	<p style="text-align: center;">Licensing Sub-Committee</p> <p style="text-align: center;">10th April 2024</p> <p style="text-align: center;">10:30am</p>
<p style="text-align: center;">Title</p>	<p style="text-align: center;">Bank Food & Drink</p> <p style="text-align: center;">75 The Broadway</p> <p style="text-align: center;">London</p> <p style="text-align: center;">NW7 3BX</p>
<p style="text-align: center;">Report of</p>	<p>Licensing Manager</p>
<p style="text-align: center;">Wards</p>	<p>Mill Hill</p>
<p style="text-align: center;">Status</p>	<p>Public</p>
<p style="text-align: center;">Urgent</p>	<p>N/A</p>
<p style="text-align: center;">Key</p>	<p>No</p>
<p style="text-align: center;">Enclosures</p>	<p><i>Report of the Licensing Officer</i></p> <p><i>Annex 1 – Original Licence</i></p> <p><i>Annex 2 – Variation Application Form and Plan</i></p> <p><i>Annex 3 – Conditions agreed with the Police</i></p> <p><i>Annex 4 - Representations</i></p> <p><i>Annex 5 – Matters for Decision</i></p>
<p style="text-align: center;">Officer Contact Details</p>	<p>Elisabeth Hammond 020 8359 5639</p> <p>Elisabeth.hammond@barnet.gov.uk</p>
<p style="text-align: center;">Summary</p>	
<p>This report asks the Sub-Committee to consider an application for a Variation of a Premises Licence, made under section 34 of the Licensing Act 2003 for</p>	

Bank Food & Drink, 75 The Broadway, Mill Hill, London, NW7 3BX

Officers Recommendations

- 1. This report asks the Sub-Committee to consider an application for a Variation of a Premises Licence, made under section 34 of the Licensing Act 2003 for Bank Food & Drink, 75 The Broadway, Mill Hill, London, NW7 3BX**

1. WHY THIS REPORT IS NEEDED

- 1.1 The licensing authority having received valid representations against the application for a variation of 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 35(3) of the Licensing Act 2003 the authority must hold a hearing to consider such representations, unless the representation is withdrawn, the applicant and any party or responsible authority who has made a valid representation agrees or where the authority considers that the representations are frivolous or vexatious.

3. ALTERNATIVE OPTIONS CONSIDERED AND NOT RECOMMENDED

- 3.1 The Licensing Sub-Committee is required to give appropriate weight to the representations (including supporting information) presented by all the parties, the Guidance issued pursuant to section 182 of the Licensing Act 2003, the Council's statement of licensing policy and the steps that are appropriate to promote the four licensing objectives.

Having considered those relevant matters, the Licensing Sub-Committee is required to take such of the following steps (if any) as it considers appropriate for the promotion of the licensing objectives.

The steps are—

- (a) to modify the conditions of the licence;
- (b) to reject the whole or part of the application;

And for this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition is added.

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 are 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 variation of licences should be dealt with where valid representations have been submitted.

5.3.2 Under the Council's Constitution, Article 7, the licensing sub-committee has responsibility delegated to it (from the Licensing Committee) for licensing hearings concerning all licensing matters.

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 has been followed in accordance with the Licensing Act 2003.

6. BACKGROUND PAPERS

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

Officers Report

LICENSING ACT 2003

OFFICERS REPORT

Bank Food & Drink, 75 The Broadway, London, NW7 3BX

1. The Applicants

The application before the Sub-Committee was applied for under Section 34 of the Licensing Act 2003. It is an application for a Variation of a Premises Licence, submitted by Anestis Skoupras on behalf of The Bank Food & Drink.

2. Application

The original licence was granted on 6th March 2020.

Within the application form, the applicant has made the following statement – *“The variation is seeking to increase the opening hours of the premises, the sale of alcohol, the use of a microphone and playing music after 23:00 hours and to extend the alcohol boundary to include the rear of the premises which has been built in accordance with planning permission.”*

The tables below show the activities and hours they are currently licenced for and the hours they are applying to vary.

Sale or supply of alcohol				
Day	Current licence permitted start time	Current licence permitted finish time	Proposed start time	Proposed finish time
Monday	10:00hrs	23:30hrs	10:00hrs	23:30hrs
Tuesday	10:00hrs	23:30hrs	10:00hrs	23:30hrs
Wednesday	10:00hrs	23:30hrs	10:00hrs	23:30hrs
Thursday	10:00hrs	23:30hrs	10:00hrs	01:00hrs (the following morning)
Friday	10:00hrs	23:30hrs	10:00hrs	01:00hrs (the following morning)
Saturday	10:00hrs	23:30hrs	10:00hrs	01:00hrs (the following morning)
Sunday	10:00hrs	23:30hrs	10:00hrs	23:30hrs
Currently for consumption on and off the premises			Applying for consumption to remain on and off the premises	

In addition to varying the hours for sale or supply of alcohol, the application seeks to include the following activities within their premises. For recorded music they state this will be *“amplified”*.

Playing of recorded music Day	Proposed start time	Proposed finish time
Monday	23:00hrs	00:00
Tuesday	23:00hrs	00:00
Wednesday	23:00hrs	00:00
Thursday	23:00hrs	02:00
Friday	23:00hrs	02:00
Saturday	23:00hrs	02:00
Sunday	23:00hrs	00:00
Applying to allow for indoors only		

They have made the following remark, regarding the provision of live music. *“In case of an event the DJ will have the right to talk through the microphone.”*

Playing of live music Day	Proposed start time	Proposed finish time
Monday	23:00hrs	00:00
Tuesday	23:00hrs	00:00
Wednesday	23:00hrs	00:00
Thursday	23:00hrs	02:00
Friday	23:00hrs	02:00
Saturday	23:00hrs	02:00
Sunday	23:00hrs	00:00
Applying to allow for indoors only		

Hours the premises are open to the public Day	Proposed start time	Proposed finish time
Monday	10:00hrs	00:00hrs
Tuesday	10:00hrs	00:00hrs
Wednesday	10:00hrs	00:00hrs
Thursday	10:00hrs	02:00hrs (the following morning)
Friday	10:00hrs	02:00hrs (the following morning)
Saturday	10:00hrs	02:00hrs (the following morning)
Sunday	10:00hrs	00:00hrs

Non-Standard Timings and Seasonal Variations

OPEN BETWEEN TERMINAL HOUR OF NEW YEARS EVE AND THE COMMENCEMENT HOUR FOR SALE OF ALCOHOL ON NEW YEARS DAY.

The licence currently includes the provision of late-night refreshment and the exhibition of film, which the applicant does not wish to vary.

A copy of the original licence can be seen attached to this report in **Annex 1**. A full copy of the variation application form and plan can be seen attached to this report in **Annex 2**.

During the consultation period, the agent was in communication with the Police about the conditions attached to the licence. An agreement with regards to the conditions was reached and a copy of that communication is included within this report in **Annex 3**.

3. Representations

The Licensing Team received 1 valid representation from a resident. The resident’s representation covers all four of the licensing objectives, in respect of the hours and activities applied for.

The Licensing Team also received a representation from the Scientific Services department acting as a Responsible Authority within Environmental Health. The representation relates to the licensing objective of “prevention of public nuisance”.

The representations can be seen attached to this report in **Annex 4**.

