONSISTENT WITH A BAR

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.

AN EXTRA HOUR TO THE END TIME ON THE FOLLOWING DAYS:
DAY PRECEDING BANK HOLIDAY
BANK HOLIDAY
CHRISTMAS EVE AND BOXING DAY TO END AT 01:00 DAY FOLLOWING
ON NEW YEARS EVE FROM THE END OF AUTHORISED HOURS ON NEW YEARS EVE TO THE START OF AUTHORISED HOURS THE FOLLOWING DAY

Section 12 of 21

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

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

- Yes No

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Continued from previous page...

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.

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 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.

AN EXTRA HOUR TO THE END TIME ON THE FOLLOWING DAYS:
DAY PRECEDING BANK HOLIDAY
BANK HOLIDAY
CHRISTMAS EVE AND BOXING DAY TO END AT 01:00 DAY FOLLOWING
ON NEW YEARS EVE FROM THE END OF AUTHORISED HOURS ON NEW YEARS EVE TO THE START OF AUTHORISED HOURS
THE FOLLOWING DAY

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

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?

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

Continued from previous page...

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.

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

SATURDAY

Start

End

Start

End

Continued from previous page...

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.

AN EXTRA HOUR TO THE END TIME ON THE FOLLOWING DAYS:
DAY PRECEDING BANK HOLIDAY
BANK HOLIDAY
CHRISTMAS EVE AND BOXING DAY TO END AT 01:30 DAY FOLLOWING
ON NEW YEARS EVE FROM THE END OF AUTHORISED HOURS ON NEW YEARS EVE TO THE START OF AUTHORISED HOURS
THE FOLLOWING DAY

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.

THE PREMISES IS CURRENTLY LICENSED. CONDITIONS WILL BE DISCUSSED WITH THE RESPONSIBLE AUTHORITIES TO PROMOTE THE LICENSING OBJECTIVES

b) The prevention of crime and disorder

CCTV WILL BE INSTALLED, MAINTAINED AND OPERATED IN ACCORDANCE WITH THE STANDARDS OF THE METROPOLITAN POLICE. CONDITIONS WILL BE AGREED WHICH ARE CONSISTENT WITH THE CURRENT STANDARDS ADOPTED BY THE POLICE IN LINE WITH THE CCTV CONDITIONS ON THE PREMISES LICENCE CURRENTLY IN PLACE FOR THE PREMISES

c) Public safety

APPROPRIATE RISK ASSESSMENTS WILL BE CARRIED OUT

d) The prevention of public nuisance

CONDITIONS WILL BE DISCUSSED WITH THE RESPONSIBLE AUTHORITIES AND LOCAL RESIDENTS

Continued from previous page...

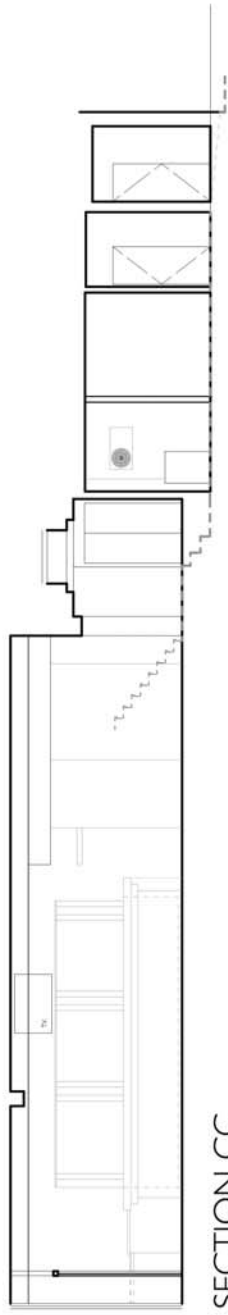
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e) The protection of children from harm

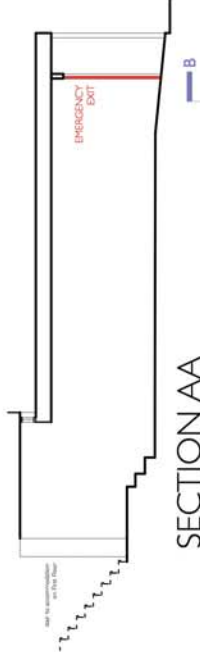
AN AGE VERIFICATION POLICY WILL BE ADOPTED IN LINE WITH CHALLENGE 25
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Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK



SECTION CC

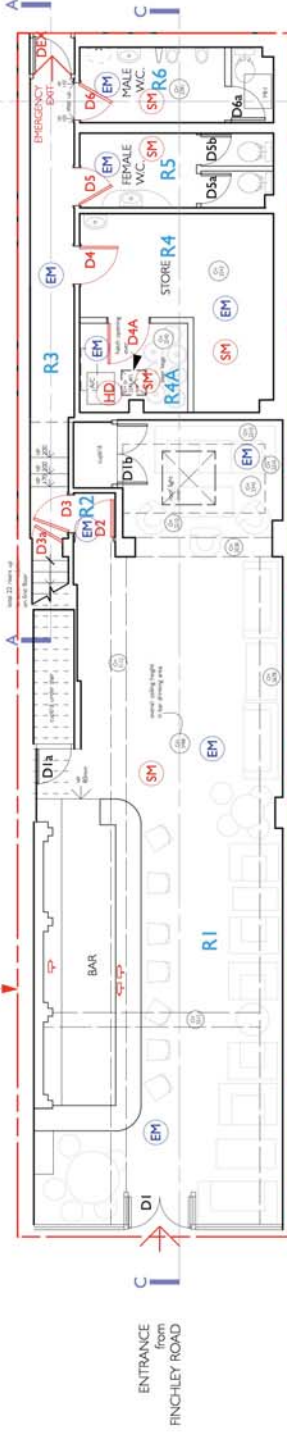


SECTION AA



SECTION BB

building boundary



FLOOR PLAN
Scale 1:100 @A3

- EM EMERGENCY LIGHTING - 1/2 hour non-maintenance (BS5266)
- SM SMOKE DETECTOR
- HD HEAT DETECTOR
- CCTV CAMERA
- FD30 1/2 HOUR SELF-CLOSING FIRE DOOR (ALL DOORS IN RED)
- 1/2 HOUR SELF-CLOSING FIRE DOORS

NOTE
LICENSABLE ACTIVITIES MAY TAKE PLACE IN THE BAR AND ROOM R1.
LOOSE FURNITURE SHOWN FOR DIAGRAMMATIC PURPOSES.

DRAWING TITLE Floor plan + Sections: As Existing	ADDRESS "The Wallace" Bar 1023 Finchley Road London
SCALE 1:100 @A3	DATE May 2017
SCALE 1:100 @A3	DRAWING No. EX04
SCALE 1:100 @A3	REVISION

KM DESIGN email: kmrdesign@btinternet.com Tel: 020 7387 7010 Mobile: 0781 317 2836

Representations

The London Borough of Barnet
Regulatory Services
Environmental Health
Barnet House
1255 High Road
Whetstone
London N20 0EJ

RA2

Tel: 020 8359 7995

3rd July 2017

Noise and Nuisance's Representation

RE: Application for a New Premises Licence for The Wallace, 1023 Finchley Road, London, NW11 7ES

As the responsible authority for noise and nuisance, I have been notified of the application for a new premises licence for the above.

I am satisfied that allowing this premises to operate in accordance with the application submitted would undermine the licencing objective of the prevention of public nuisance.

Our records show the noise team at Barnet Council has been receiving continuous noise complaints of loud amplified music from this premises since 2008 up until April 2017. In 2009 and 2013 Noise Abatement Notices were served under section 80 of the Environmental Protection Act 1990 as officers from this served witnessed loud amplified music that amounted to a Statutory Noise Nuisance.

In total on 4 occasions a Statutory Noise Nuisance has been witnessed from this premises, however there has been over 20 complaints made to the noise team. On all of the occasions we witnessed a Statutory Noise Nuisance the music could clearly be heard outside of the premises and on two occasions it could be heard inside of residential properties. This clearly shows the location of this premise is not suitable for the application submitted due to it being in close proximity to many residential properties; in particular it is not suitable for live or recorded music of any kind.

I would respectfully request the licencing sub-committee reject this application.

Yours Sincerely,

Roxanne Pateman
Environmental Health Officer and Responsible Authority for Noise and Nuisance.



RAS

London Borough Barnet
Licensing Team
Barnet House
1255 High Road
Whetstone
London
N20 0EJ

BARNET POLICE STATION
Please post to:
Licensing Office @SA
Colindale Police Station
GRAHAM PARK WAY
LONDON
NW9 5TW

Telephone: 020 8733 4195

Email: barnet.licensing@met.police.uk
Date: 23rd June 2017

Ref:
Our ref: 146/17

CC: London Borough of Barnet

Police objection to a new premises licence

Section	17					Licensing Act 2003
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Notice Received: 5th June 2017
From: Yasini Masoud
Premises: Wallace, 1023 Finchley Road, London, NW11 7ES

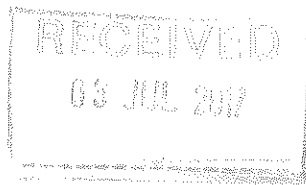
For the following reason(s) Police are satisfied that the exceptional circumstances of the case are such that by granting the application would undermine the licensing objective, crime prevention and prevention of a public nuisance.

- There have been consistent issues with breaches of the premises licence prior to the previous licence being revoked and since its revocation (appeal period) We feel this is relevant as the applicant is believed to have been involved in the running of the premises before this application was made and while operating under the previous licence which was revoked at a review hearing on 9th November 2016.
- The applicant's conduct during an incident in February this year. The circumstances of which we feel are exceptional due to the location and nature of what took place. Full details of this will be provided to the applicant and relevant persons in authority which must remain restricted.

The Police respectfully request the application of appropriate conditions be attached to the licence in order to fully promote the 4 licensing objectives.

Yours Sincerely,

Vicky Wilcock
Licensing Office
Barnet Borough
Metropolitan Police Service.



PAT

The London Borough of Barnet
Community Protection (Regulation)
Licensing – Responsible Authority
Barnet House
1255 High Road
Whetstone
London
N20 0EJ

Licensing Team
Barnet House
1255 High Road
Whetstone
London
N20 0EJ

contact: Michelle Rudland
tel: 020 8359 7443
e-mail: michelle.rudland@barnet.gov.uk
date: 30th June 2017
our reference: New – Wallace

**RE: Application for a New Premises Licence
Licensing Authority acting as Responsible Authority**

Premises: Wallace, ¹⁰²³2013 Finchley Road, London, NW1 7ES

As the Licensing Authority (acting as a Responsible Authority in this case) I am making formal representation in relation to the new premises licence application submitted on behalf of Mr Masoud Yasini Ardekani on 4th June 2017 for the above mentioned premises. The reason for submitting this representation is that the Licensing Authority has concerns about the applications ability to promote the licensing objective of prevention of crime and disorder and the prevention of public nuisance.

This premises has held a premises licence in the past whoever this was revoked by a licensing subcommittee following a review application being submitted by Licensing Authority acting as Responsible Authority. The review decision has been appealed and the premises are still trading with that licence until the conclusion of the appeal process.

The Licensing Authority are conscious of the fact that this is a new premise licence application submitted by Mr Yasini Masoud where the revoked licence was held by Mr Mohammed Reza Pouressmaell. The Licensing Authority do however still have concerns that Mr Masoud has been very much involved with the management of the premises for some time and certainly during the period in which Mr Pouressmaell was the premises licence holder.

It is also noted that the licensing team have received several complaints from residents relating to the Wallace during the period following the revocation of the previous licence. The latest of which was received on 24th June 2017 and related to the evening of the 23rd June 2017. On this evening it was stated that the doors of the premises were left wide open whilst loud music was being playing until 23:00hrs causing a nuisance to the complainant. In addition to this the complainant stated that there r was additional nuisance caused by the patrons of the premises until past midnight.

Further information and officer statements are shown within the documents attached to this representation.

In conclusion the Licensing Authority respectfully requests that the Licensing Sub Committee consider taking steps to ensure that should a licence be granted that it not negatively affect the licensing objectives. We would respectfully request that this be done by way of removing/altering the activities and timings applied for in addition to attaching conditions that the subcommittee deem appropriate for the activities they are minded to permit.



Michelle Rudland (acting as the Licensing Authorities Responsible Authority)
Team Leader, Licensing & Antisocial Behaviour
Community Protection (Regulation)

From: BERGIT ARENDS &
MIKE PAGE
Alyth Gardens
London
NW11

To: The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP

1

Date: 24 June 2017



OBJECTION - REF: LAPRE1/17/55973

Extended Licence Application - The Wallace 1023 Finchley Road, NW11 7ES

Dear Licensing Team

Following the decision of the Licensing Sub-Committee on the 9th of November 2016 to revoke the License of the Wallace Bar (and the prior review the Grove in May 2013 reducing opening hours) we are extremely concerned to hear that a new License application seeking 'extended hours' has now been made.