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.

Elisabeth Hammond
Licensing Officer

Annex 1 – Original Licence
Annex 2 – Application Form & Plan
Annex 3 – Police agreed conditions
Annex 4 – Representations
Annex 5 - Matters for Decision

Original Licence

<p>Licensing Act 2003</p> <p>Part A</p> <p>Premises Licence</p> <p>Premises Licence Number : LAPRE1/20/62476</p>	<p>Licensing Authority: London Borough of Barnet, Community Protection (Regulation) 8th Floor, 2 Bristol Avenue Colindale London NW9 4EW</p>
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Part 1 – Premises details

<p>Postal address of premises, or if none, ordnance survey reference or description</p> <p>75 The Broadway ,</p>	
<p>Post Town London</p>	<p>Post Code NW7 3BX</p>
<p>Telephone number</p>	

<p>Where the licence is time limited the dates</p> <p>This premises licence is not time limited.</p>

<p>Licensable activities authorised by the licence</p> <ul style="list-style-type: none"> ●The Sale by Retail of Alcohol ●The Provision of Regulated Entertainment ●The Provision of Late Night Refreshment

The times the licence authorises the carrying out of licensable activities

Exhibition of a film - Indoors Only

Standard Days & Timings

Monday to Sunday 10:00hrs - 23:30hrs

OPEN BETWEEN TERMINAL HOUR OF NEW YEARS EVE AND THE COMMENCEMENT HOUR FOR SALE OF ALCOHOL ON NEW YEARS DAY

Provision of late night refreshment - Indoors Only

Standard Days & Timings

Monday to Sunday 23:00hrs - 23:30hrs

ACTIVITY PERMITTED BETWEEN TERMINAL HOUR OF NEW YEARS EVE AND THE COMMENCEMENT HOUR FOR SALE OF ALCOHOL ON NEW YEARS DAY

Sale or supply of Alcohol - Both Indoors and Outdoors

Standard Days & Timings

Monday to Sunday 10:00hrs - 23:30hrs

ACTIVITY PERMITTED BETWEEN TERMINAL HOUR OF NEW YEARS EVE AND THE COMMENCEMENT HOUR FOR SALE OF ALCOHOL ON NEW YEARS DAY

The hours that the premises are open to the public

Standard Timings

Monday to Sunday 10:00hrs - 00:00hrs
hrs - hrs

Non Standard Opening Hours:

ACTIVITY PERMITTED BETWEEN TERMINAL HOUR OF NEW YEARS EVE AND THE COMMENCEMENT HOUR FOR SALE OF ALCOHOL ON NEW YEARS DAY

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

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

L&G Real Estate Limited
156A Burnt Oak Broadway
Edgware
HA8 0AX

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

12369857

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

Armand Lusha
xxx Frances Road,
Harrow
HA1 xxx

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

Personal Licence number: LN/000008989/2017/2

Personal Licence Issuing Authority: HARROW

Annex 1 – Mandatory Conditions

1. No supply of alcohol may be made under the premises licence-
 - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. 1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1 -

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Act Duties 1979

(b) "permitted price" is the price found by applying the formula –

$$P = D + (D \times V)$$

Where -

- (i) P is the permitted price
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
- (i) The holder of the premises licence
 - (ii) The designated premises supervisor (if any) in respect of such a licence,
- or
- (iii) The personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in

force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from the paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

4. i. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—

(a) games or other activities which require or encourage, or are (designed to require or encourage, individuals to—

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone,

encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

ii. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

iii. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—

(a) a holographic mark, or

(b) an ultraviolet feature.

iv. The responsible person must ensure that—

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—

(i) beer or cider: ½ pint;

(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.”

Annex 2 – Conditions consistent with the operating schedule

5. 1. Premises licence holder must ensure that:
 - a. CCTV cameras are located within the premises to cover all public areas including all entrances
 - b. The system records clear images permitting the identification of individuals.

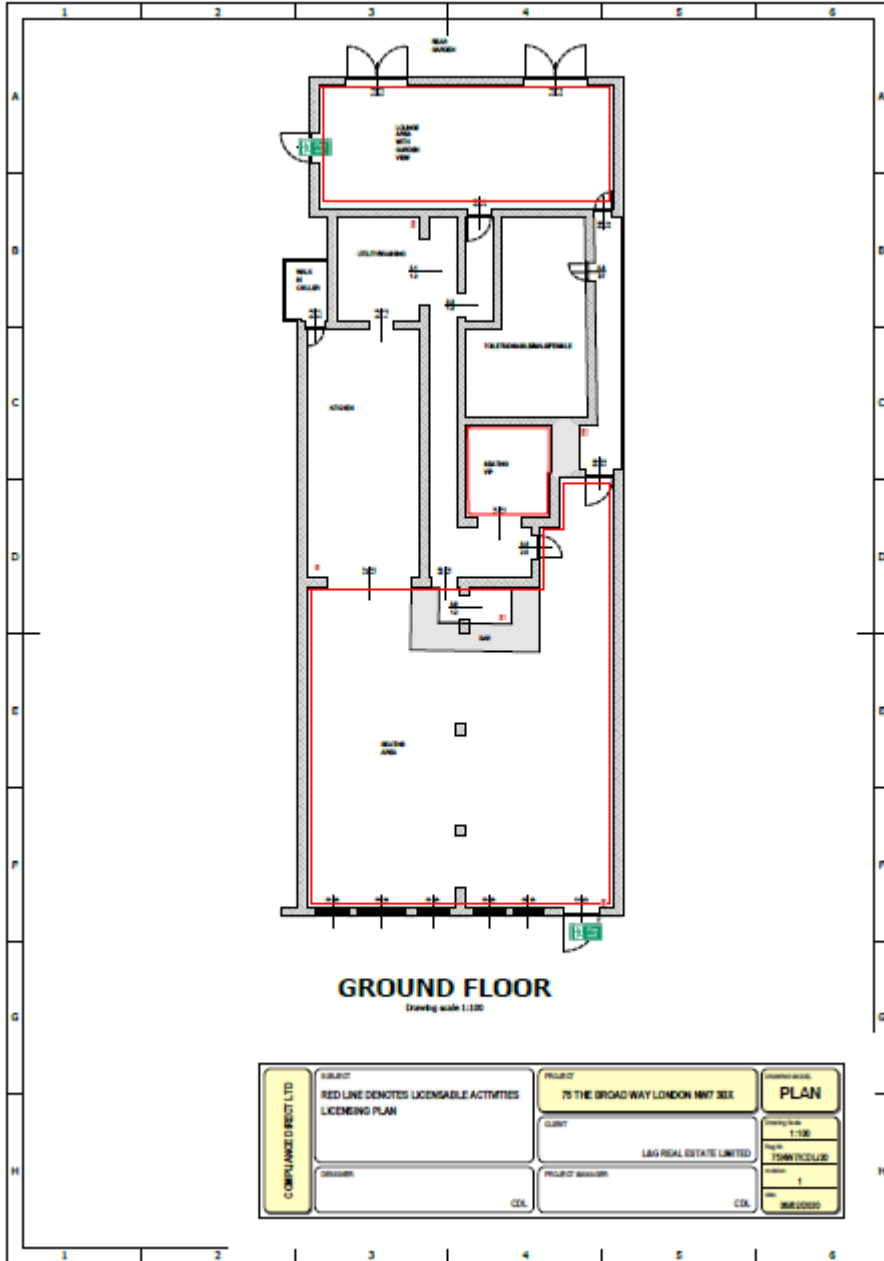
- c. The CCTV system is able to capture a minimum of 4 frames per second and all recorded footage must be securely retained for a minimum of 28 days.
 - d. The CCTV system operates at all times while the premises are open for licensable activities. All equipment must have a constant and accurate time and date generation.
 - e. The CCTV system is fitted with security functions to prevent recordings being tampered with, i.e. password protected.
 - f. There are members of trained staff at the premises during operating hours able to provide viewable copies on request to police or authorised local authority officers as soon as is reasonably practicable in accordance with the Data Protection Act 1998 (or any replacement legislation).
6. Notice will be displayed at the exit reminding customers to leave the premises quietly and to respect the neighbours.
7. The premises will operate a Challenge 25 policy that ensures that any person attempting to purchase alcohol that is, or appears to be, under the age of 25 shall provide documented proof that he/she is over 18 years of age.
8. All staff involved in sale of alcohol will be trained in such policy.
9. The rear garden and front forecourt will be closed by 2300.

Annex 3 – Conditions attached after hearing by the licensing authority

N/A

Annex 4 – Plan

As submitted to the Council with the application for the grant of a premises licence under schedule 8 of the Licensing Act 2003. Reference LAPRE1/20/62476



Variation Application Form & Plan

* required information

Section 1 of 18

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?

- Yes No

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

Applicant Details

* First name

* Family name

You must enter a valid e-mail address

* E-mail

You must enter a telephone number

Main telephone number Include country code.

Other telephone number

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

Is the applicant:

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

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

Applicant Business

Is the applicant's business registered in the UK with Companies House? Yes No

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

Registration number

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

Continued from previous page...

VAT number

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

Legal status

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

* First name

* Family name

You must enter a valid e-mail address

* E-mail

You must enter a telephone number

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.

Continued from previous page...

Your Address

Address official correspondence should be sent to.

* Building number or name	<input type="text" value="xx"/>
* Street	<input type="text" value="Circus 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="NW8 xxx"/>
* Country	<input type="text" value="United Kingdom"/>

Section 2 of 18

APPLICATION DETAILS

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number	<input type="text" value="LAPRE1/20/62476"/>
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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	<input type="text"/>
Street	<input type="text" value="75 The Broadway"/>
District	<input type="text"/>
City or town	<input type="text" value="London"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="NW7 3BX"/>
Country	<input type="text" value="United Kingdom"/>

Premises Contact Details

You must enter a telephone number

Telephone number	<input type="text" value="xxxxxxxxxxxxxx"/>
Non-domestic rateable value of premises (£)	<input type="text" value="60,000"/>

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Continued from previous page...

VARIATION

Do you want the proposed variation to have effect as soon as possible? Yes No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

Yes No

You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Describe Briefly The Nature Of The Proposed Variation

Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.

This variation seeks to increase the opening hours of the premises, the sales of alcohol, the use the microphone and playing music after 23:00 hours and to extend the alcohol boundary to include the rear of the premises which has been built in accordance with planning permission ref.23/0348/FUL.

Section 4 of 18

PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will the schedule to provide plays be subject to change if this application to vary is successful?

Yes No

Section 5 of 18

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will the schedule to provide films be subject to change if this application to vary is successful?

Yes No

Section 6 of 18

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

Section 7 of 18

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

Yes

No

Section 8 of 18

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will the schedule to provide live music be subject to change if this application to vary is successful?

Yes

No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide 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 performance of live music take place indoors or outdoors or both?

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

- Indoors Outdoors Both

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.

In case of an event the DJ will have the right to talk through the microphone.

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, above below.

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

Section 9 of 18

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide 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

Continued from previous page...

THURSDAY

Start End

Start End

FRIDAY

Start End

Start End

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

Will the playing of recorded music take place indoors or outdoors or both?

Indoors Outdoors Both

Where taking place in a building or other structure select 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

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 above, list below.

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

Section 10 of 18

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Continued from previous page...

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

Yes No

Section 11 of 18

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

[See guidance on regulated entertainment](#)

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

Yes No

Section 12 of 18

PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

Yes No

Section 13 of 18

SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide 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

Continued from previous page...

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.

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

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

Section 14 of 18

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.

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

N/A

Continued from previous page...

Section 15 of 18

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations.

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

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

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

Continued from previous page...

Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

Section 16 of 18

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.

Same with the original Premises Licence.

b) The prevention of crime and disorder

Same with the original Premises Licence.

c) Public safety

Same with the original Premises Licence.

d) The prevention of public nuisance

Same with the original Premises Licence.

Continued from previous page...

e) The protection of children from harm

Same with the original Premises Licence.

Section 17 of 18

NOTES ON REGULATED ENTERTAINMENT

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

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

Continued from previous page...

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

Section 18 of 18

PAYMENT DETAILS

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

Variation Fees are determined by the non domestic rateable value of the premises.

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

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £8700	£315.00
Band D - £87001 to £12500	£450.00*
Band E - £125001 and over	£635.00*

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

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

* Fee amount (£)

ATTACHMENTS

AUTHORITY POSTAL ADDRESS

Continued from previous page...

Address

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

DECLARATION

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

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

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

* Full name	<input type="text"/>
* Capacity	<input type="text"/>
Date (dd/mm/yyyy)	<input type="text"/>

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

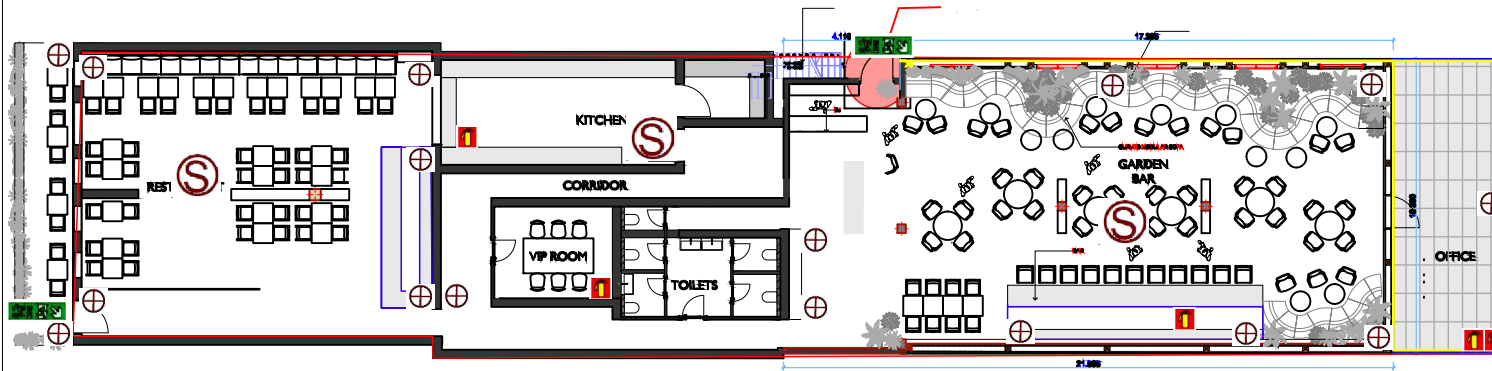
1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/barnet/change-1> to upload this file and continue with your application.