We strongly object to this License application on the grounds of **Public Nuisance, Crime and Disorder and Public Safety**. When the previous extended license was in place we faced issues of Crime and Disorder (late night fighting) and Public Safety (large intimidating crowds outside the establishment, late at night) – which contributed to the license adjustments made in May 2013.

At the November 2016 hearing, residents argued that to reduce on-going public nuisance, at the very least Licensing hours should be reduced to 23:00 seven days a week. This was because apart from the fact that the Licensing conditions continued to be disregarded (which led to the Licence revocation) Friday's and Saturday 00:30 official closing times, continued to create unreasonable noise and nuisance for residents.

We also note that the applicant Mr Masoud Yasini Ardekeni, was the registered Director of the Wallace Bar Ltd from 08 October 2014 to 22 March 2016 and following its dissolution, Director of Wallace Lounge Ltd, registered at 1023 Finchley Road, since 4 April 2016. It would not be unreasonable to expect that as a Director, he would have taken an interest in the reasons behind the License being revoked. Yet, during the Appeal period, people are continuing to drink outside on provided tables (see photo on next page), even though they were informed at the hearing that they do not have an outdoor drinking License. We have also experienced two late night weekend parties (with loud music), beyond closing times (one on April 1st and one on May 27th until 1:20am (music went off at 12:50am) and regular late-night noise from patrons, either when smoking and drinking at the front of the premises, or when leaving.

The very fact that a Director of a Licenced establishment, which has its License revoked, can bypass an Appeal process by applying for a new and in this case extended License, makes a mockery of the laws that are supposed to protect the public.

Residents have faced more than 12 years of evidenced, on-going nuisance (mostly on Friday and Saturday nights) following the award of an extended Licence to the Grove in 2005. Despite regular complaints regarding noise, it took until 2013 for the first License review. When the Wallace opened in c.2015 we hoped things would get better but instead it became progressively worse, culminating in their licence being revoked.

Experience and evidence clearly demonstrates that strict license conditions (despite complaints and official intervention) are quickly ignored with windows and doors remaining open, music playing into the early hours, private unapproved parties and loud patrons spilling onto the streets – smoking and drinking. Appendix 1 provides some photographic examples of nuisance. More examples and videos are available on request.

In partnership with the licensing and noise nuisance team we have done our best to work with all previous owners but on each occasion despite a short lull, late night nuisance has always re-started, leading to numerous complaints and distress for residents and reliance on the Licensing team – details of complaints and incidents have all been covered at the Licensing sub-committee hearings and subsequent minutes.

We have always maintained that the premises are in the middle of a residential area where loud music, people drinking on the streets and general evening and late-night noise are simply not appropriate. Apart from being in a residential area the premises do not have a rear garden or outdoor facilities for smokers and as such people spilling onto the street making noise unavoidable. We therefore have absolutely no faith that we will see any improvement from any owner of the premises.

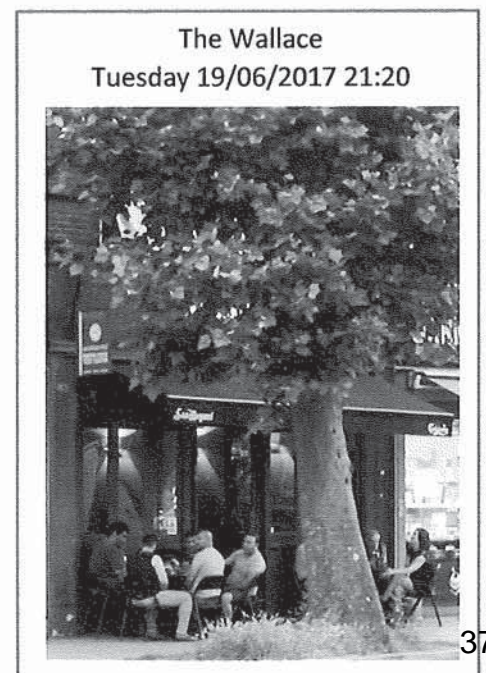
We do not wish to impede a local business but when buying the premises any new owners would have been fully aware of the License conditions, history and potential impact of its location on residents. Considering the track record of the premises, the fact that Licensed hours had to be reduced in 2013 and subsequently revoked in 2016 (due to on-going issues), awarding a Licence extending or even allowing the continuations of existing hours, would be both unreasonable and unacceptable.

Therefore, considering the history, if the Licensing Sub-Committee decides to award a new License; in order to minimise public nuisance, the risk of crime and disorder and protect public safety, our position remains that as a minimum we seek:

- **Closing at 23:00 seven days a week without exception.**
- **No Amplified or Live Music at any time** – Low level background music & TV is acceptable until 23:00 Mon-Sat, 22:30 on Sunday's, subject to appropriate sound proofing.
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- **Drinking Outside** – No drinking outside of the premises after 21:00. This assumes the management will ensure good behaviour from patrons.

Yours sincerely

Ben A



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Some Examples of Nuisance and Breaches

(Photos and videos made when disruption and nuisance started. All continued up to or beyond closing time)

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Party with excessively loud music, doors and windows open until 3:00am Sunday 22nd.

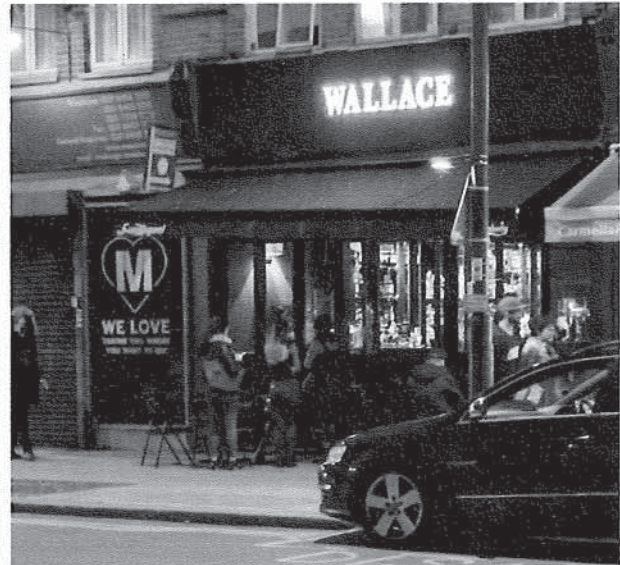
Video Available on Request



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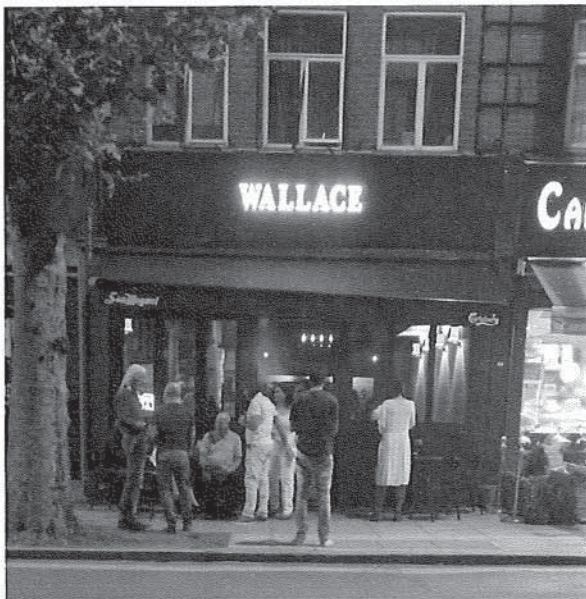
Video Available on Request



Sunday 18th of September 2016 – 8:36PM

Party with excessively loud music (until c23:00), doors open and people on streets until c.midnight

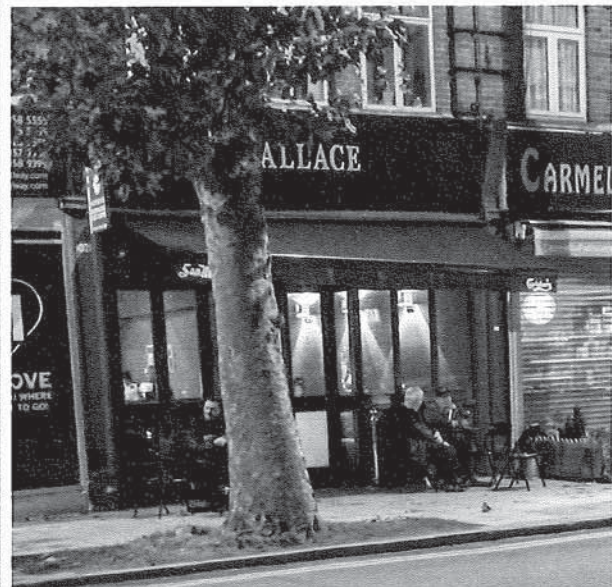
Video Available on Request



Sunday 13th of November 2016 – 22:38

Drinking outside despite being informed at the Licensing review just 4 days earlier, that there was no License for outdoor drinking.

Outdoor drinking remains a nightly occurrence. Our issue is mostly that they are again demonstrating a complete disregard for the rules.



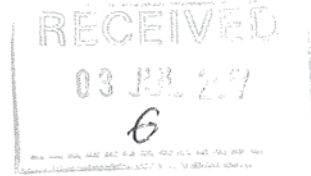
From:

To: The Licensing Team

STANLEY FRIEDLEIN
ALYTH GARDENS
LONDON
NW11

Building 4,
North London Business Park
Oakleigh Road South
N11 1NP

Date: 22 JUNE 2017



OBJECTION - REF: LAPRE1/17/55973

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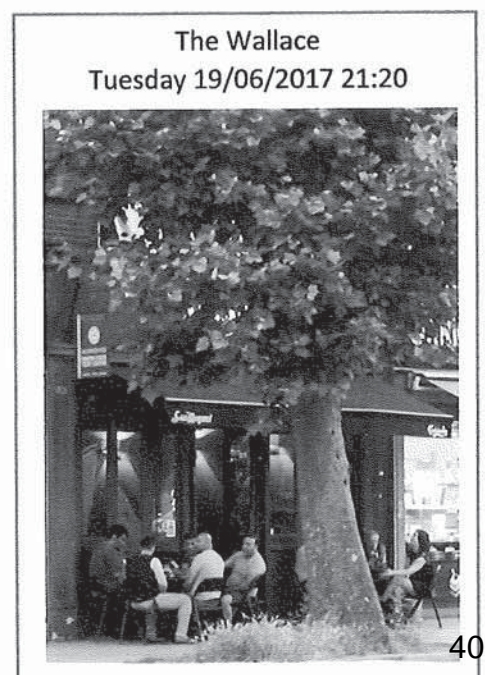
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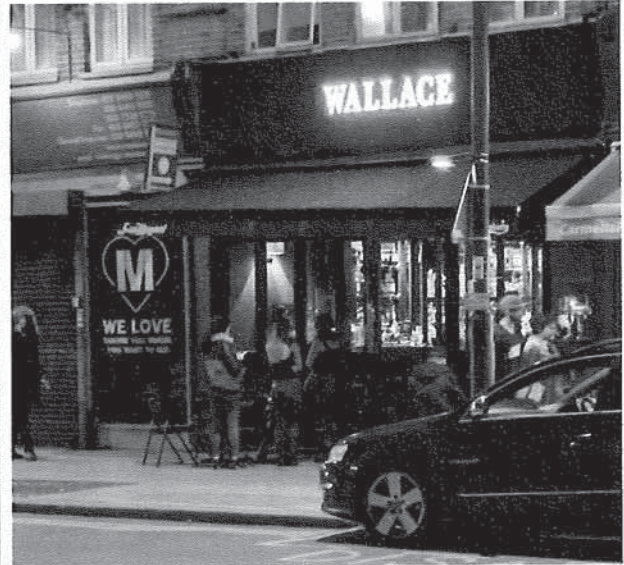
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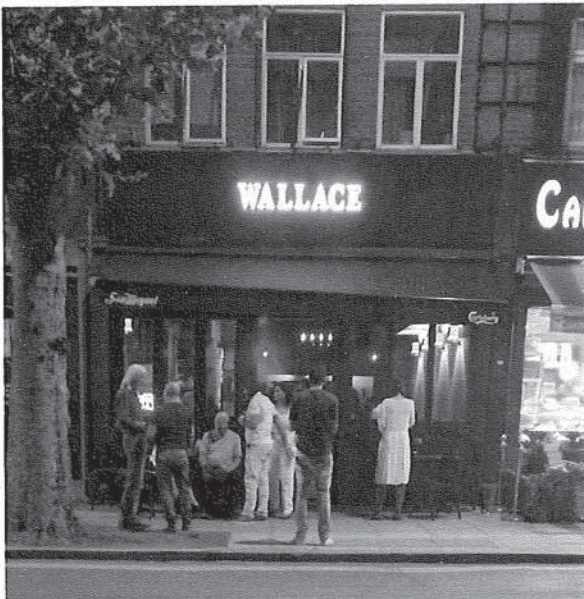
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From:

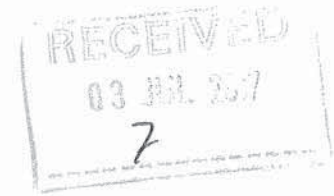
Rachel Golding
Alyth Gardens
NW11

To: The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP

3

Date:

21/6/17



OBJECTION - REF: LAPRE1/17/55973

Extended Licence Application - The Wallace 1023 Finchley Road, NW11 7ES

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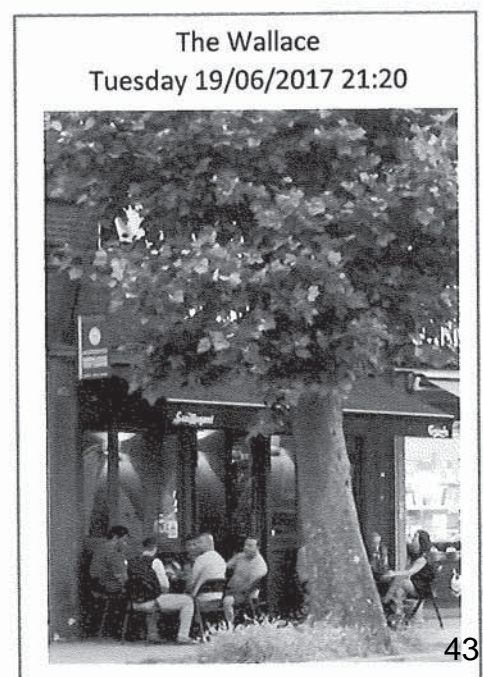
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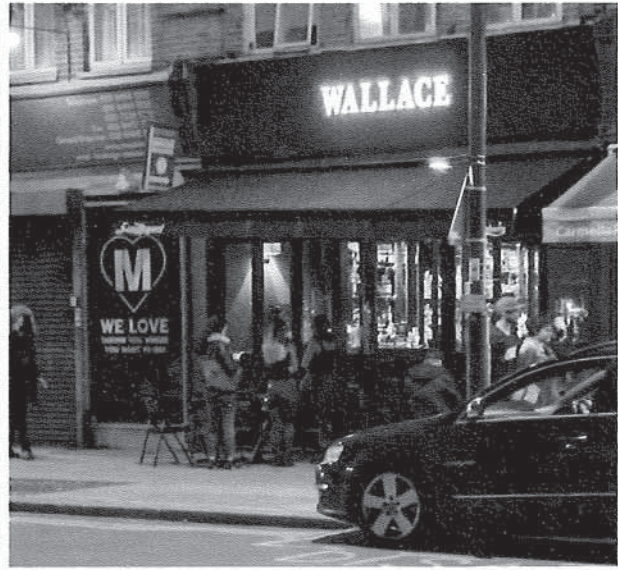
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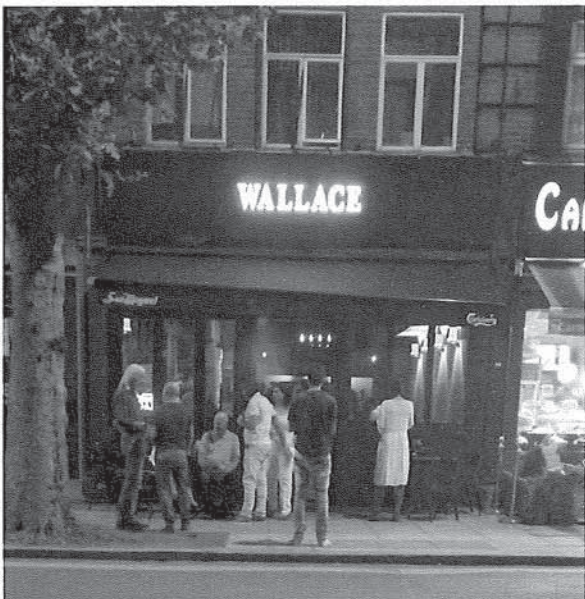
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From:

CROCHIA PERIAD
ALYTH GARDENS
LONDON
NW11

To: The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP

4

Date: 21-06-2017



OBJECTION - REF: LAPRE1/17/55973

Extended Licence Application - The Wallace 1023 Finchley Road, NW11 7ES

Dear Licensing Team

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We strongly object to this License application on the grounds of **Public Nuisance, Crime and Disorder and Public Safety**. When the previous extended license was in place we faced issues of Crime and Disorder (late night fighting) and Public Safety (large intimidating crowds outside the establishment, late at night) – which contributed to the license adjustments made in May 2013.

At the November 2016 hearing, residents argued that to reduce on-going public nuisance, at the very least Licensing hours should be reduced to 23:00 seven days a week. This was because apart from the fact that the Licensing conditions continued to be disregarded (which led to the Licence revocation) Friday's and Saturday 00:30 official closing times, continued to create unreasonable noise and nuisance for residents.

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The very fact that a Director of a Licenced establishment, which has its License revoked, can bypass an Appeal process by applying for a new and in this case extended License, makes a mockery of the laws that are supposed to protect the public.

Residents have faced more than 12 years of evidenced, on-going nuisance (mostly on Friday and Saturday nights) following the award of an extended Licence to the Grove in 2005. Despite regular complaints regarding noise, it took until 2013 for the first License review. When the Wallace opened in c.2015 we hoped things would get better but instead it became progressively worse, culminating in their licence being revoked.

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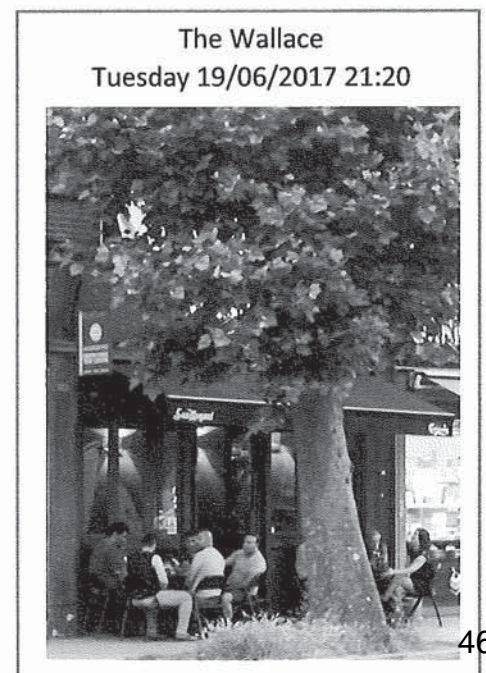
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Yours sincerely



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Some Examples of Nuisance and Breaches

(Photos and videos made when disruption and nuisance started. All continued up to or beyond closing time)

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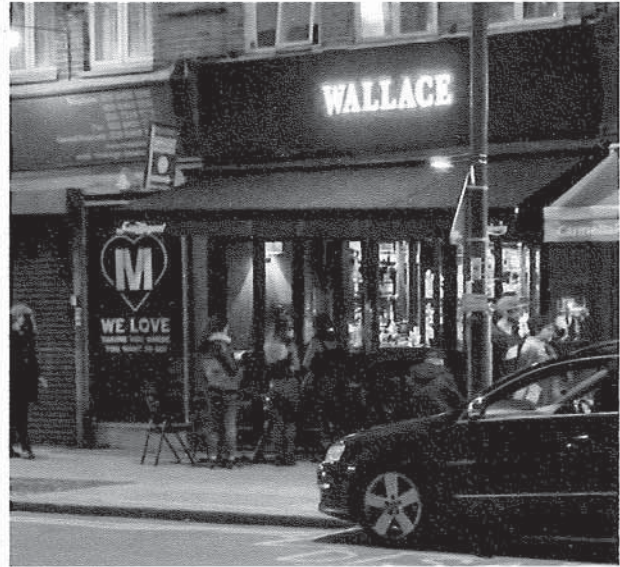
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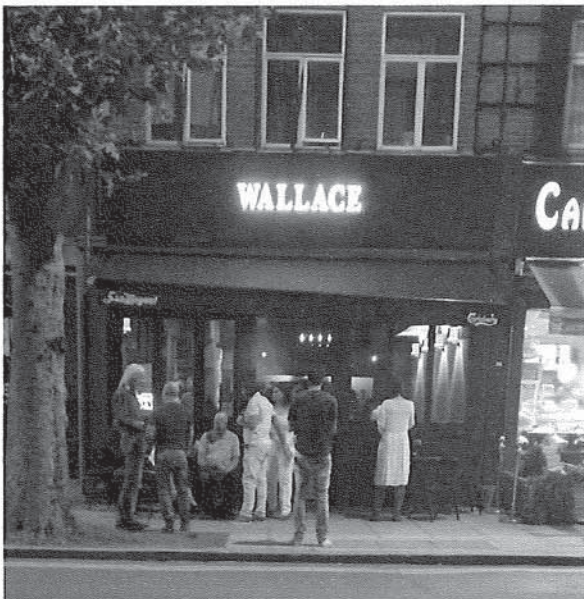
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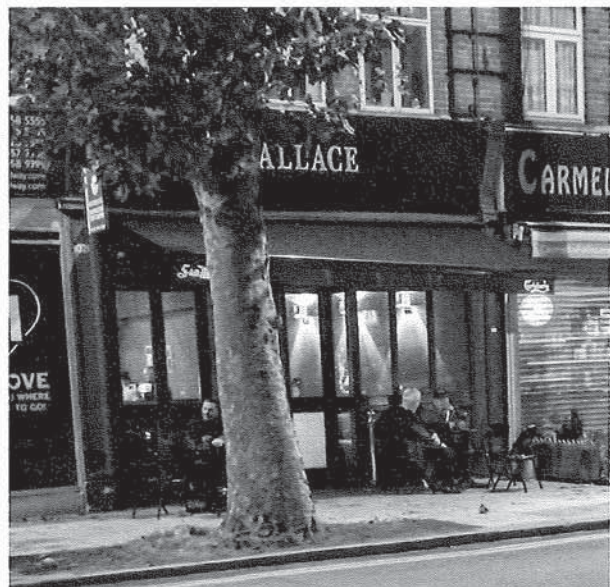
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Outdoor drinking remains a nightly occurrence. Our issue is mostly that they are again demonstrating a complete disregard for the rules.



From: RYAN EALES
ALYTH GARDENS
LONDON
NW11

To: The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP

5

Date: 22/6/17



OBJECTION - REF: LAPRE1/17/55973

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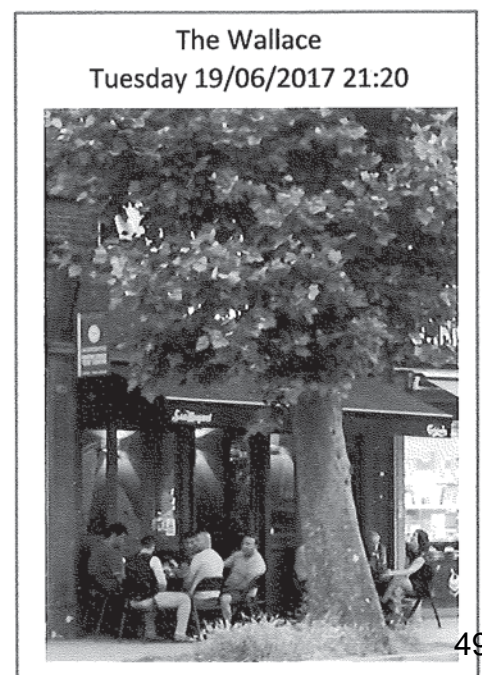
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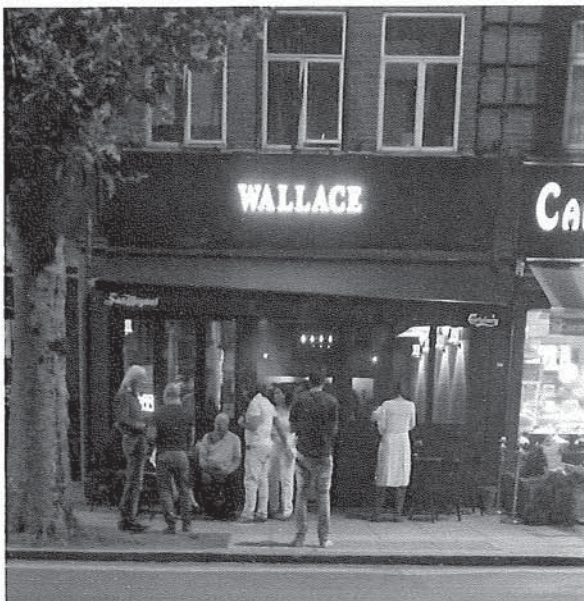
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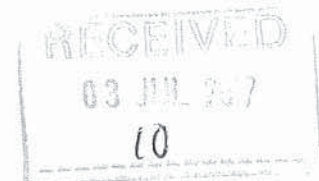


From:

PAUL & VICTORIA ALTER
ALYTH GARDEUS
LONDON
NW11

To: The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP

6



Date: 24/06/2017

OBJECTION - REF: LAPRE1/17/55973

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The Wallace
Tuesday 19/06/2017 21:20