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

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

BANK FOOD AND DRINK

FLOOR PLAN



- ⊕ CCTV Camera
- Alcohol Boundary
- Alcohol Display
- Alcohol Storage
- 🔥 Fire Extinguisher
- Ⓢ Smoke Detector
- 🚪 Fire Exit



Job: BANK FOOD AND DRINK

Conditions agreed with the Police

From: Vicky.Johnson@met.police.uk <Vicky.Johnson@met.police.uk>
Sent: Friday, March 1, 2024 8:23 AM
To: Hammond, Elisabeth (LBB) <Elisabeth.Hammond@Barnet.gov.uk>
Subject: VARIATION OF A PREMISES LICENCE - Bank Food & Drink, 75 The Broadway London NW7 3BX LAPRE4/24/70414

**** Warning External Email ****

Elisabeth,

Please see below agreement to conditions changes in relation to this variation.

There will be no police objections with these amendments in place.

Regards

Vicky Wilcock

PC1349NW Wilcock

Licensing North West Area | Barnet SPOC
Based at Harrow Police Station :
and High Barnet Police Station
Work Mobile 07387120370

Licensing North West Area | Barnet SPOC
Based at Harrow Police Station
REDUCE PAPER WASTE
Please send applications via email to:
NWMailbox.LicensingBarnet@met.police.uk

From: Anestis Skoupras <xxxxxxxxxxxxxxxxxxxxxxxxxxxxxx >
Sent: 28 February 2024 17:09
To: Wilcock Vicky T - NW-CU <Vicky.Johnson@met.police.uk>
Subject: Re: VARIATION OF A PREMISES LICENCE - Bank Food & Drink, 75 The Broadway London NW7 3BX LAPRE4/24/70414

Hi Vicky

I hope you had a nice holiday.

The client agrees to your recommendations.

Thank you again for your help and professionalism.

Kind regards

Anestis

Get [Outlook for iOS](#)

From: Vicky.Johnson@met.police.uk <Vicky.Johnson@met.police.uk>
Sent: Wednesday, February 28, 2024 9:37:03 AM
To: Anestis Skoupras <xxxxxxxxxxxxxxxxxxxxxxxxxxxxxx >
Subject: VARIATION OF A PREMISES LICENCE - Bank Food & Drink, 75 The Broadway London NW7 3BX LAPRE4/24/70414

Anestis,

Morning,

I am just going through my outstanding work file and do not seem to have concluded this case.

I'm not sure if a reply has got lost in the ether somewhere, but just wanted to ensure that this gets resolved as per the phone call we had on 20th Feb.

Please can you advise if your client has agreed to the amendments below.

Regards

Vicky Wilcock

PC1349NW Wilcock

Licensing North West Area | Barnet SPOC
Based at Harrow Police Station :
and High Barnet Police Station
Work Mobile 07387120370

Licensing North West Area | Barnet SPOC
Based at Harrow Police Station
REDUCE PAPER WASTE
Please send applications via email to:
NWMailbox.LicensingBarnet@met.police.uk

From: Wilcock Vicky T - NW-CU **On Behalf Of** NW Mailbox - Licensing Barnet

Sent: 20 February 2024 10:41

To: xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx

Subject: VARIATION OF A PREMISES LICENCE - Bank Food & Drink, 75 The Broadway London NW7 3BX LAPRE4/24/70414

Anestis,

Good morning. I have yet to receive any images from the venue so I have taken some time to look through the planning documentation available on the council portal.

I would also like to suggest that the following amendments be made to the licence conditions relating to the variation;

- The rear garden and front forecourt will be closed by 2300.

To be amended to;

- The use of any outside seating will cease at 2300 hours.

With the addition of the following;

- There shall be no noise emanating from the premises causing a nuisance to any surrounding property or nearby residents
- The licence holder will ensure that there is food available to purchase at all times the licensable activity of the sale of alcohol is permitted.
- The premises shall not operate routinely as a 'nightclub' whereby the premises is open for amplified music for entertainment with dancing. In the event that the premises hosts such an

event (i.e. operate under a TEN) for this purpose, the licence holder/ DPS must risk assess the need for SIA door staff/ security.

As discussed a few minutes ago on the phone, please have a chat with your client and let me know if this is accepted.

Should the licence holders decide to include late night refreshment in line with the sale of alcohol times, I would recommend that that application be made separately.

Kind Regards

Vicky Wilcock

PC1349NW Wilcock

Licensing North West Area | Barnet SPOC
Based at Harrow Police Station
and High Barnet Police Station
Work Mobile 07387120370

Licensing North West Area | Barnet SPOC
Based at Harrow Police Station
REDUCE PAPER WASTE
Please send applications via email to:
[**NWMailbox.LicensingBarnet@met.police.uk**](mailto:NWMailbox.LicensingBarnet@met.police.uk)

Representations

Scientific Team Representation

Scientific Services
Consumer and Public Protection
Assurance and Public Protection Group
The London Borough of Barnet,
2 Bristol Avenue
London NW9 4AS

Anna Cane
Team Leader Scientific Services
Consumer and Public Protection
The London Borough of Barnet
2 Bristol Avenue
London NW9 4AS

Date: 11 March 2024
Email: anna.cane@barnet.gov.uk
Tel: 0208 359 7494

Ref: LAPRE1/20/62476

This variation seeks to increase the opening hours of the premises, the sales of alcohol, the use the microphone and playing music after 23:00 hours and to extend the alcohol boundary to include the rear of the premises which has been built in accordance with planning permission ref.23/0348/FUL.

Dear Licensing Team,

I am writing to formally represent the Environmental Health & Public Protection-Nuisance (EPP) team regarding the application from The Bank, 75 The Broadway, London, NW7 3BU to extend its hours until 2am on Thursday to Saturday night inclusive. See detail above.

As a responsible authority operating under the Environmental Protection Act 1990 (EPA 1990), specifically within the Scientific Services team of Consumer & Public Protection Department, I wish to declare that we recommend **refusal** for this Variation. We have significant concerns related to the Prevention of Public Nuisance licensing objective and namely that there is likely to be significant resultant noise nuisance impacting the neighbouring residents if this application is successful.

*I would also advise that further evidence and more measures are required before the garden room is used for loud parties and events within its **accepted** existing hours and more measures are required to ensure that customers leave and enter the premises quietly during existing permitted night time hours.*

Our support is rooted in evidence gathered from on-site observations and investigations conducted by officers on behalf of our authority over the last week and the details of these observations are summarised below:

On 5th March 2024 I visited the restaurant and looked around the newly renovated garden room with my colleague Noise Officer Simon Bull. We saw that measures had been taken to provide a high level of sound insulation. This followed from the rebuild of the garden room in 2023 (planning application: 23/0348/FUL) and acoustic design by acoustic consultants Nova as detailed in their Noise Report.

During our visit, Simon Bull, an experienced Noise Nuisance Officer, and I put very loud music on the PA system and went outside and closed the fire exit door. The owners acknowledged that the fire door was not finished and still required work to bring it to the standard required as detailed in the Noise Report. They said that they intend to replace the door with a suitably acoustically insulated fire door and we were told this will take two weeks. The owner has had a long time to deal with this issue but has not resolved it to date. Noise leaked outside the door and through the fire door the loud music was audible up to 20m away. Our visit was during the day, so a full assessment was not possible because the traffic noise from nearby A41 and M1 is very loud and masks other noise sources. At night the noise would be more noticeable.

To date, the owners have not provided any documents from the acoustic consultants to demonstrate that the room is compliant with the report.

The restaurant requires a sound engineer to visit and install a noise limiter to ensure that cuts off the speakers when the music exceeds a given level. Limits are set that correspond to an acceptable level of noise within the nearest sensitive receptor's home. This was a requirement of the Noise Report and also has not been carried out to date.

A statutory noise nuisance refers to excessive or disruptive noise levels regulated by laws or regulations set by local or national authorities. It includes loud sounds such as amplified noise & speech, music and raised voices, that disturb individuals or communities living nearby. Authorities can issue notices, fines or penalties to address complaints and maintain quality of life.

Another main concern however is the associated noise from the customers arriving and leaving the premises at the front of the premises during the nighttime.

After visiting the complainant at his premises close to the restaurant on Saturday 9 March with my colleague Charlene Burrows, an experienced Noise Nuisance officer, our assessment from this visit was that the restaurant club is likely to cause significant noise nuisance due to the noise from customers leaving and arriving. We were unable to assess noise from loud music in the garden room. We could hear music through the fire door when we stood outside it.

The garden room and restaurant combined have a very large capacity at least up to 90 people, possibly more. They will likely attract a large number of people during the nighttime hours of 11pm until 2am because they will be the only such establishment open during the late hours for a significant distance around the site. It was clear during our visit in Mill Hill Broadway, that the surrounding area on the high street was noticeably quiet with very little activity.

The restaurant's only main door serving as the entrance and exit is 3m away from residential bedrooms and living rooms of the flats above the restaurant. During our visit to the complainant's flat we noticed that we could clearly hear the voices of people talking outside the restaurant with the windows closed. This has a significant potential for statutory nuisance at night especially between the hours of 12 midnight and 2am. During these hours, the noise background from traffic is lower and voices are more distinct. Even people walking on the opposite side of the road could be heard through the closed windows. Normally for venues of this size and potential for loud music we do not have neighbouring residents living so close.

Along the length of Mill Hill Broadway there are no other establishments like this that would attract this level of groups of people at this time of night and so the impact of this single restaurant opening to such late hours would be very significant for all the residents living in that road.

When we walked past the restaurant at 11:10pm the tables and chairs were still outside and being used. There were no security staff from the restaurant outside the restaurant. In my opinion, although security staff could help move people away from the front of the restaurant and prevent people from congregating outside it is clear that any place the customers could stand would be overlooked by neighbouring residents.

My concern is that the owners have not demonstrated that have fulfilled requirements necessary for a nighttime restaurant and club. That they have had the opportunity to complete improvements over the last year but have not done so. This, in my opinion, does not demonstrate due care for the wellbeing of the neighbouring residents.

Separately as an issue of safety, the complainant has complained about being threatened by the owner and his friends We have encouraged him to take any complaints of this nature up with the police. My remit is as a noise and nuisance advisor so I cannot comment further on these allegations.

Although I believe that this application should be refused, I have included conditions in the case that the Committee does not comply with our advice and the site would definitely require conditions.

Advised conditions

Noise limiter – garden room

A noise limiter shall be installed by a suitably qualified acoustic consultant to control noise levels inside the neighbouring residents' properties from the music played in the garden room. The noise limiter should cut off music when it exceeds set limits as determined and agreed by an acoustic consultant and the local authority. The noise limiter shall control all amplified noise sources including all microphones and amplified music played on site.

Noise limiter - front restaurant

A noise limiter shall be installed in the front section of the building to control noise to be at background noise level.

Security guards

At least one security guard should be outside the restaurant from 11pm to ensure that there are no noisy gatherings at the front and to disperse guests at 2am quietly and away from the area.

Tables and chairs in the front outside area

The tables and chairs in the front outside area should be placed indoors after 11pm or stacked and chained up so they cannot be used.

Rear Fire door

The fire door in the garden room shall be constructed to provide good sound insulation to prevent noise leakage from the garden room in accordance with the Noise report.

Time limits

The garden room shall only be used for gatherings with music and live music after the fire door and the noise limiter have been installed and checked to be suitable by the local authority and a suitable trained acoustic consultant.

Noise management plan

A suitable noise management plan shall be provided to show all methods to reduce likelihood of noise nuisance.

In light of the evidence presented, we strongly refuse the submission to vary the premises license for The Bank. Allowing this venue to extend its hours would no doubt result in further complaints and distress to nearby residents.

Thank you for considering our representation.

Should you require any further information or clarification, please do not hesitate to contact me.

Yours sincerely,

ARCane

Anna Cane
Team Leader
Scientific Services
Assurance and Public Protection Group

**Member of public
Representation**

Naim Gecaj

Opposing the request to vary the licence conditions of the Bank Restaurant
The Broadway Mill Hill London NW7 3BU

07 March 2024

Bundle

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Naim Gecaj
xxxThe Broadway Mill Hill London NW7 xxx
xxxxxxxxxxxxxxxxxxxxxxxxxxxx
xxxxxxxxxxxx

London Borough of Barnet, Licensing Team by hand and
by email to licensingadmin@barnet.gov.uk

Statement

Naim Gecaj

**Opposing the request to vary the licence conditions of the Bank Restaurant The Broadway
Mill Hill London NW7 3BU**

1. My name is Naim Gecaj and I live at xxx The Broadway Mill Hill London NW7 xxx. I own my property and I have lived here since April 2007. My flat is above the Bank Restaurant which is looking to extend its alcohol and live music licences from Sunday to Wednesday from 11pm to 0.00 am from Thursday to Saturday from 11pm to 02.00 hours.
2. I do not want the above licence to be varied as proposed to the Bank Restaurant.
3. I object to not only the varying of the extension of this licence but the fact that the licence that was originally awarded to the owners. I also attest to the bullying and violent nature and behaviour of the owner which has been reported to the local authority and the police.
4. Since the licence was granted which has been in excess of two years, my family have been severely affected. This is the common view of those who live on Mill Hill Broadway. My mental health has deteriorated and my life to very large extent is a living hell. I am a bus driver and i work irregular hours. A lack of sleep and stress caused by the noise pollution and anti-social behaviour makes my job very difficult. I am scared because of this and I do not want to be a danger to the public.
5. There are constant incidents of anti-social behaviour. It is common to see drunk people, shouting, screaming, arguing, fighting, smoking marijuana and letting off fireworks in early hours of the morning. I am able to produce videos that illustrate this. There is also the use of drugs which I have witnessed.
6. Since this started I have contacted the noise team at Barnet local authority. I have spoken to them and emailed them so many times to advise of my concerns and my wellbeing but nothing appears to have been done.