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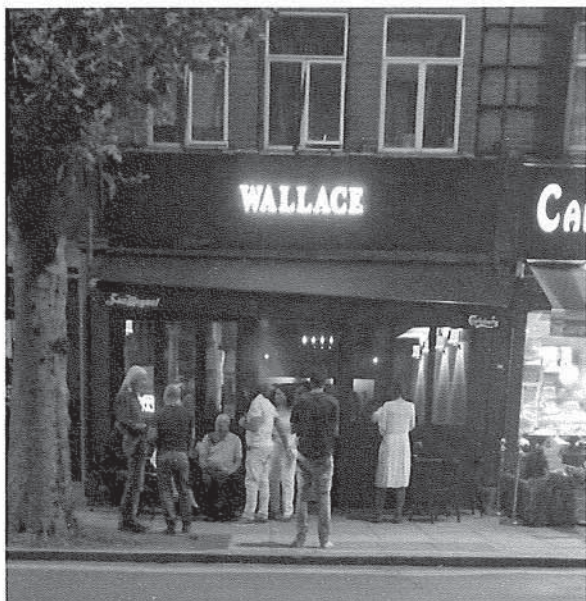
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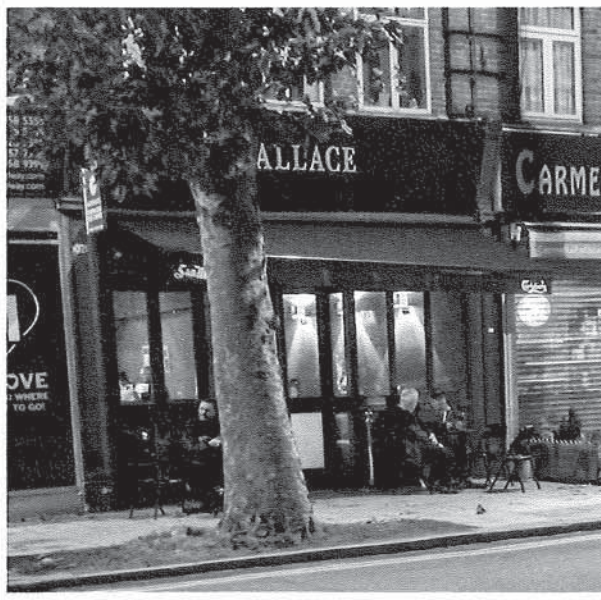
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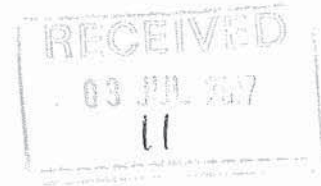


From: NISAMYAH
ALYTH GRODS
LONDON NW11

To: The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP

7

Date: 21/6/2017



OBJECTION - REF: LAPRE1/17/55973

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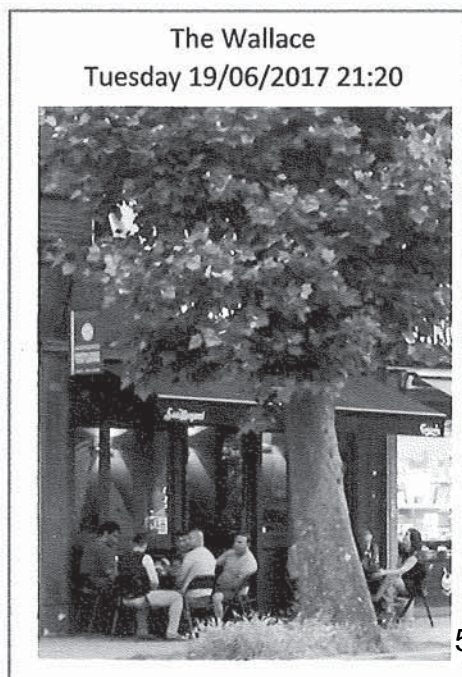
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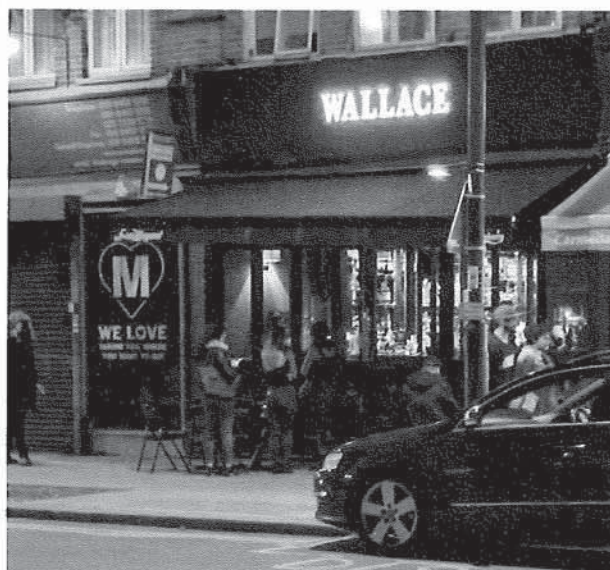
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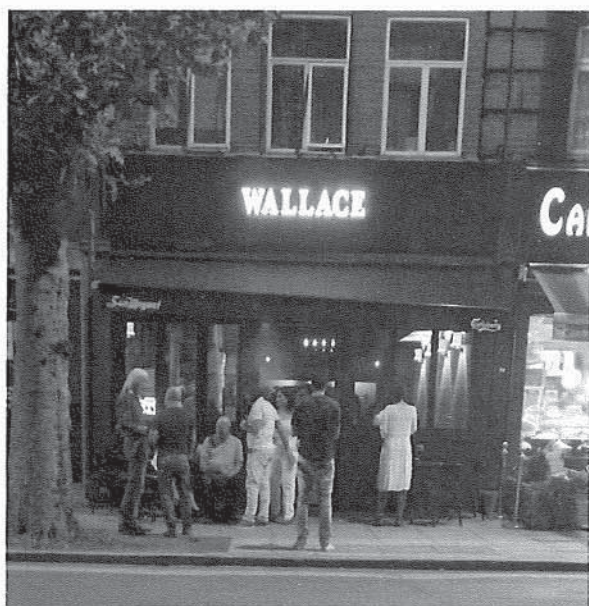
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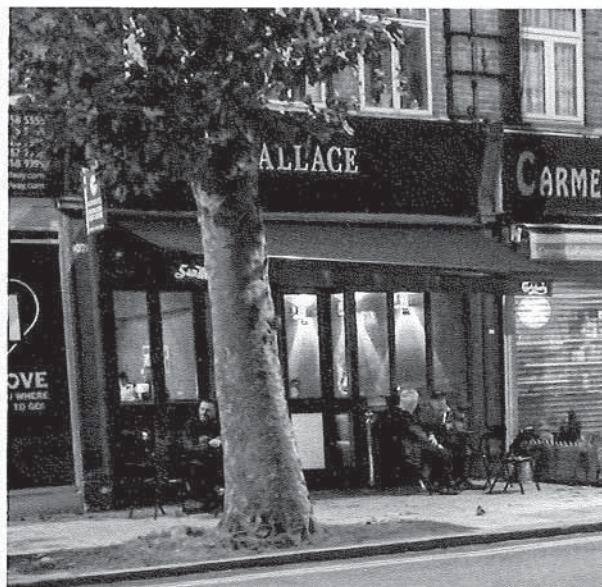
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ALYTH GOS. NW11

To: The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP

8

Date: 26/06/2017

RECEIVED
03 JUL 2017
12

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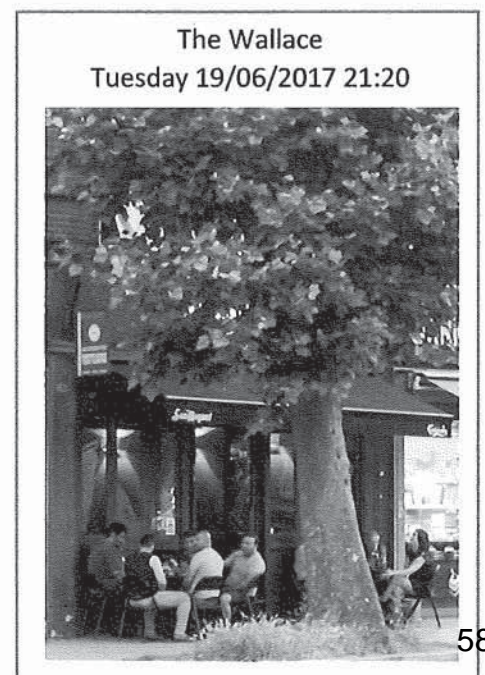
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(Photos and videos made when disruption and nuisance started. All continued up to or beyond closing time)

Saturday 21st of May 2016 – 11:34PM

Party with excessively loud music, doors and windows open until 3:00am Sunday 22nd.

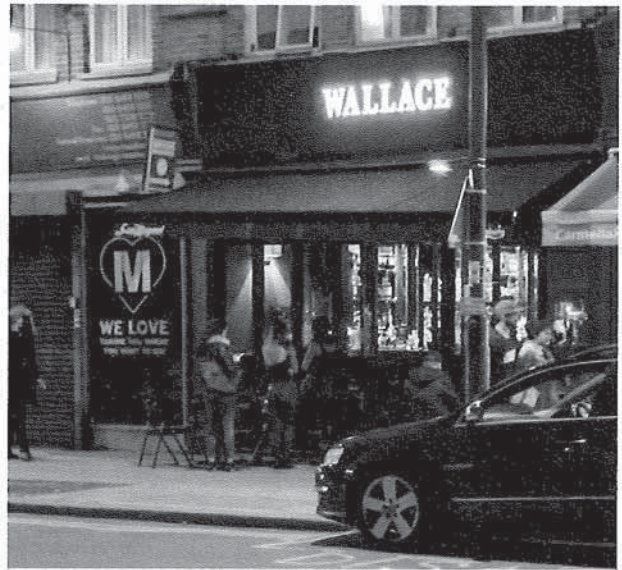
Video Available on Request



Saturday 17th of September 2016 – 9:23PM

Party with excessively loud music, doors open until c12:30am Sunday 18th.

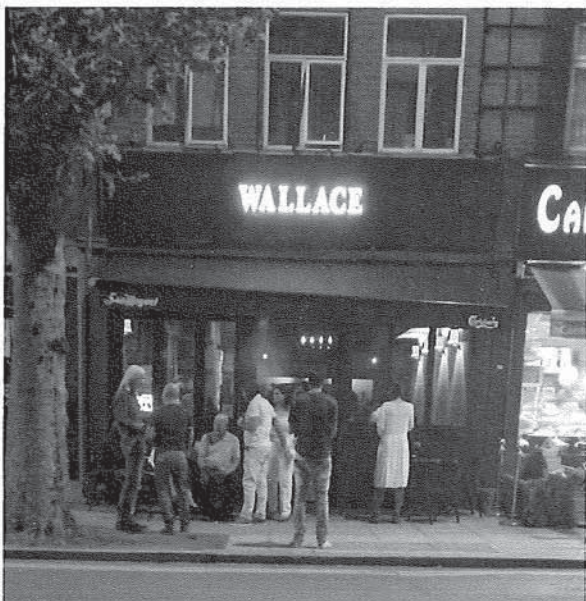
Video Available on Request



Sunday 18th of September 2016 – 8:36PM

Party with excessively loud music (until c23:00), doors open and people on streets until c.midnight

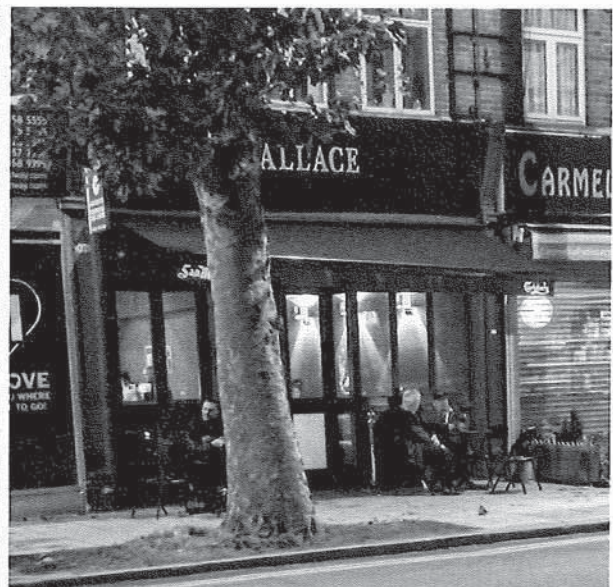
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Sunday 13th of November 2016 – 22:38

Drinking outside despite being informed at the Licensing review just 4 days earlier, that there was no License for outdoor drinking.

Outdoor drinking remains a nightly occurrence. Our issue is mostly that they are again demonstrating a complete disregard for the rules.



From: DR YASSER NOEMAN
AULTH GARDENS
LONDON NW11

To: The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP

9

Date: 01/09/17.