7. In frustration I have gone to the owners only to be shouted at and abused with threats of violence levied against me. I have asked the police for help and I produce a crime reference number to confirm the same. However, I feel that the police are too busy with this and they have said this is a civil matter and I should liaise with the local authority to have the licence revoked.
8. The owner has threatened me. He tried to ambush me by asking me to go and speak to him directly. However, he was waiting with three other guys. I started recording them and they grabbed me but they let me go when they realise that I was recording them. As I have stated the police were informed, investigations to follow. The police have advised that one of the owners was involved with a fire arm incident who has been previously jailed. It is difficult to comprehend how he was awarded a license. I do not believe that the owners are fit and proper people to run this restaurant as clearly they have no wish to control the patrons in favour of profits.
9. I have spoken to some of the other owners and they are in the same position. We are all suffering in the area. One of my neighbours attacked one of the workers and was told by the owner that he will seek revenge. I have a son with special needs who for some reason is agitated with the smell marijuana, he gets very agitated with this and the noise that emanates from the bank restaurant. I know that some of the locals are very intimidated by the owners of the Bank restaurant and this stoops them from speaking out and I speak for them.
10. I implore you not to extend the current license for these people and look to revoke the current licence or put restrictions on it. In December 2023 they had parties until 02.00am. I had a night shift that night that started at 0400pm and due to the lack of sleep and stress I had a small accident with the bus. I attached photos of this and as a result my contract was terminated. I now have another job at a different bus company but I am genuinely frightened about how this has affected me.
11. Please note that this is the only business that I have had issues with since I moved to my home. I am not a serial complainer but the actions of the owners are not acceptable.

In terms of the licencing objectives I believe all are contravened.

- a. There is criminal activity at the premises. I have worked in hospitality and night clubs and was trained to look out for drug use behaviour as it contravened the licence conditions of the clubs where I worked. We were trained to spot drug taking and report it to the management who would then take action. There is clear evidence by the strong aroma of marijuana from the property. I have also seen drug taking at the premises by the guests and I believe that management turn a blind eye to this.

- b. As such this is a clear nuisance to the public. The people controlling the restaurant appear intimidating. I have stood up to them but when I have spoken to the other neighbours they are intimidated. My wife is scared to speak with them about this as are other people who live on Mill Hill Broadway.
- c. Given parties that take place children are present there where there is the use of drugs and drug paraphernalia. It is not safe for children in the premises or those who are local to the restaurant.
- d. Public safety, given what I have said I believe all the above permeates within the realm of public safety. My video shows anti-social behaviour as well as the letting off of fireworks in the middle of the road. This is in addition to the threats that have been made to me.

It is for these reasons that I do not believe that the licences conditions should be extended.



Naim Gecaj

07 March 24

28 February 2022

Mr Gecaj

I was disappointed to hear that the restaurant is holding very loud parties in the garden. And that you and your neighbours haven't rung Out of Hours because you are worried about the owner.

I am asking Out of Hours to visit the restaurant on a Friday or Saturday evening. Hopefully this week but may be next. As we need evidence from the flats for statutory nuisance, we will need access to the building and so if they visit it is likely they will ask to come in. If there are hallways this might help but it is better to use a flat because of the windows. However, I do understand your concerns so will talk to them again – I had spoken to them already when you complained last year- to ensure that all care is taken.

In the meantime, please can you video the noise from your bedroom or living room that face the garden. A smart phone will be good enough.

1 August 2022

Mr Gecaj

In addition to the information, I sent you below today (see email below) I have spoken with Elisabeth in licensing. She has some information for you.

She said that you can contact her and she will update you.

Please can you also send your emails to licensing to this address:

licensingadmin@barnet.gov.uk because Elisabeth will shortly go on holiday and your emails will be logged.

18 August 2022

75 food and drink restaurant on Mill Hill Broadway NW7 3BU

For two years we can't sleep at night, I don't know who was that idiot who gave LICENCE to have 100 customers in the garden every day of the week until 11 pm by the time the customers leave is after midnight 365 days a year

That garden is in a distance of 10 to 20 m from

77a,75a,73a,71a,69a,67a

There are people in this flats

Who need to sleep however none of us can not sleep because our neighbour is allowed to serve over 100 people every night till 11:00 pm

The restaurant has five tables outside in front because of the smoking ban people smoke outside until after midnight

Seven days a week we cannot sleep because somebody gave an license to have tables outside where people consume alcohol on the roadway until after midnight

For two days I'm trying to contact BARNET but there is no service at night or there are service but no one answered the phone!!!

I was asked to record and photograph them and sent you the pictures

However I don't think that's my job I'm not playing Sherlock Holmes here!!!

I think who gave license to this restaurant should reconsider it properly!!

The whole of the mill Hill Broadway can't sleep seven days a week until drunk people go home

Few months ago Barnet send some people and they went and told them that the people upstairs are complaining

Since then me and my neighbour we were threatened by the owners of the restaurant

the head chef told me to sell my house it would be safer for you he said
My house he wants me to sell it!!!!!!
It's not my job to tell the restaurant what can and cannot do
But I think it's yours only!!
I speak for xxx,xxx and xxx but I don't want you to tell them that this particular person
complained because we do not want to have problems with them
I don't think i'm responsible for the noise
But I do think you are
you should do something it's been going on for two years
I cannot emphasise enough to you
that I do not want To have problems with people from Restaurant
I want you to tell me is there right for them to have 100 people in the garden every day of
the year
until after midnight
Stop telling me that I have to record and do things
Because I will not
I'm not played Sherlock Holmes with you
But I employ you to do your job so my family and all of those families on the Broadway can
sleep in peace
If something happens to me and my neighbours
I'm going to blame somebody in BARNET
My number xxxxxxxxxxxxxxxxxxxx
I hope you will do your job
And I do not need to take legal action against you

Hello
I just like to update you what happened last night
What is the party in the garden we after midnight!!!
Singing screaming I mean really screaming shouting laughing
7S,73,71,69, A
All of these flats could not sleep till about 1 am last night
My son is with a special needs teachers called me many times and I explain to them why
hasn't He slept
Even when temperature is 40° my little son close all the windows any boils himself
Because he hates the noise
Have a nice weekend
I will not because I'm walking dead
I'm sleeping while I'm walking

Elisabeth Hammond

Dear Naim Gecaj

Thank you for your email, I have been on leave and am catching up on my emails.

I am sorry that you are experiencing difficulty with this premises. If you would allow me
some time to look into this in terms of licensing, I hope that we can resolve this matter for
you.

With regards to your point about the granting of the licence, I can confirm that the applicant
followed the correct procedure as per the requirements of the Licensing Act 2003 when

they made the application. Whereby they advertised their application on the premises itself, for a 28 day consultation period and by way of an advertisement in the local paper. Following the end of the consultation period, we had not received any representations to the application and therefore, as prescribed under the Licensing Act the licence was granted.

I will also be discussing the contents of your email with the Noise team who manage complaints regarding noise from premises.

Kind Regards
Elisabeth Hammond
Licensing Officer

Five September 2022

From Anna

Mr Gecaj

Thank you for these videos. I checked them with my colleagues and the noise levels in the rear garden do not show levels loud enough to be a statutory nuisance. However, we will investigate this further. The men shouting at the front do not show a statutory nuisance from noise, but they show a lack of consideration for the residents, so this is something we will also take up with the owners. Please only take videos without being seen and inside the room with the window open when the noise outside (in the garden areas) is bad.

We need to visit to get evidence. Previous visits have not shown evidence of a statutory nuisance of noise.

This weekend please ring out of hours as we have requested of you before, when the noise at the back (in the garden) is bad or the noise from downstairs is bad and we can visit. If you are not there you can ask a neighbour to ring.

Sorry Anna,

But I disagree with you fully

That is only one table

Family table

I'm talking about 20 to 30 drunk youngsters

Screaming and shouting

Look at the video when that place is filled with almost 100 people then we have a big problem

I will record and send you when is full then you tell me is it okay

To have 100 people in my back garden every day of the week 365 days a year consuming alcohol screaming and shouting

Until after midnight

Even on Sunday, Sunday resting day can you tell him he's okay

I think you're being silly

Anna

Any threats of violence should be passed to the police. I would strongly advise you and the other residents do not communicate with the owners and customers nor take any action except for contacting our Out of Hours.

In the meantime, officers from licensing and out of hours and myself will speak with the owner. It has not been possible this week due to other work

Anna Cane

11 September 2022

I would say good morning

But it's not!!!!

The bank food and drink nightclub

Supposedly has no license for music????

Kept the whole street week until after midnight

Loud music was shaking the building and the street

My son is 17 he wanted to go downstairs and fight with him

He said where is BARNET

where is the police

What has become from this country

What has become from London

Until after midnight people there shouting screaming singing dancing in front of the restaurant/nightclub which is 1.5 m from my window

My boys going to sleep late today is Sunday anyway

I'm finishing my coffee and I have to go to work

My wife is alarm went on 6 am she's not awake yet

I think she's going to be late for work

Anyway guys have a nice weekend

Because we are not

12 September 2022

Thanks Naim for sending the videos of the ventilation system and the outside covered party.

What time did the party finish?

We have a meeting this week with the owner.

Was there any further disturbance on Saturday and Sunday nights and if so , did you call Out of Hours?

Anna Cane

HELLO

The party on Saturday evening was finished early hours on Sunday morning

Around 1 am.... however the staff then they move tables around which makes tracking noise

And then they talk to each other take the rubbish out, come and help me, they call each other by names

I told Armando when customers leaves why do you shout each other

When you put the fan 50 cm from my pillow , I complain to him and I told him I'm gonna take legal action against him and BARNET,

He told me he in the process of changing it

He said BARNET has been here and told him to cover it

Nothing like that ever happened

I sleep in your room feels like aeroplane flying very high in the sky

Vvvvooooooooovvvooooovooo

Please help me please help me

31 October 2022

Bank Restaurant last night Sunday 30th October they had live band!!!
Called BARNET spoke to Paul!!!
This is his number xxxxxxxxxxxx!
I ask him to be discreet, I did explain to him it's a live band, loud music you can hear from south London!!
I did explain to him that last time he was here and told the restaurant that I was complaining, I've got threats from them, so clearly I asked him not to come to my place
He said don't worry I'm gonna take the police and come there
I told him I don't want to police, ask him to go and speak to them, the restaurant
If you enter my flat do you have anything to record part from your phone, (he's got an iPhone), he said no!!!!
I told him to go and speak to them because the whole street is shaking
I told Paul you don't need to come with your shoes all over my House like last time
Last time he entered the bedrooms bathroom kitchen and living room with his dirty shoes
And recorded with his private iPhone!!!!
Ask him if he has better technology than his iPhone, he said no
He told me the Barnet council cannot afford better technology
In the end I clearly Told him not to come to my place
Guess what!!
To come to my place he has to walk through their cameras and the back door of the restaurant where they always stand and have a cigarette
And that's what he did!!
he walked through their cameras, and came to my door and knocked hard
I did not answer the door
He rang my mobile I did not answer
Then he left I don't know where did he go
You keep telling me to call you
So I did
What's gonna be the outcome of this
The restaurant threaten me again or they gonna stop making our lives impossible
the Bank Restaurant is it going to continue to harass us and threaten us or are you gonna do something about it
You don't need to call me on the phone
If you have anything to say you can write to me

Mr Gecaj

I have tried to talk to you on the phone and you rang off whilst in the middle of a conversation.

Here are some points for you:

My colleagues Paul and Charlene have been doing this work for years and are experienced and thorough and they need to visit your flat to assess the noise. They cannot do this without visiting your flat. If they record on their phones, they are taking videos to use as evidence. Evidence is necessary to win a case as I have told you before. They cannot assess the noise going into the restaurant; this cannot be used for evidence.

You complained to my colleagues on the night saying that they had given your details to the owner; this is false. The owner may have told you this to stop you from complaining.

The first visit that Charlene in our Out of Hours team carried out resulted in sound insulation being installed in the Bank restaurant. This has reduced noise for you upstairs.

At no time have you warned me that there are cameras outside that record who is visiting your flat. If this is the case, then you have a right to complain to the police.

You have a right to complain to the Council about our staff, but as far as I am concerned you have not helped us to try and prove that the noise from the Bank is a nuisance in your home. We shall be closing the case shortly without the evidence we need.

Incidentally, my colleagues listened at the front of the restaurant and at the rear of the restaurant and said that the noise from the restaurant was not likely to constitute a statutory nuisance on Sunday evening.

I will try and ring you again today and would appreciate it if you stayed on the line and did not put the phone down on me again. I would like to visit your flat and witness noise from the restaurant. I suggest that you contact the police about the alleged cameras that film who visits your flat

Anna Cane

Yes by the time Paul arrived on the scene the live band has stopped!!!

My kids were asleep that's why I did not answer the phone

But he should not come to my door

Because I told him not to do so

As far as false allegation concerns!

I want to know who is saying that you or Paul

Because I have witness that he was downstairs in the restaurant talking to Armando who is the owner of the restaurant and the same time called me and he was talking to me on the phone asking me is it too loud!!

I told him yes!!

Paul Than asked Armando to put the music down while I was on the phone with him!!!!

So I want to know who is

Liar!!!

me you or Paul!!!

All the staff in the restaurant near my friends, I see them every day

And many of them they were present when this false allegation occurred

You don't need to call me

But I want to know who is calling me a liar you or Paul

11th of June 2003

16:00 in the afternoon

For over four hours the Bank Restaurant/nightclub have an allowed music in the middle of the day

The whole Mill Hill Broadway is banging bang, bang bang

Today is Sunday, resting day

I don't think anybody is resting today in Mill Hill Broadway

Because Bank restaurant/ nightclub

They are having a party in the middle of the day

I remember in England on Sundays, you're not allowed to buy alcohol in shops because it was resting day

I do not know is there still England?

Because it feels like Albania
Only in Albania, the restaurant/nightclubs they have loud music in the middle of the day
You're telling me to close my windows
Inside my mouth
It's not only me, 77, a, 75a, 73a end 69, an are willing to make official complain. However,
there alt's not only me, 77, a, 75a, 73a end 69, a are willing to make official complain
however, they're afraid that you are going to tell them who complained
And I don't want to be in a position that I am threatened with a life by the head chef of the
Restaurant bank

21st of June 2023
Another sleepless night
About 20 people outside my front window
Screaming, laughing and shouting
My son has to go to school tomorrow
It's not all in my family
Many other people can I sleep
10:30 pm

12 October 2023
Mr Gecaj
I have been advised that our Out of Hours team was called by you on Sunday 8 October
2023. You complained about loud music but again did not allow our officers inside your
premises to visit you.
Our officers visited the restaurant within an hour and the noise was hardly audible at street
level.