OBJECTION - REF: LAPRE1/17/55973

Extended Licence Application - The Wallace 1023 Finchley Road, NW11 7ES

Dear Licensing Team

Following the decision of the Licensing Sub-Committee on the 9th of November 2016 to revoke the License of the Wallace Bar (and the prior review the Grove in May 2013 reducing opening hours) we are extremely concerned to hear that a new License application seeking 'extended hours' has now been made.

We strongly object to this License application on the grounds of **Public Nuisance, Crime and Disorder and Public Safety**. When the previous extended license was in place we faced issues of Crime and Disorder (late night fighting) and Public Safety (large intimidating crowds outside the establishment, late at night) – which contributed to the license adjustments made in May 2013.

At the November 2016 hearing, residents argued that to reduce on-going public nuisance, at the very least Licensing hours should be reduced to 23:00 seven days a week. This was because apart from the fact that the Licensing conditions continued to be disregarded (which led to the Licence revocation) Friday's and Saturday 00:30 official closing times, continued to create unreasonable noise and nuisance for residents.

We also note that the applicant Mr Masoud Yasini Ardekeni, was the registered Director of the Wallace Bar Ltd from 08 October 2014 to 22 March 2016 and following its dissolution, Director of Wallace Lounge Ltd, registered at 1023 Finchley Road, since 4 April 2016. It would not be unreasonable to expect that as a Director, he would have taken an interest in the reasons behind the License being revoked. Yet, during the Appeal period, people are continuing to drink outside on provided tables (see photo on next page), even though they were informed at the hearing that they do not have an outdoor drinking License. We have also experienced two late night weekend parties (with loud music), beyond closing times (one on April 1st and one on May 27th until 1:20am (music went off at 12:50am) and regular late-night noise from patrons, either when smoking and drinking at the front of the premises, or when leaving.

The very fact that a Director of a Licenced establishment, which has its License revoked, can bypass an Appeal process by applying for a new and in this case extended License, makes a mockery of the laws that are supposed to protect the public.

Residents have faced more than 12 years of evidenced, on-going nuisance (mostly on Friday and Saturday nights) following the award of an extended Licence to the Grove in 2005. Despite regular complaints regarding noise, it took until 2013 for the first License review. When the Wallace opened in c.2015 we hoped things would get better but instead it became progressively worse, culminating in their licence being revoked.

Experience and evidence clearly demonstrates that strict license conditions (despite complaints and official intervention) are quickly ignored with windows and doors remaining open, music playing into the early hours, private unapproved parties and loud patrons spilling onto the streets – smoking and drinking. Appendix 1 provides some photographic examples of nuisance. More examples and videos are available on request.

In partnership with the licensing and noise nuisance team we have done our best to work with all previous owners but on each occasion despite a short lull, late night nuisance has always re-started, leading to numerous complaints and distress for residents and reliance on the Licensing team – details of complaints and incidents have all been covered at the Licensing sub-committee hearings and subsequent minutes.

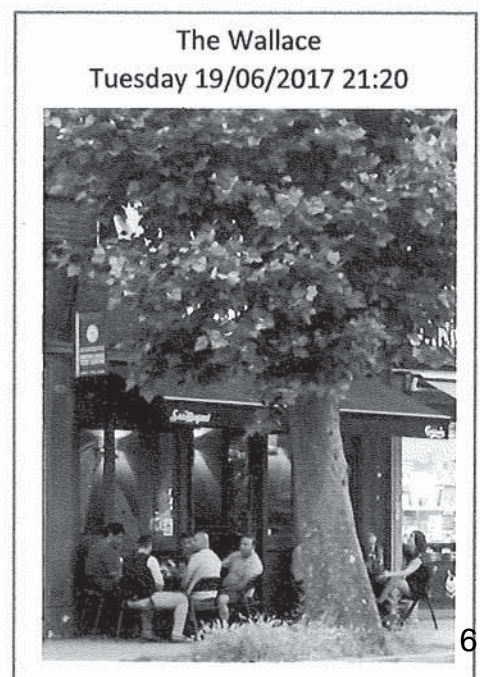
We have always maintained that the premises are in the middle of a residential area where loud music, people drinking on the streets and general evening and late-night noise are simply not appropriate. Apart from being in a residential area the premises do not have a rear garden or outdoor facilities for smokers and as such people spilling onto the street making noise unavoidable. We therefore have absolutely no faith that we will see any improvement from any owner of the premises.

We do not wish to impede a local business but when buying the premises any new owners would have been fully aware of the License conditions, history and potential impact of its location on residents. Considering the track record of the premises, the fact that Licensed hours had to be reduced in 2013 and subsequently revoked in 2016 (due to on-going issues), awarding a Licence extending or even allowing the continuations of existing hours, would be both unreasonable and unacceptable.

Therefore, considering the history, if the Licensing Sub-Committee decides to award a new License; in order to minimise public nuisance, the risk of crime and disorder and protect public safety, our position remains that as a minimum we seek:

- **Closing at 23:00 seven days a week without exception.**
- **No Amplified or Live Music at any time** – Low level background music & TV is acceptable until 23:00 Mon-Sat, 22:30 on Sunday's, subject to appropriate sound proofing.
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Yours sincerely



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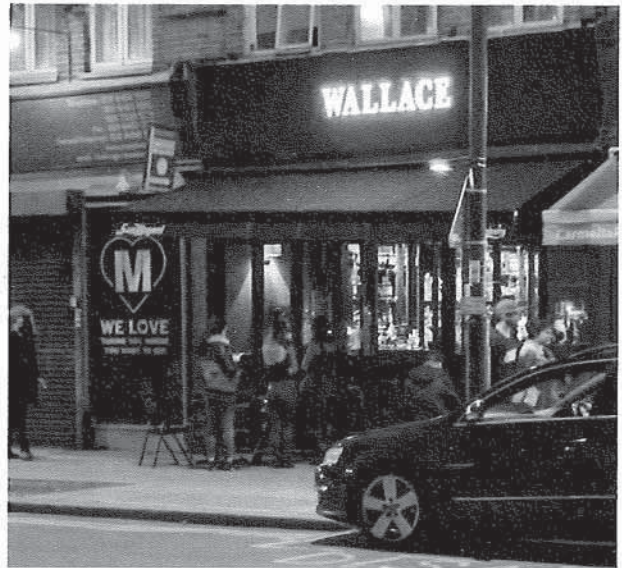
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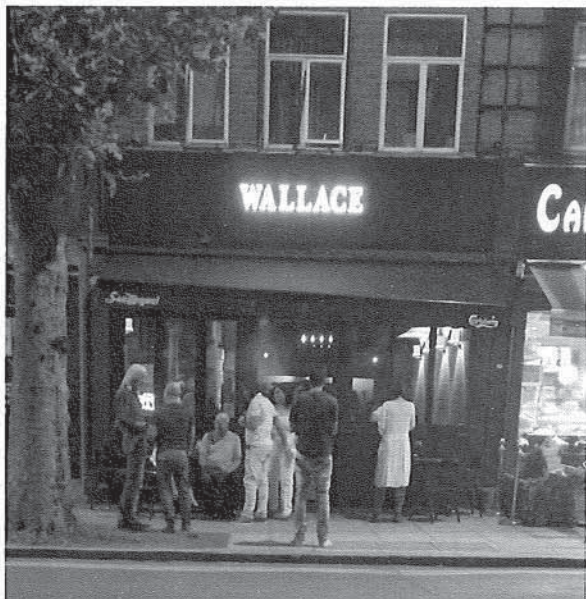
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Video Available on Request



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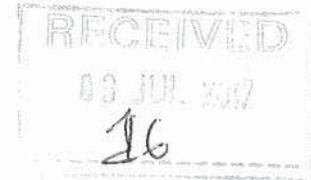
10

From:

G. RAHMAT
ALYTH GARDENS
LONDON NW11

To: The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP

Date: 25/6/2017



OBJECTION - REF: LAPRE1/17/55973

Extended Licence Application - The Wallace 1023 Finchley Road, NW11 7ES

Dear Licensing Team

Following the decision of the Licensing Sub-Committee on the 9th of November 2016 to revoke the License of the Wallace Bar (and the prior review the Grove in May 2013 reducing opening hours) we are extremely concerned to hear that a new License application seeking 'extended hours' has now been made.

We strongly object to this License application on the grounds of **Public Nuisance, Crime and Disorder and Public Safety**. When the previous extended license was in place we faced issues of Crime and Disorder (late night fighting) and Public Safety (large intimidating crowds outside the establishment, late at night) – which contributed to the license adjustments made in May 2013.

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Yours sincerely



The Wallace
Tuesday 19/06/2017 21:20



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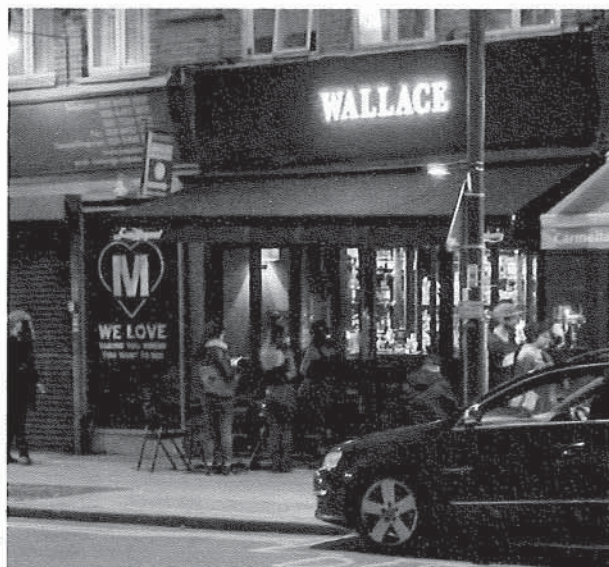
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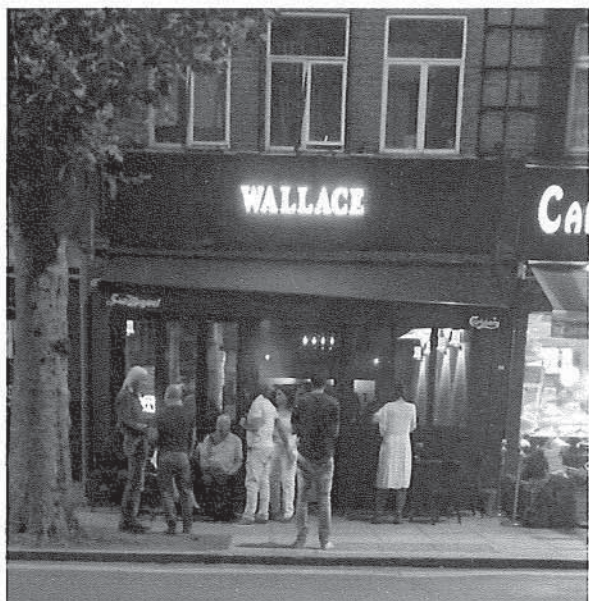
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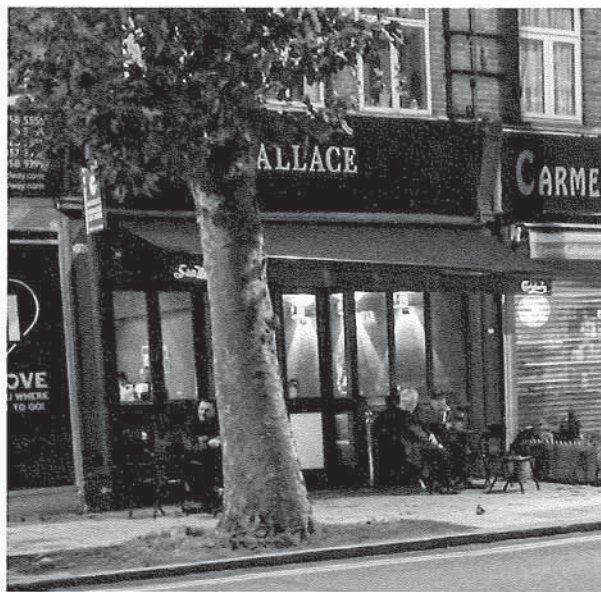
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From:

Carman Fernández Alvarez
Alyth Gardens
NW11 - London

To: The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP

11

Date:

1/7/2017



OBJECTION - REF: LAPRE1/17/55973

Extended Licence Application - The Wallace 1023 Finchley Road, NW11 7ES

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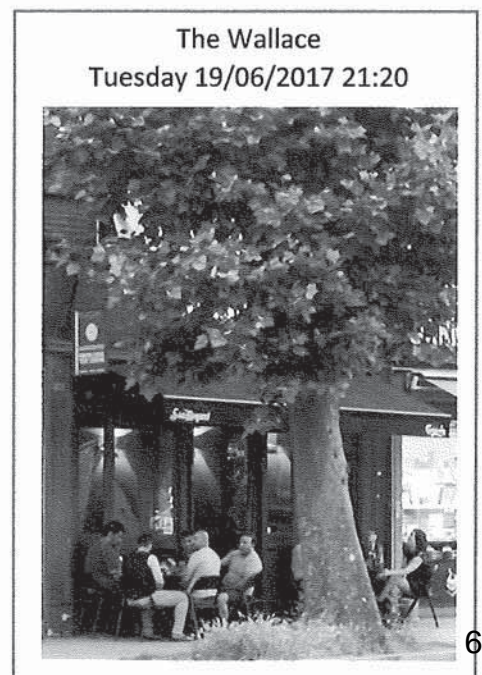
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[Handwritten signature]

[Handwritten mark]



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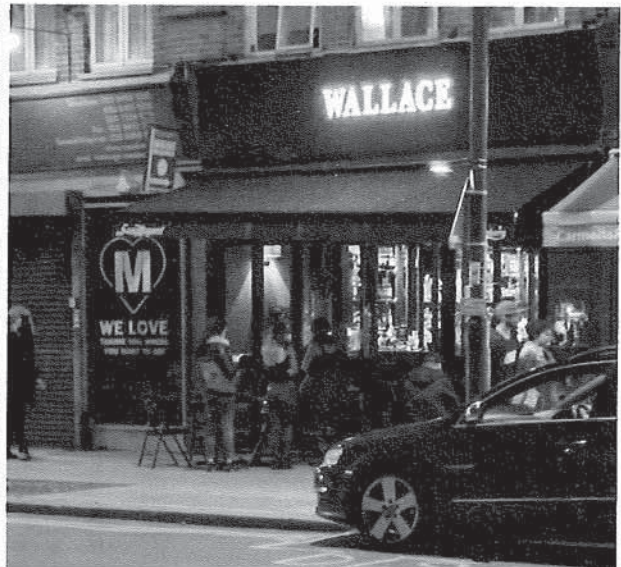
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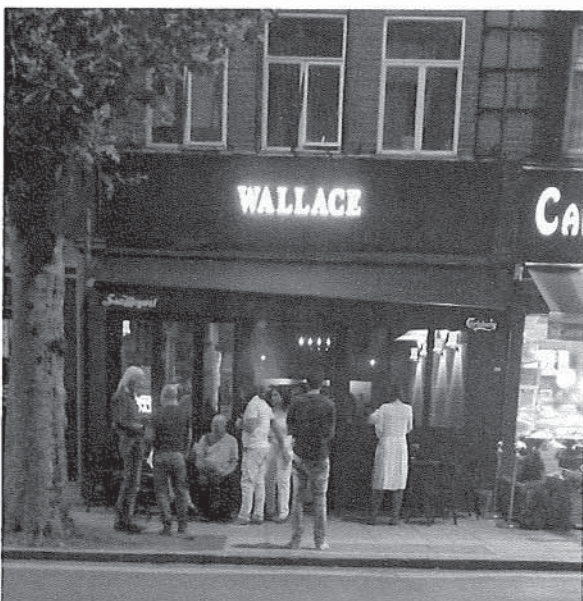
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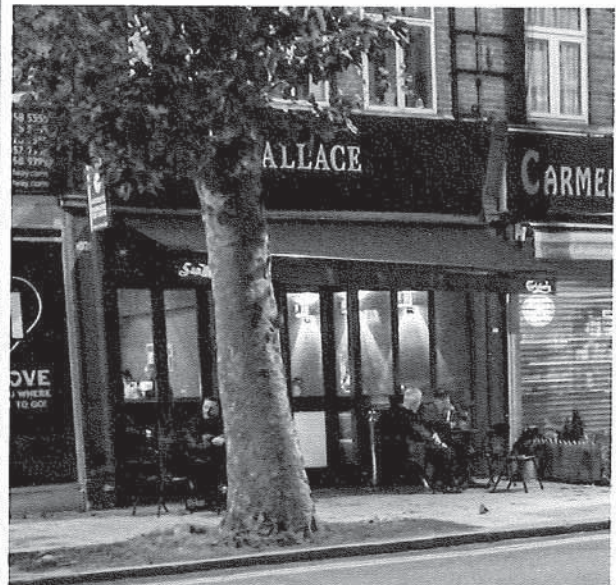
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From: Mati and Maria Kaim
Alyth Gardens
London
NW11

To: The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP

12

Date: July 2nd 2017



OBJECTION - REF: LAPRE1/17/55973

Extended Licence Application - The Wallace 1023 Finchley Road, NW11 7ES

Dear Licensing Team

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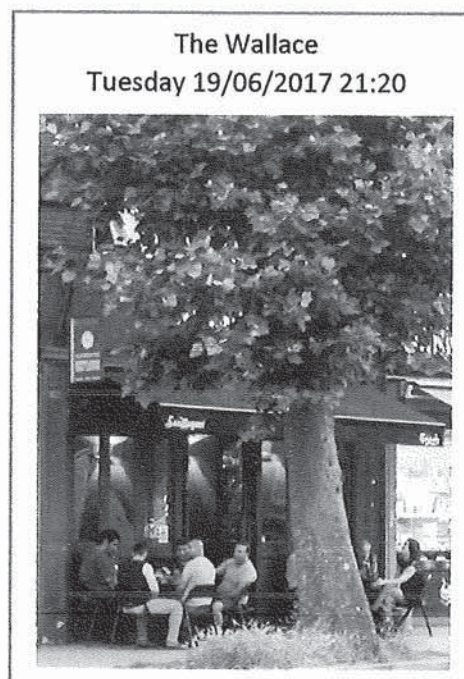
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Yours sincerely

↖
Ms Paulina Angel



From:

MRS R. COHEN,
TEMPLARS AVENUE,
NW11

To:

The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP

Date: 21/6/17



OBJECTION - REF: LAPRE1/17/55973

Extended Licence Application - The Wallace 1023 Finchley Road, NW11 7ES

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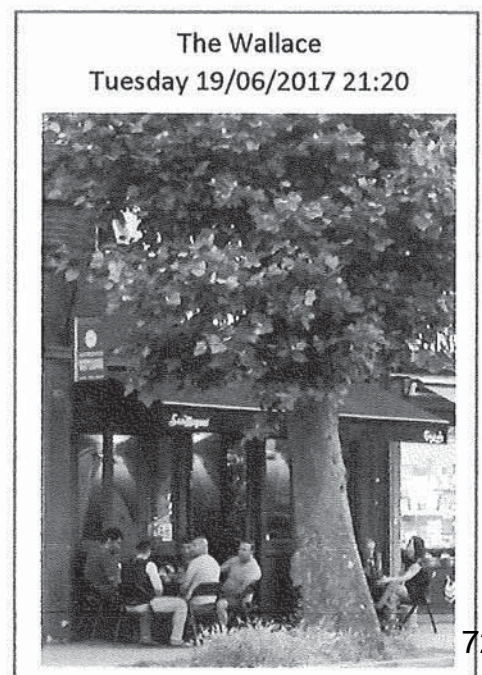
Yours sincerely



R. COHEN
21/6/17

Templars Avenue.

NW11



14

From: MICHELLE NATHAN
GRAFTON COURT
FINCHLEY ROAD

To: The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP

NW11



25-6-17

Date:

OBJECTION - REF: LAPRE1/17/55973

Extended Licence Application - The Wallace 1023 Finchley Road, NW11 7ES

Dear Licensing Team

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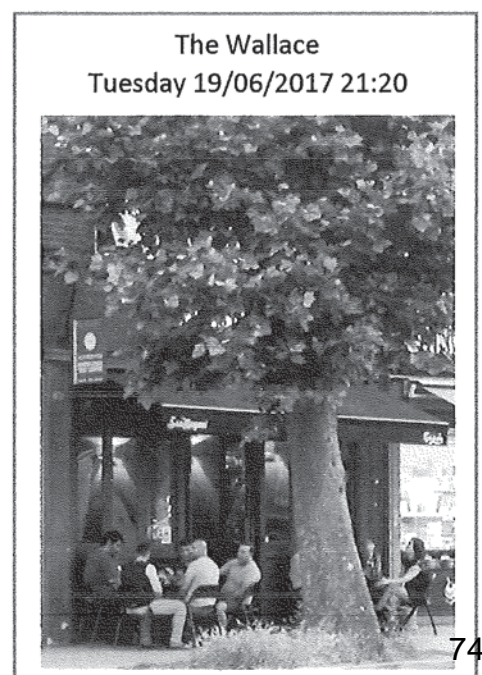
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15

From:

To: The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP



Date:

OBJECTION - REF: LAPRE1/17/55973

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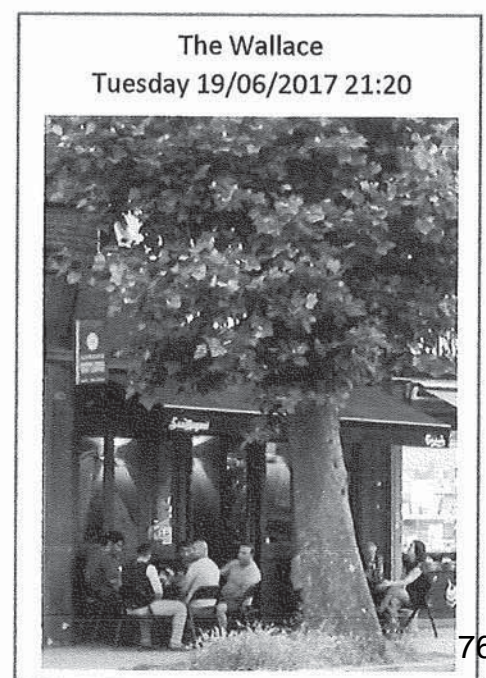
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Yours sincerely

20-06-2017
A. Madigan
Temple Grove
Ch. W. 11



16

From:

Mr & Mrs Leslie Parlett
Temple Avenue
Temple Fortune
London NW11

To: The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP

Date: 24/06/2017



OBJECTION - REF: LAPRE1/17/55973

Extended Licence Application - The Wallace 1023 Finchley Road, NW11 7ES

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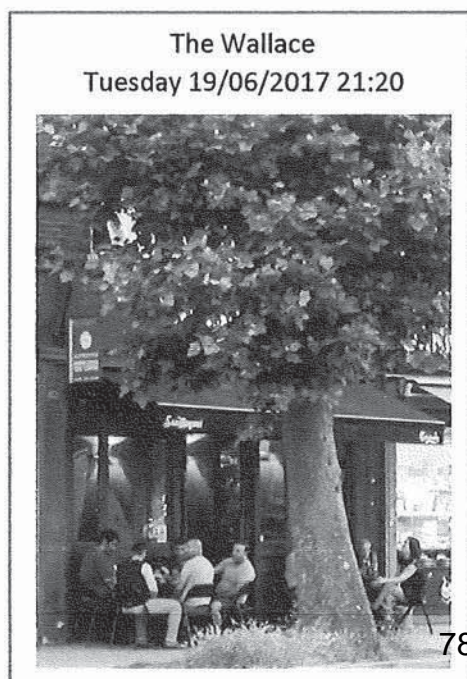
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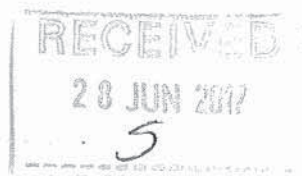


From:

To: The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP

(17)

Date:



OBJECTION - REF: LAPRE1/17/55973

Extended Licence Application - The Wallace 1023 Finchley Road, NW11 7ES

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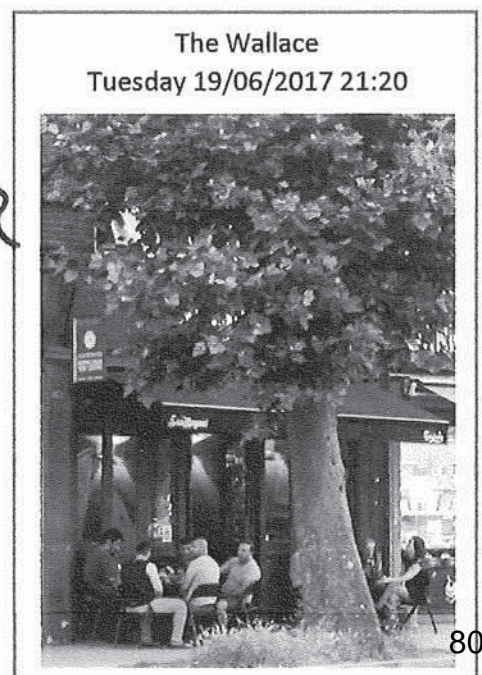
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W00 01
CHRIS LODGE and LOUISE SCHULLER
Templars Avenue,
Golders Green,
London
NW11

23/6/17



12

From:

Hempstead Gardens
London
NW11

To: The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP



Date: 22nd June 2017

OBJECTION - REF: LAPRE1/17/55973

Extended Licence Application - The Wallace 1023 Finchley Road, NW11 7ES

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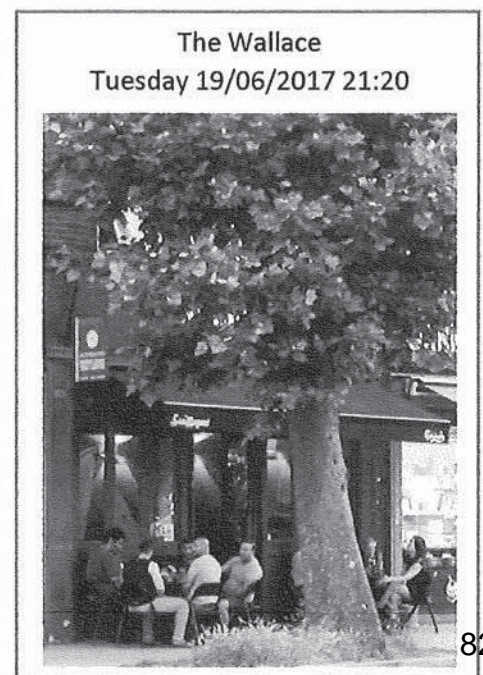
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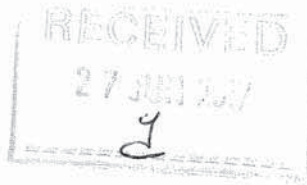


MR A.C. HARPER



From:

THERRY IANNONE
CLIFFON GONES
NW11



To:

The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP

19

Date: 20/06/2017

OBJECTION - REF: LAPRE1/17/55973

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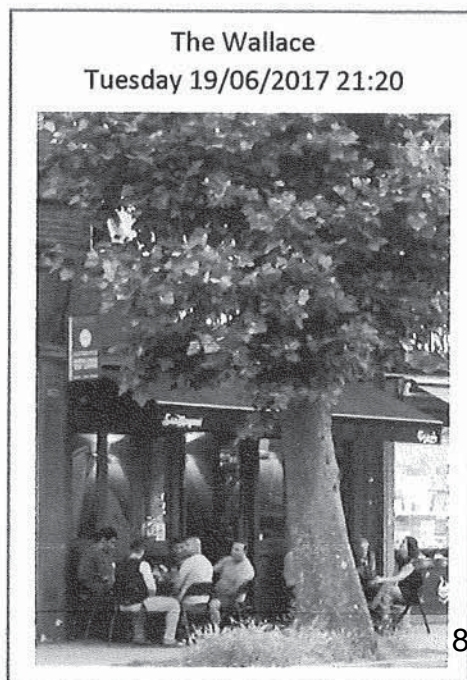
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THIERRY IANNORE
CLIFTON GARDENS

NSW11

20/06/2017

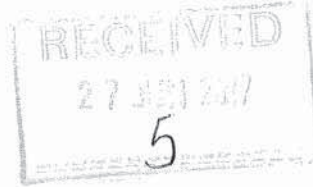


From:

Temple Grove
London
NW11

To:

The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP



Date: 22/6/2017

OBJECTION - REF: LAPRE1/17/55973

Extended Licence Application - The Wallace 1023 Finchley Road, NW11 7ES

Dear Licensing Team

Following the decision of the Licensing Sub-Committee on the 9th of November 2016 to revoke the License of the Wallace Bar (and the prior review the Grove in May 2013 reducing opening hours) we are extremely concerned to hear that a new License application seeking 'extended hours' has now been made.

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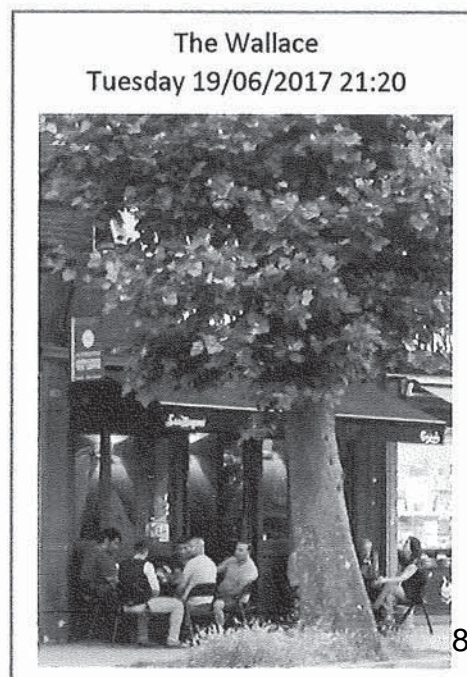
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J

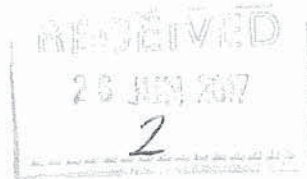


From: Amy Stegwith
Dingwall Gardens
London
NW11

To: The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP

21

Date: 21.6.2017



OBJECTION - REF: LAPRE1/17/55973

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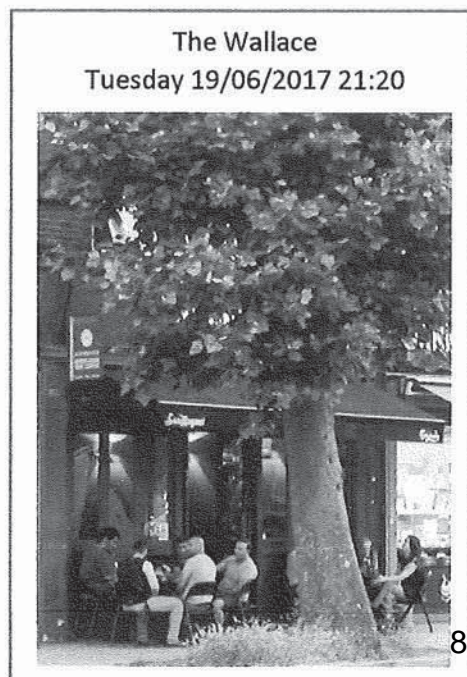
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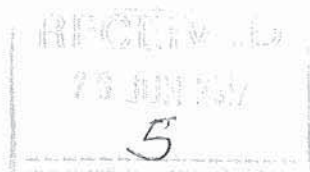
Grey Skipwith



From:

To: The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP

20



Finchley Rd
London NW11

Date:

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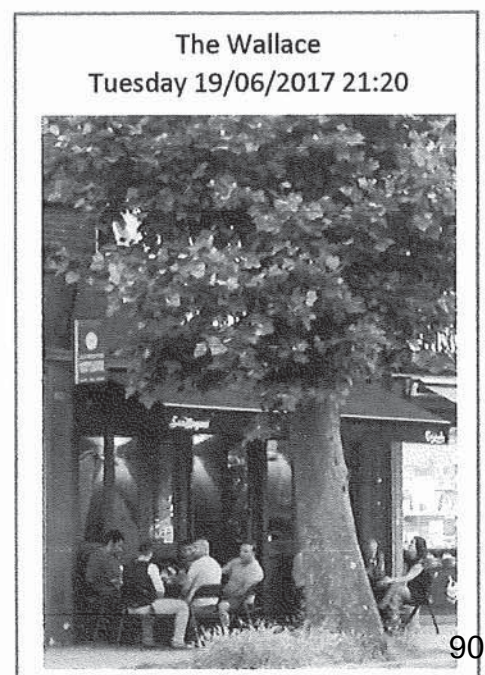
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Yours sincerely

PROFESSOR IVAN ROLTT



23

From:

Hampstead Gardens
London NW11

To: The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP

RECEIVED
29 JUN 2017
B

Date:

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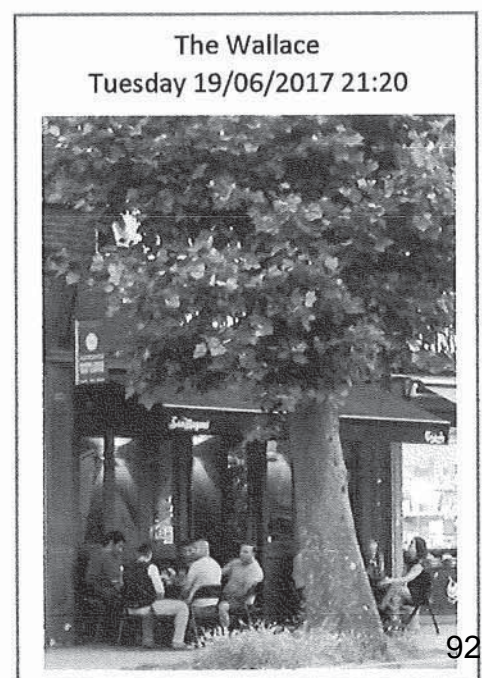
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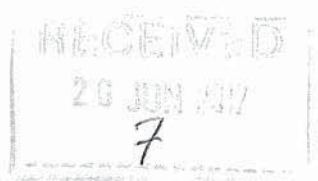
[Handwritten signature]



24

From:

To: The Licensing Team
Building 4,
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Oakleigh Road South
N11 1NP



Date:

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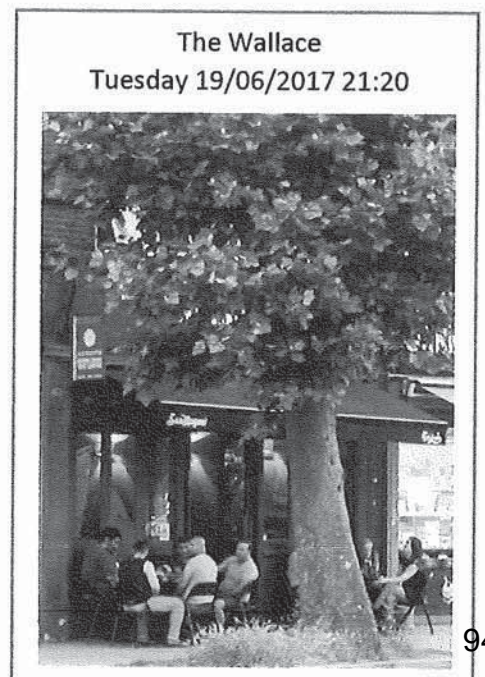
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21/6/17

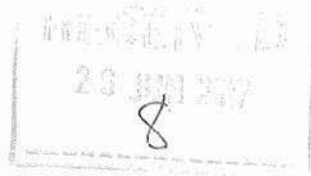


From: MRS ROMA MONK
CLIFTON GARDENS
TEMPLE FORTUNE
LONDON NW11

To: The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP

25

Date: 20 JUNE 2017



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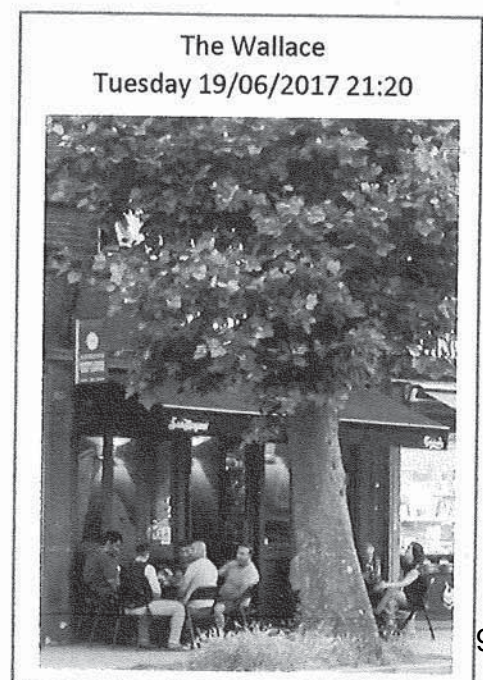
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26

From: Mr & Mrs R. PERKINS,
DING WALL GROVE,
LONDON NW11

To: The Licensing Team
Building 4,
North London Business Park
Oakleigh Road South
N11 1NP



Date: 21-JUNE-2017

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Following the decision of the Licensing Sub-Committee on the 9th of November 2016 to revoke the License of the Wallace Bar (and the prior review the Grove in May 2013 reducing opening hours) we are extremely concerned to hear that a new License application seeking 'extended hours' has now been made.

We strongly object to this License application on the grounds of **Public Nuisance, Crime and Disorder and Public Safety**. When the previous extended license was in place we faced issues of Crime and Disorder (late night fighting) and Public Safety (large intimidating crowds outside the establishment, late at night) – which contributed to the license adjustments made in May 2013.

At the November 2016 hearing, residents argued that to reduce on-going public nuisance, at the very least Licensing hours should be reduced to 23:00 seven days a week. This was because apart from the fact that the Licensing conditions continued to be disregarded (which led to the Licence revocation) Friday's and Saturday 00:30 official closing times, continued to create unreasonable noise and nuisance for residents.

We also note that the applicant Mr Masoud Yasini Ardekeni, was the registered Director of the Wallace Bar Ltd from 08 October 2014 to 22 March 2016 and following its dissolution, Director of Wallace Lounge Ltd, registered at 1023 Finchley Road, since 4 April 2016. It would not be unreasonable to expect that as a Director, he would have read and taken an interest in the reasons behind the License being revoked. Yet, during the Appeal period, people are continuing to drink outside on provided tables (see photo on next page), even though they were informed at the hearing and in the subsequent written report that this was a breach. We have also experienced two late night weekend parties (with loud music), beyond closing times (one in April and one in May) and regular late-night noise from patrons, either when smoking and drinking at the front of the premises, or when leaving.

The very fact that a Director of a Licenced establishment, which has its License revoked, can bypass an Appeal process by applying for a new and in this case extended License, makes a mockery of the laws that are supposed to protect the public.

Residents have faced more than 12 years of evidenced, on-going nuisance (mostly on Friday and Saturday nights) following the award of an extended Licence to the Grove in 2005. Despite regular complaints regarding noise, it took until 2013 for the first License review. When the Wallace opened in c.2015 we hoped things would get better but instead it became progressively worse, culminating in their licence being revoked.

Experience and evidence clearly demonstrates that strict license conditions (despite complaints and official intervention) are quickly ignored with windows and doors remaining open, music playing into the early hours, private unapproved parties and loud patrons spilling onto the streets – smoking and drinking.

In partnership with the licensing and noise nuisance team we have done our best to work with all previous owners but on each occasion despite a short lull, late night nuisance has always started up again, leading to numerous complaints and distress for residents and reliance on the Licensing team – details of complaints and incidents have all been covered at the Licensing sub-committee hearings and subsequent minutes.

We have always maintained that the premises are in the middle of a residential area where loud music, people drinking on the streets and general evening and late-night noise are simply not appropriate. Apart from being in a residential area the premises do not have a rear garden or outdoor facilities for smokers and as such people spilling onto the street making noise unavoidable. We therefore have absolutely no faith that we will see any improvement from any owner of the premises.

We do not wish to impede a local business but when buying the premises any new owners would have been fully aware of the License conditions, history and potential impact of its location on residents. Considering the track record of the premises, the fact that Licensed hours had to be reduced in 2013 and subsequently revoked in 2016 (due to on-going issues), awarding a Licence extending or even allowing the continuations of existing hours, would be both unreasonable and unacceptable.

Therefore, considering the history, if the Licensing Sub-Committee decides to award a new License; in order to minimise public nuisance, the risk of crime and disorder and protect public safety, our position remains that as a minimum we seek:

- **Closing at 23:00 seven days a week without exception.**
- **No Amplified or Live Music at any time** – Low level background music & TV is acceptable until 23:00 Mon-Sat, 22:30 on Sunday's, subject to appropriate sound proofing.
- **Windows and doors to remain closed at all times;** without exception, other than for ingress and egress.
- **No Extended hours, TENS** – No extended hours, late night private parties or 'temporary event notices' at any time.
- **Drinking Outside** – No drinking outside of the premises after 21:00. This assumes the management will ensure good behaviour from patrons.

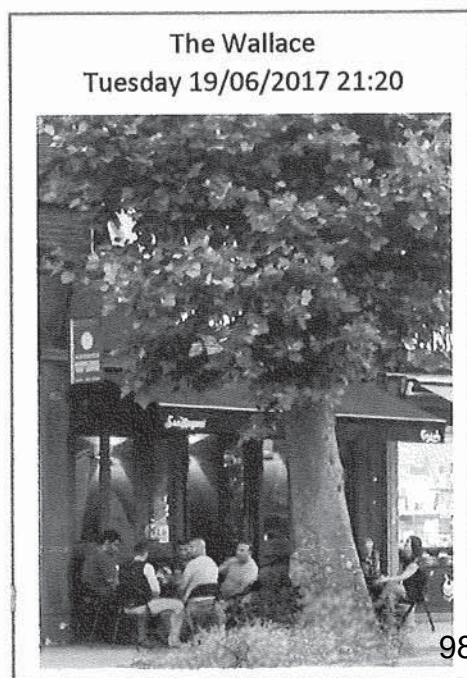
Yours sincerely

R

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Rudland, Michelle

From: albert windsor
Sent: 27 June 2017 20:14
To: LicensingAdmin
Subject: Fwd: URGENT: Wallace Pub representation

Sent from my iPhone

Begin forwarded message:

From: albert windsor
Date: 27 June 2017 at 20:09:33 BST
To: alper tokdemir
Subject: Fwd: URGENT: Wallace Pub representation

Sent from my iPhone

Begin forwarded message:

From: Albert Windsor
Subject: URGENT: Wallace Pub representation

Dear Albert,

I have prepared the following as per your instructions, could you please read it carefully and if you agree with the contents, please send the relevant part to LicensingAdmin@barnet.gov.uk immediately.

If you send it late, it will not assist Mr Masoud at all. My number is

Please feel free to call me with any queries.

Kind regards,

Kenan

Subject: Wallace Pub - Masoud Yasini Ardekani's Application

Dear Sir/Madam,

Re: Wallace Pub - Masoud Yasini Ardekani's Application

I write with regards to the premises licence application made by Mr Masoud Yasini Ardekani at Wallace Pub, 1023 Finchley Road, London Nw11 7ES.

I am a professional bale teacher and I have lived at this address for the past two and a half years.

I live immediately above the Wallace pub. Although I work long hours, I attend this pub approximately three times a week. I usually stay there around 10pm until I go to work in the morning. I wish to state that the new operators of the Wallace have been very responsible with regards to handling their customers and the level of music in the pub.

I do not have any issues with noise escape from the premises. I do speak with other people in the area and they have not raised any complaints about the bar. The only music they currently have is the background music from a TV which is kept at a reasonable level. Mr Ardekani is now running this business and he always asks me to inform him if I have any issues. I have spoken with him and I have no issues.

I support his premises licence application and I am willing to answer any questions you may have. My telephone number is _____ and my email address is _____

Regards,

Albert Windsor

DOB: [REDACTED]

Address: [REDACTED] Finchley Road, London NW11 [REDACTED]

Rachel Scott
Halls

From: Rachel Scott Halls
Sent: 11 Jun 2017 01:11:53 +0100
To: LicensingAdmin
Subject: Opposition to new premises license application: LAPRE1/17/55973

Dear sir,

I am writing to raise my concerns regarding the Wallace Bar, 1023 Finchley Road, NW11 7ES, and the recent licensing application they have made.

Over the past year and a half I have complained to the council's noise complaints line on a few occasions (May and June 2016 being the most memorable) regarding this premises continuing to play recorded music considerably passed their licensed hours. This significantly disrupts my sleep and enjoyment of my home. I have also complained as the bar has had people leave the rear of the bar, onto Porstdown Mews, well into the early hours of the morning, and the customers have often congregated outside the rear of the property, talking loudly at 2am and later, smoking marijuana. Again, not unusual living in London, but allowing people to enter and exit through their fire exit and congregate outside is a clear breach of license conditions. I am also aware that I am not the only person in the neighbourhood to have raised concerns about this business.

I had noted a slight improvement in the new year, however recently the issues have started again.

I do understand that living next door to a business I expect some disturbances, but this is unacceptable, particularly as yet again I feel that the business is operating outside its licence. From my understanding of their licence they can operate for the sale/supply of alcohol Fri - Sat: 10:00-01:00, Mon-Thu: 10:00-23:00, and Sun: 12:00-23:00, and they are licensed to play recorded music until 23:00 Mon-Sat, and 22:30 on Sun. The majority of my complaints and concerns relate to the inability of the business to cease playing recorded music at the time designated. The recent incidents are as follows:

1st April: loud drunk and noisy customers congregating at the back of the premises 10.30 - 11pm (on Portsdown Mews) using the back doors of the bar as a way in and out. Not just regular conversations, but extremely loud and noisy.

Week of 10th April (exact date unknown): music playing with a loud bass until 1:30am. Unfortunately for me, I have an adjoining wall with the bar. I noted that the music could not be heard well from outside on Portsdown Mews, but carries very well through the wall. Again, I expect some level of noise living in London, but as the bar is only permitted to play recorded music until 11pm I feel that this is unacceptable.

21st April - loud music playing until 1am.

Fortunately for me I have not been around much in May. However, tonight the bar is again playing loud music that is preventing me from sleeping. My frustration was such that I logged on to double check their licence terms and I discovered the application for a new licence and extend the operating hours, and hours through which the business can play music.

I note that there was a licence review held on 9th November, and noted many of the complaints from local residents. For example, the fact that doors and windows were open throughout the night (which was again the case this evening), complaints regarding the playing of recorded music well past 11pm, and complaints around the business operating outside the licensed hours, which is still happening. I am aware that the police have also had cause to visit the premises regarding breaches to the current licence.

Furthermore, I am concerned about the level of rubbish outside the back of the property, their bins are constantly overflowing on to the street, and never seem to be emptied. This is a minor nuisance, but compounded by the noise and other disruption that this business has.

I do note that the new license application has been made by a different individual. I note from a search on the Companies House website that he is the current director of the Wallace bar company, and has been for over a year. I therefore doubt that the change in licensee will reduce the large amount of anti-social behaviour, and the businesses current inability to operate within the terms of their current licence.

I strongly oppose this application. I hope that you will take this submission into account whilst reviewing the application. I would also ask you to review the current licence and take steps to ensure that the business operates within the terms of the licence.

Yours sincerely,

Rachel

Rachel Scott Halls

A: Finchley Road, London, NW11

T:

E:

Matters for Decision

MATTERS FOR DECISION

Wallace Bar, 1023 Finchley Road, London, NW11 7ES

To allow the provision of live music - indoors only

Standard Days and Timings

Day	Proposed start time	Proposed finish time	Granted as application	Amended to:	Refused
Monday	10:00hrs	23:00hrs			
Tuesday	10:00hrs	23:00hrs			
Wednesday	10:00hrs	23:00hrs			
Thursday	10:00hrs	23:00hrs			
Friday	10:00hrs	23:00hrs			
Saturday	10:00hrs	23:00hrs			
Sunday	12:00hrs	22:30hrs			

Non Standard Timings & Seasonal Variations

	Granted as application	Amended to:	Refused
An extra hour to the permitted standard timings on; Day preceding Bank Holiday & Bank Holidays			
Christmas Eve and Boxing Day to end at 01:00hrs the following day			
On New Year's eve from the end of authorised hours on New Year's Eve to the start of Authorised Hours the following day			

Added conditions, if any:

Reasons for decisions above:

To allow the provision of recorded music - indoors only

Standard Days and Timings

Day	Proposed start time	Proposed finish time	Granted as application	Amended to:	Refused
Monday	10:00hrs	23:00hrs			
Tuesday	10:00hrs	23:00hrs			
Wednesday	10:00hrs	23:00hrs			
Thursday	10:00hrs	23:00hrs			
Friday	10:00hrs	23:00hrs			
Saturday	10:00hrs	23:00hrs			
Sunday	12:00hrs	22:30hrs			

Non Standard Timings & Seasonal Variations	Granted as application	Amended to:	Refused
An extra hour to the permitted standard timings on; Day preceding Bank Holiday & Bank Holidays			
Christmas Eve and Boxing Day to end at 01:00hrs the following day			
On New Year's eve from the end of authorised hours on New Year's Eve to the start of Authorised Hours the following day			

Added conditions, if any:

Reasons for decisions above:

To allow the Sale and supply of alcohol - for consumption both on and off the premises

Standard Days and Timings

Day	Proposed start time	Proposed finish time	Granted as application	Amended to:	Refused
Monday	10:00hrs	23:00hrs			
Tuesday	10:00hrs	23:00hrs			
Wednesday	10:00hrs	23:00hrs			
Thursday	10:00hrs	23:00hrs			
Friday	10:00hrs	01:00hrs (the following morning)			
Saturday	10:00hrs	01:00hrs (the following morning)			
Sunday	12:00hrs	23:00hrs			

Non Standard Timings & Seasonal Variations	Granted as application	Amended to:	Refused
An extra hour to the permitted standard timings on; Day preceding Bank Holiday & Bank Holidays			
Christmas Eve and Boxing Day to end at 01:00hrs the following day			
On New Year's eve from the end of authorised hours on New Year's Eve to the start of Authorised Hours the following day			

Added conditions, if any:

Reasons for decisions above:

Hours premises are open to the public

Standard Days and Timings

Day	Proposed start time	Proposed finish time	Granted as application	Amended to:	Refused
Monday	10:00hrs	23:30hrs			
Tuesday	10:00hrs	23:30hrs			
Wednesday	10:00hrs	23:30hrs			
Thursday	10:00hrs	23:30hrs			
Friday	10:00hrs	01:30hrs (the following morning)			
Saturday	10:00hrs	01:30hrs (the following morning)			
Sunday	12:00hrs	23:30hrs			

Non Standard Timings & Seasonal Variations	Granted as application	Amended to:	Refused
An extra hour to the permitted standard timings on; Day preceding Bank Holiday & Bank Holidays			
Christmas Eve and Boxing Day to end at 01:30hrs the following day			
On New Year's eve from the end of authorised hours on New Year's Eve to the start of Authorised Hours the following day			

Added conditions, if any:

Reasons for decisions above:

By virtue of paragraph(s) 1 of Part 1 of Schedule 12A
of the Local Government Act 1972.

Document is Restricted

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