Dear Anna
It is very funny!!!
Not funny is funny
But more than like strange!!!
10 minutes before your team arrives in front of my house, the music stops????
Not first time!!!!
All the time!!!
Only once they came, music was still on!!
That was the first time that I called you guys three years ago
No for some reason just before you guys come somebody I just say somebody tipped them
off
And the music was gone
However, you can close anything you like
Bath I will never close on you
You allowed them to put a fan next to my house?
My house I own my house
WOWOOWOWOOWE000WOWO
UNTIL AFTER MIDNIGHT, I CANNOT SLEEP
How would you feel when you go to your home and you have a fan like that to sleep with?

METROPOLITAN POLICE SERVICE – MEMO

Crime ref ~~old~~ number

2422744/23

Contact Name

Contact Phone

Crime / Ref. No. Date

MP 648/05



METROPOLITAN POLICE SERVICE - MEMO

CRIS:

2422749 123

DC RUDLING

Contact Name PC CARVALHO

Contact Phone 3013NW

Crime / Ref. No. _____ Date 21, 09, 23



From: Naim Gecaj <xxxxxxxxxxxxxxxxxxxxxx >
Sent: Friday, March 8, 2024 12:54 PM
To: Hammond, Elisabeth (LBB) <Elisabeth.Hammond@Barnet.gov.uk>; Cane, Anna (LBB) <Anna.Cane@barnet.gov.uk>; Menpal@montaguesolicitors.co.uk; naim gecaj <xxxxxxxxxxxxxxxxxxxxxx >
>
Subject: Bank restaurant

[You don't often get email from xxxxxxxxxxxxxxxxx. Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification>]

** Warning External Email **

As we discussed earlier on, This is the terror we have to go through every week!!!!!!

They could endanger pedestrians, cars and houses
Thx

From: Hammond, Elisabeth (LBB) <Elisabeth.Hammond@Barnet.gov.uk>
Sent: Friday, March 8, 2024 2:34:52 PM
To: Naim Gecaj <xxxxxxxxxxxxxxxxxxxxxx >; Menpal@montaguesolicitors.co.uk <Menpal@montaguesolicitors.co.uk>; naim gecaj <xxxxxxxxxxxxxxxxxxxxxx >
Subject: RE: Bank restaurant

Dear Naim

Please could you provide a time and date stamp on each of the videos.

Please could you confirm if you would like this footage to be included within your representation for the Variation application for The Bank? Just so you are aware, if the footage is submitted as part of your representation, that it will become part of the public domain when the hearing paperwork is uploaded to the Council's website. It will also be visible to the interested parties for the hearing, namely the Licensing Sub-Committee, the applicant and any other party who may submit a representation.

Regards,

Elisabeth Hammond
Licensing Officer

Assurance & Public Protection
London Borough of Barnet, 2 Bristol Avenue, Colindale, NW9 4EW
Tel: 020 8359 5639 | Web: barnet.gov.uk

From: naim gecaj <xxxxxxxxxxxxxxxxxxxxxx >
Sent: Friday, March 8, 2024 4:22:21 PM
To: Hammond, Elisabeth (LBB) <Elisabeth.Hammond@Barnet.gov.uk>; Naim Gecaj

<xxxxxxxxxxxxxxxxxxxx >; Menpal@montaguesolicitors.co.uk <Menpal@montaguesolicitors.co.uk>

Subject: Re: Bank restaurant

Yes

The fireworks was on 31st December 2023, only couple months ago!!!!!!

My neighbour spoke to Armando, the owner of the restaurant about the fireworks
Apparently, Armando told him when people are out of my premises I'm not responsible for their actions!!!

I'm only responsible when they come back inside my premises, That's why Armando told my neighbour!!!

Actually, about two years ago, he told me the same thing to me!!!

Other video was on fourth of September 2022 at 10 pm!!! Videos like this are often every weekend in front of my window until early hours of the morning

Nobody can sleep

Thank you

Sent from [Outlook for iOS](#)

From: Hammond, Elisabeth (LBB) <Elisabeth.Hammond@Barnet.gov.uk>

Sent: Friday, March 8, 2024 4:27:31 PM

To: naim gecaj <xxxxxxxxxxxxxxxxxxxx >; Naim Gecaj <xxxxxxxxxxxxxxxxxxxx >;

Menpal@montaguesolicitors.co.uk <Menpal@montaguesolicitors.co.uk>

Subject: RE: Bank restaurant

Thank you, what time was the video for 31st December 2023 please?

Regards,

Elisabeth Hammond
Licensing Officer

Assurance & Public Protection

London Borough of Barnet, 2 Bristol Avenue, Colindale, NW9 4EW

Tel: 020 8359 5639 | Web: barnet.gov.uk

Advanced notice of leave:-

From: naim gecaj <xxxxxxxxxxxxxxxxxxxx >

Sent: Friday, March 8, 2024 4:29 PM

To: Hammond, Elisabeth (LBB) <Elisabeth.Hammond@Barnet.gov.uk>; Naim Gecaj

<xxxxxxxxxxxxxxxxxxxx >; Menpal@montaguesolicitors.co.uk

Subject: Re: Bank restaurant

**** Warning External Email ****

31st December was after midnight

And yes I would like to add these two videos to my statement please. Thank you

Sent from [Outlook for iOS](#)

From: Hammond, Elisabeth (LBB) <Elisabeth.Hammond@Barnet.gov.uk>
Sent: Friday, March 8, 2024 4:29:39 PM
To: naim gecaj <xxxxxxxxxxxxxxxxxxxx >
Subject: RE: Bank restaurant

Thank you, do you have the specific time for the video please.

Regards,

Elisabeth Hammond
Licensing Officer

Assurance & Public Protection
London Borough of Barnet, 2 Bristol Avenue, Colindale, NW9 4EW
Tel: 020 8359 5639 | Web: barnet.gov.uk

Advanced notice of leave:-

From: naim gecaj <xxxxxxxxxxxxxxxxxxxxxxxxxxxx>
Sent: Friday, March 8, 2024 4:31 PM
To: Hammond, Elisabeth (LBB) <Elisabeth.Hammond@Barnet.gov.uk>
Subject: Re: Bank restaurant

** Warning External Email **

Yes
01 January 00:10 2024

Sent from [Outlook for iOS](#)

Matters for Decision

MATTERS FOR DECISION

Bank Food & Drink, 75 The Broadway, London, NW7 3BX

To allow the 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	10:00	23:30			
Tuesday	10:00	23:30			
Wednesday	10:00	23:30			
Thursday	10:00	01:00			
Friday	10:00	01:00			
Saturday	10:00	01:00			
Sunday	10:00	23:30			

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	23:00	00:00			
Tuesday	23:00	00:00			
Wednesday	23:00	00:00			
Thursday	23:00	02:00			
Friday	23:00	02:00			
Saturday	23:00	02:00			
Sunday	23:00	00:00			

Added conditions, if any:

Reasons for decisions above:

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	23:00	00:00			
Tuesday	23:00	00:00			
Wednesday	23:00	00:00			
Thursday	23:00	02:00			
Friday	23:00	02:00			
Saturday	23:00	02:00			
Sunday	23:00	00:00			

Added conditions, if any:

Reasons for decisions above: