

## London Borough of Enfield

### Application for the Review of a Premises Licence or Club Premises Certificate under the Licensing Act 2003

#### PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.

If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

**I Victor Ktorakis, Senior Licensing Enforcement Officer**

*(Insert name of applicant)*

**apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)**

#### Part 1 – Premises or club premises details

**Postal address of premises or, if none, ordnance survey map reference or description**

The Fox PH, 413 Green Lanes, LONDON, N13 4JD

**Post town** **Palmers Green,  
London**

**Post code (if known)** **N13 4JD**

**Name of premises licence holder or club holding club premises certificate (if known)**

**Star Pubs & Bars Ltd**

**Number of premises licence or club premises certificate (if known)**  
**LN/201900900**

#### Part 2 - Applicant details

I am

Please tick ✓  
 yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)

2) a responsible authority (please complete (C) below)

3) a member of the club to which this application relates (please complete (A) below)

**(A) DETAILS OF INDIVIDUAL APPLICANT** (fill in as applicable)

Please tick ✓ yes

Mr  Mrs  Miss  Ms  Other title (for example, Rev)

**Surname**

**First names**

I am 18 years old or over

Please tick ✓ yes

**Current postal address if different from premises address**

**Post town**

**Post Code**

**Daytime contact telephone number**

**E-mail address**

**(B) DETAILS OF OTHER APPLICANT**

Name and address

Telephone number (if any)

E-mail address

**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address Victor Ktorakis Licensing Team B Block South Civic Centre Silver Street Enfield EN1 3XA
Telephone number (if any)
E-mail address <a href="mailto:licensing@enfield.gov.uk">licensing@enfield.gov.uk</a>

**This application to review relates to the following licensing objective(s)**

Please tick one or more boxes ✓

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

**Please state the ground(s) for review** (please read guidance note 2)

The prevention of public nuisance licensing objective has been undermined: a statutory nuisance abatement notice has been served and subsequently breached. This is in relation to the considerable number of noise complaints received from local residents, who are being disturbed by live and recorded music, from The Fox.

**Please provide as much information as possible to support the application**  
(please read guidance note 3)

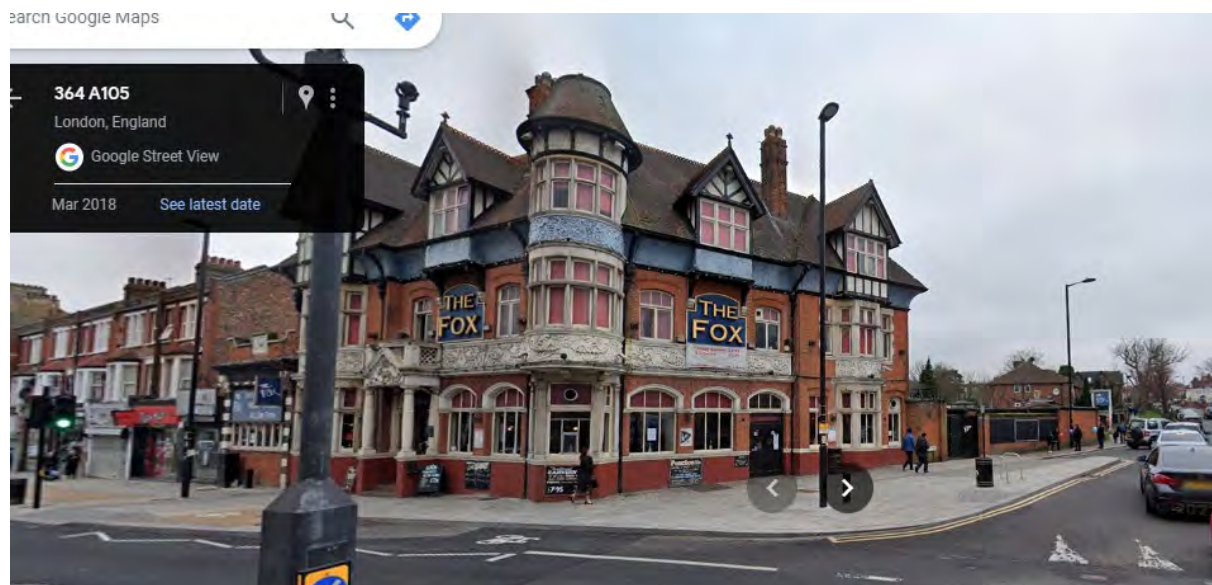
### **The Fox – Background History**

The Fox held a previous licence at the same address, reference LN/200502204 which was issued on 30 September 2005. The licence was closed for administrative purposes (but not surrendered or revoked) in 2021 after annual fee payments had not been received since 29 September 2018 and officers established the premises was closed and a large part of the premises and car park had now become residential flats. The premises licence holder, Joseph Murray, did not respond to any communication.

No review or prosecution action was taken under this licence.

Google maps shows what The Fox looked like in March 2018 (see Image 1).

Image 1:



### **Premises Licence LN/201900900 – Background History**

On 20 February 2020, a new premises licence application was granted to The Fox, naming Star Pubs & Bars Ltd as the premises licence holder. The Police and Licensing Authority sought modification to the conditions, which the applicant agreed to and those representations were withdrawn. The licensable activities sought and granted were:

**Table 1**

<b>Activity</b>	<b>Times</b>
Opening hours	08:00 – 01:00 Sun – Thurs 08:00 – 02:00 Fri - Sat
Plays Films	08:00 – 00:00 Everyday

Performance of Dance	
Live Music	23:00 – 00:00 Sun – Thurs
Recorded Music	23:00 – 01:00 Fri - Sat
Late Night Refreshment	23:00 – 00:30 Sun – Thurs 23:00 – 01:30 Fri - Sat
Supply of alcohol (on and off)	10:00 – 00:00 Sun – Thurs 10:00 – 01:00 Fri - Sat

On 25 November 2022, a minor variation application was granted, to amend the plan following refurbishment works. This was not subject to any representations.

Mr Austin Whelan was named as the Designated Premises Supervisor (DPS) with effect from 22 December 2022.

On 4 December 2023, a vary DPS application was granted naming Mr James Sharkey as the new DPS.

A copy of the current premises licence LN/201900900 is produced as **Appendix 1**.

No other review or prosecution action has been taken since premises licence LN/201900900 was issued.

Google maps shows what The Fox looked like in April 2022 and is similar to the current layout (see Image 2).

Image 2:



On the right-hand side of the pub, there are a large number of new residential homes (flats) in the new build, which are in close proximity to the re-opened The Fox pub.

### **Regulated Entertainment - Legal Provisions**

Premises that have alcohol (on sales) on their premises licence are automatically entitled to provide regulated entertainment, including recorded and live music,

between the hours of 8am and 11pm. Therefore, any conditions relating to music or noise control for example, do not come into effect until 11pm.

However, under section 177A(4), a licensing authority may add a condition relating to music as if music were regulated entertainment throughout the entire operational hours of the premises. The condition should include a statement that Section 177A does not apply to the premises licence. This condition is being sought through this review.

### **History of Complaints & Officer Intervention in relation to The Fox:**

**Monday 5<sup>th</sup> June 2023:** Complaint received from Resident 1 via email to the Licensing Team. Resident 1 states that they are disturbed by loud live music and other music and strong bass on Friday and Saturday nights and bank holidays from 7pm to 1am. They state that they have approached the pub manager to look into it. They can still hear the music which keeps them awake until the music is turned off.  
**COMPLAINT 1.**

**Wednesday 14<sup>th</sup> June 2023:** Licensing Enforcement Officer (VPK) called The Fox. There was a message stating that the mailbox was full and then cut off. VPK then called John Pike (operations manager for Whelans pubs) on mobile and left message explaining nature of complaint and requested a call back.  
**OFFICER ADVICE 1.**

**Thursday 15<sup>th</sup> June 2023:** VPK visited The Fox to discuss the noise complaints and other matters prevalent at that time. Spoke to John (assistant manager). VPK advised of the noise complaints received and how to prevent reoccurrence. An inspection report was left with John, see **Appendix 2.**  
**OFFICER ADVICE 2.**

**Thursday 13<sup>th</sup> July 2023 at 21:50:** Council received a complaint from Resident 1 via the online form regarding noise. Resident 1 stated they were being disturbed by loud music and bass since 20:00 and was still ongoing. They stated that this noise disturbance occurs every Friday and Saturday night.  
**COMPLAINT 2.**

**Friday 14<sup>th</sup> July 2023:** VPK called and left message for John Pike, Operations manager for Whelan Pubs. Explained nature of complaint and asked for call back.  
**OFFICER ADVICE 3.**

**Monday 17<sup>th</sup> July 2023 at 22:34:** Council received a noise complaint from Resident 1 regarding noise via the online form. Resident 1 stated that they could hear live jazz music. They also stated that they could hear the hand dryers from the pub toilets when they were in use. Resident 1 advised that loud music is played every Thursday, Friday and Saturday nights.  
**COMPLAINT 3.**

**Also on Monday 17<sup>th</sup> July 2023:** VPK called and spoke to Tony Curran, the area manager for The Fox and discussed complaints. He advised they have moved the



bands to the far end of the premises, directly below the flat owned by the pub. The live bands are acoustic only. VPK advised that there was a complaint regarding noise on a Thursday. Tony advised that he would look into it and update VPK.

**OFFICER ADVICE 4.**

**Thursday 20<sup>th</sup> July 2023 at 22:34:** Council received a complaint from Resident 1 regarding loud music via online form. Resident 1 stated that they were being disturbed by loud live music and the use of the microphone at the pub.

**COMPLAINT 4.**

**Saturday 22<sup>nd</sup> July 2023 at 21:08:** Council's Out of Hours (OOH) Noise officers received a call from Resident 1 regarding loud music. Noise officer (CLB) arrived outside the pub at 22:30. The music was audible from the street and across the road on Fox Lane. The officer visited the complainant and made observations from their living room. The music was clearly audible. Statutory nuisance witnessed. Officer did not enter premises and speak to staff at this time.

**COMPLAINT 5.**

**STATUTORY NUISANCE WITNESSED 1.**

**Wednesday 16<sup>th</sup> August 2023:** VPK met at The Fox with Tony Curran (regional manager) and discussed the complaints received and also the nuisance that was witnessed by the noise officer on 22<sup>nd</sup> July 2023. Tony Curran advised that they are monitoring the level of the music. VPK advised that they should be making subjective noise assessments from outside and around the perimeter of the premises at regular intervals when music is being provided. I mentioned that local residents can also hear the hand dryer in the toilets, from inside their homes. Tony Curran stated he is willing to get the company that installed the sound insulation back to check. Tony Curran also mentioned he will be at the pub for the next 3 weekends and will personally monitor the situation. VPK advised that if a nuisance is witnessed again, a notice will be served and the licence may be reviewed. **OFFICER ADVICE 4.**

**Friday 18<sup>th</sup> August 2023 at 22:50:** OOH noise officers were tasked to undertake observations of music from The Fox. The noise officer undertook the observations at 22:50. The music was at a low level, and could not be heard from outside the premises, not even outside front door of The Fox. The music was not deemed to be of a statutory nuisance as it was controlled and low level. Officers observed the premises for approximately 15 minutes.

**Wednesday 6<sup>th</sup> September 2023 at 23:46:** Council received a complaint from Resident 2 regarding loud music via online form. Resident 2 stated that they were disturbed by a large group of screaming drunk men inside and outside The Fox, and also loud singing, since 23:00. The music was reported to have continued until midnight. VPK viewed a video of this report taken by Resident 2 inside their home and observed music and singing could clearly be heard. Lyrics to 'sweet Caroline' could be heard very clearly and was evident that the audience were also singing along.

**COMPLAINT 6.**

**Thursday 7<sup>th</sup> September 2023:** Council received a complaint from Resident 3 via online form, regarding very loud, live music which occurs every Saturday. Resident 3

states the music is so loud, it disturbs their peace and they experience headaches every weekend.

**COMPLAINT 7.**

**Friday 15<sup>th</sup> September 2023:** Commercial Nuisance Officer (JI) sent a warning letter sent to Star Pubs & Bars Ltd as the premises licence holder about the noise and a copy is produced as **Appendix 3.**

**OFFICER ADVICE 5.**

**Friday 6<sup>th</sup> October 2023 at 22:19:** Council's Out of Hours (OOH) Noise officers received a call from Resident 1 regarding loud music. Noise officer (MW) visited the home of Resident 1 at 23:05. Noise officer observed the noise from music to be slightly audible but not a statutory nuisance at this time. The noise officer visited the premises and spoke to James Sharkey (who since became the DPS on 4<sup>th</sup> December 2023) and advised him of the complaint.

**COMPLAINT 8.**

**OFFICER ADVICE 6.**

**Saturday 14<sup>th</sup> October 2023 at 21:09:** Council's Out of Hours (OOH) Noise officers received a call from Resident 3 regarding loud music. Noise officer (CLB) visited the home of Resident 3 at 22:25. On arrival, music could be heard from outside of The Fox from 15 metres away. Loud music could then be heard from inside Resident 3's home, and song lyrics could be heard word for word. The noise officer could hear the words from the singer talking even with the microphone off. The noise officer observed that it appeared that there was no or very little sound insulation between the pub and the flats, and, that no regard given was given by staff to their neighbours. The noise officer was satisfied that the noise was of such a level it was deemed a statutory noise nuisance.

**COMPLAINT 9.**

**STATUTORY NUISANCE WITNESSED 2.**

**Saturday 21<sup>st</sup> October 2023 at 23:04:** Council's Out of Hours (OOH) Noise officers received a call from Resident 1 regarding loud music. Noise officer (DWD) visited the home of Resident 1 at 23:25. The noise officer heard very heavy, repetitive bass music from the living room and the bedroom. The noise officer stated that the noise was deemed a statutory nuisance for Resident 1. The noise officer also heard hand driers being used from the pub toilets within Resident 1's home. The noise officer visited The Fox at 23:40 and advised staff of the complaint and observations. Staff reduced the music volume and bass whilst the officers were on site.

**COMPLAINT 10.**

**OFFICER ADVICE 7.**

**STATUTORY NUISANCE WITNESSED 3.**

**Wednesday 1<sup>st</sup> November 2023:** Noise officer (CLB) served Section 80 noise nuisance abatement notices served on Star Pubs & Bars Ltd and Austin Whelan (the DPS at this time), see **Appendix 4 and 5** respectively.

**OFFICER ADVICE 8.**

**Monday 20<sup>th</sup> November 2023:** VPK spoke with Austin Whelan (the DPS at that time) on the phone, and Austin confirmed he had received the noise nuisance

abatement notice. He stated he the managers had not advised him of the noise concerns. VPK enquired whether Tony Curran had spoken to him about the noise concerns, and Austin advised that he had, however, Tomy led Austin to believe that everything was ok. Auston stated that he had problems with the landlords and had a meeting booked with Star Pubs & Bars Ltd the following week. Austin mentioned that the pub is experiencing water leaks from the flats, which has meant the kitchen had to close. Austin went on to state that the main building contractor for the flats has gone bankrupt, and that he thought that the sound insulation for the pub is unlikely to be adequate. Austin advised VPK that he would do whatever he can to reduce the noise so that it is no longer causing a nuisance. VPK advised that poor sound insulation may be a contributing factor as even the hand dryers can be heard in the flats.

#### **OFFICER ADVICE 9.**

**Saturday 2<sup>nd</sup> December 2023 at 21:26:** Council's Out of Hours (OOH) Noise officers received a call from Resident 2 regarding loud music. Noise officer (JI) arrived outside the pub at 22:32. Walking past the pub, the noise officer could clearly hear the music through the entrance doors. The inner doors were closed and the outer doors were propped open. The noise officer then attended Resident 2's home and observed loud music and singing that could clearly be heard in the lounge. The noise officer could clearly hear the song lyrics and also the person speaking on the microphone. Bass was also coming up through the floor. The noise officer noted that the noise was extremely intrusive and was preventing the enjoyment of the owner's home. The applause and cheering from the audience was also loud. The noise officer confirmed this was a statutory noise nuisance and a breach of the noise nuisance abatement notice. The noise officer entered The Fox at 23:45 and spoke to a member of staff, James Padraig. James was advised that a statutory nuisance had been witnessed again and this would be brought to the attention of Licensing Enforcement. James Padraig advised the noise officer that music had been louder earlier in the evening, but he had reduced the volume following his findings on his sound check walk about. Due to the noise officer's arrival and observations, the band ceased playing for the night.

#### **COMPLAINT 11.**

#### **OFFICER ADVICE 10.**

#### **STATUTORY NUISANCE WITNESED 4.**

**Friday 15<sup>th</sup> December 2023:** Commercial nuisance officer (JI) served a Fixed Penalty Notice (FPN) on Star Pubs & Bars Ltd for the breach of the noise nuisance abatement notice observed on 2 December 2023. The FPN is £400 and must be paid by 12 January 2024. A copy of the FPN is produced in **Appendix 6**.

#### **The Fox Website:**

The Fox has a website: <https://whelanspubs.co.uk/whelans-premium/the-fox/> which mentions live music and entertainment being a prominent feature of the pub's activity:

Image 3:

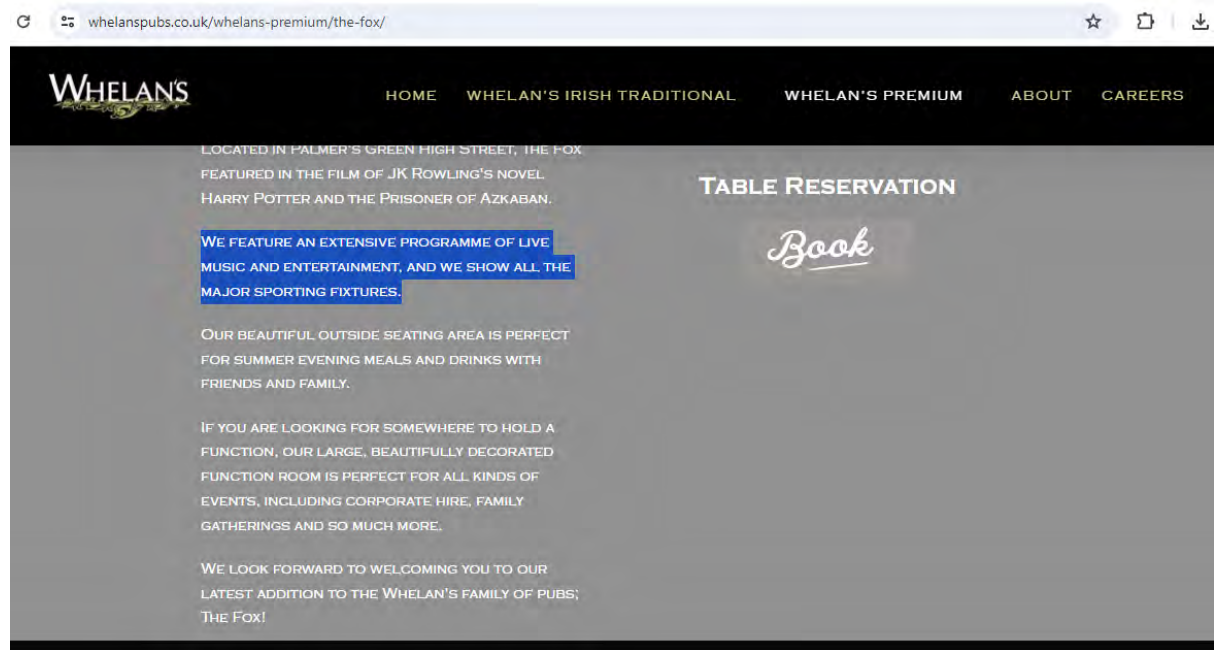


Image 4:

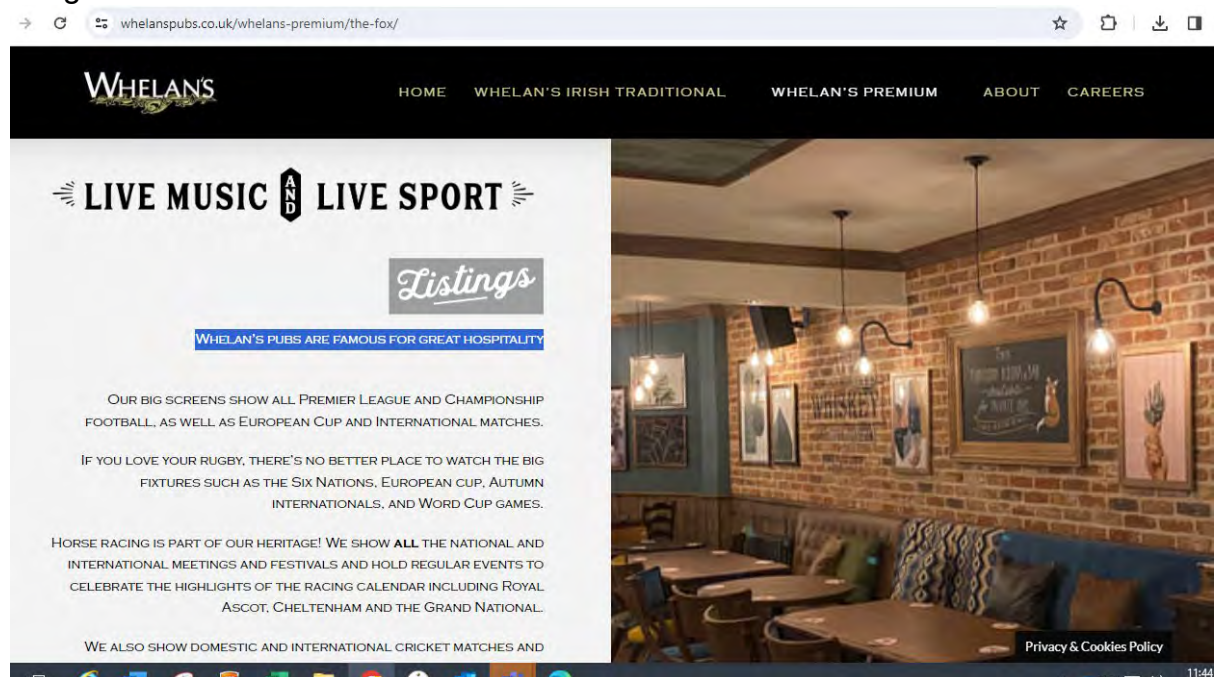
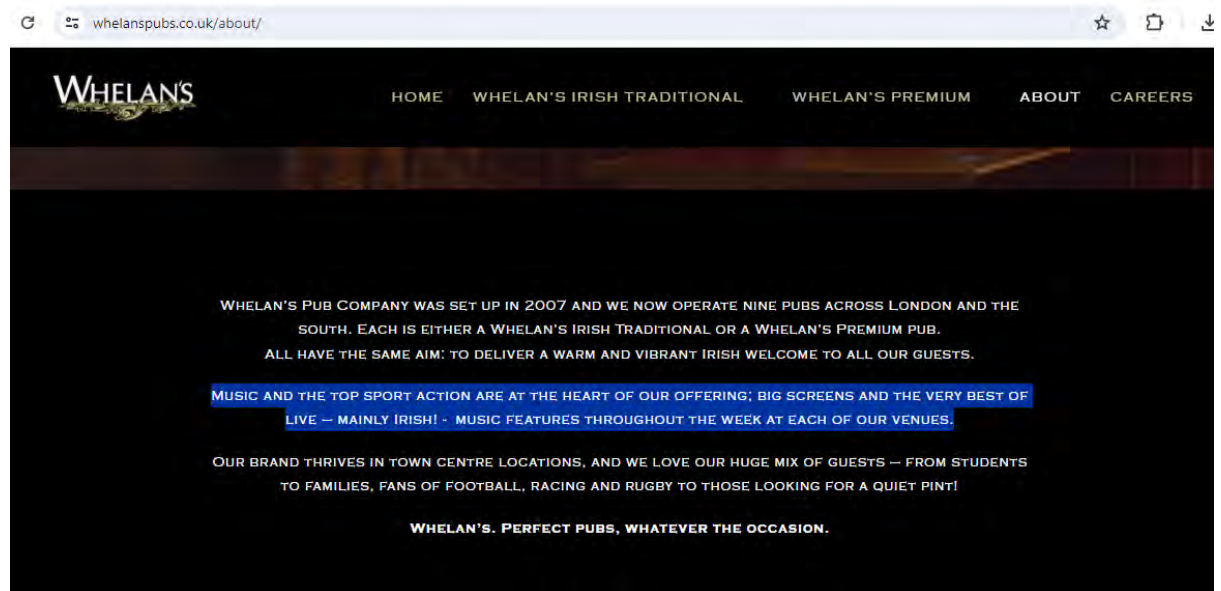


Image 5:



The premises are also advertising Christmas Party Nights, Image 6:



### Facebook:

The Fox has a Facebook profile (<https://www.facebook.com/profile.php?id=100086772217525>) which advertises a range of events involving music, such as:



- Friday's by DJ MikeyMAC;
- Saturday live music 9pm to 11pm, various artists;
- Monday jazz music, various artists;
- Christmas party nights, as per website advert above.

Image 7:

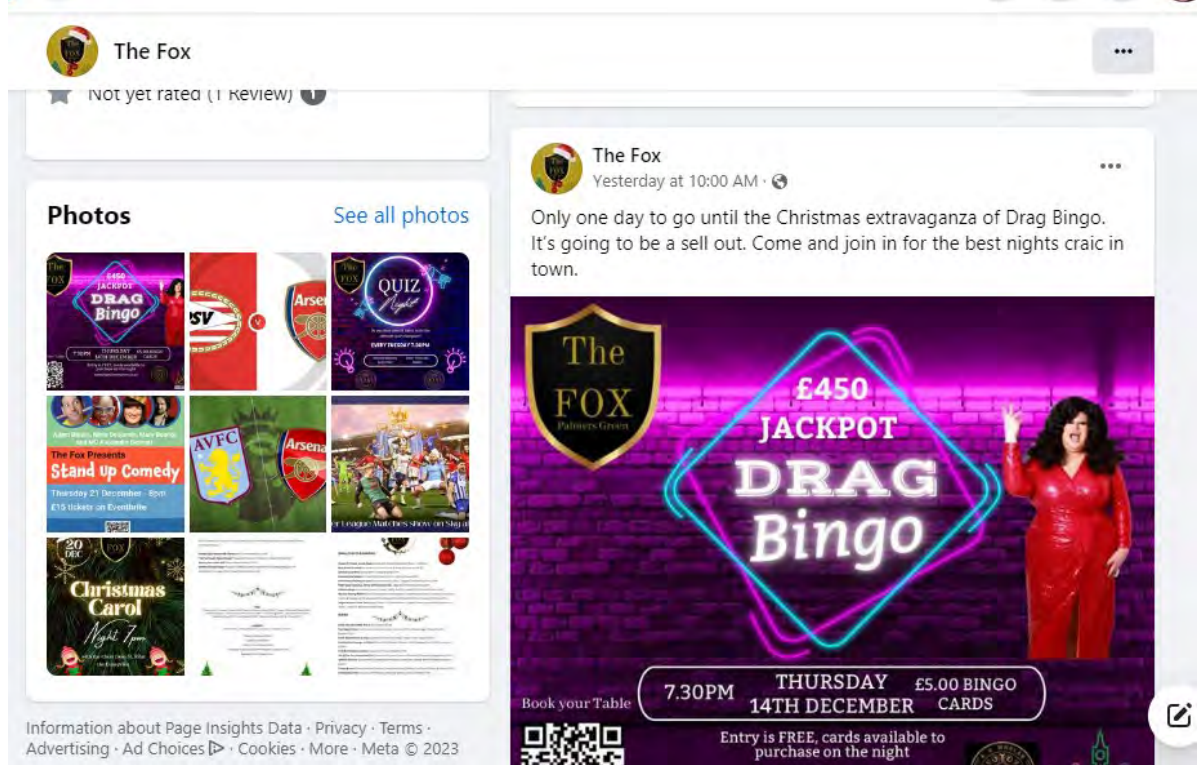


Image 8:

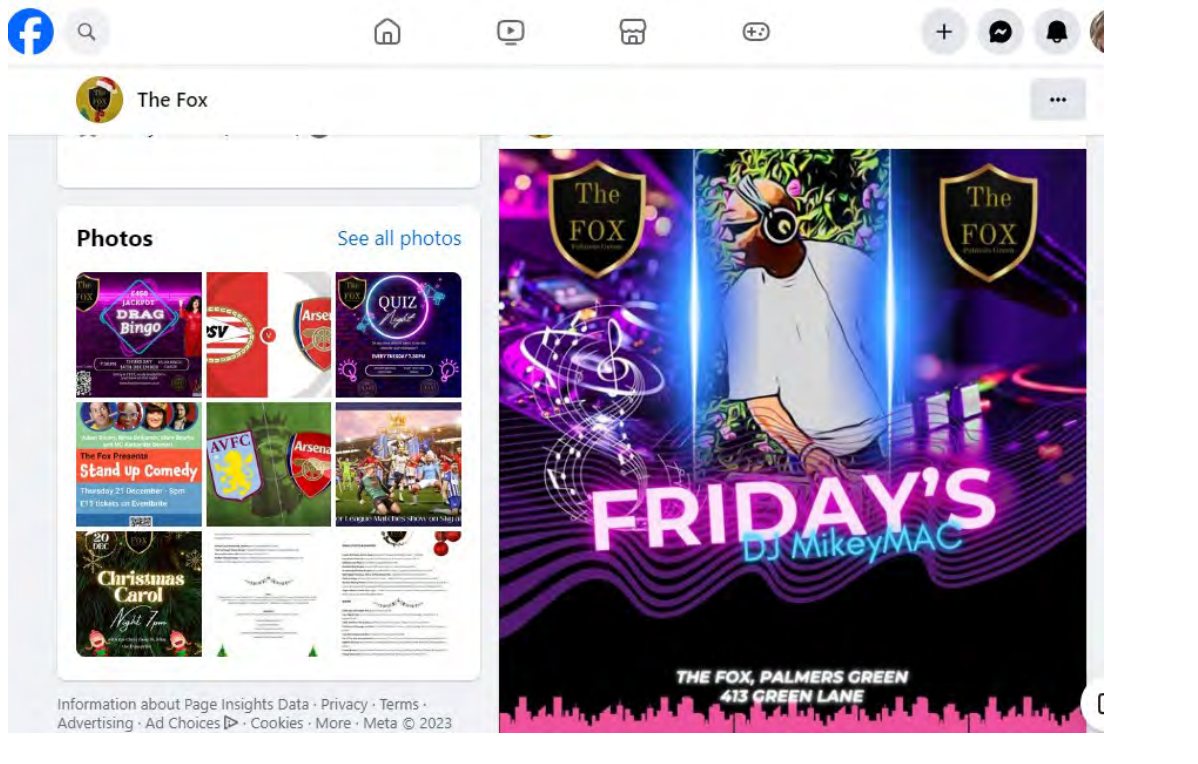


Image 9:

 The Fox ...

[utm\\_source=linktree\\_profile\\_share&itsid=293970d1-ba83-4fd0-be2b-886cb7d1fbb4](#)

 Open now v


 Dine-in ·  Outdoor seating ·  Online booking...



 Not yet rated (1 Review) i

**Photos** See all photos

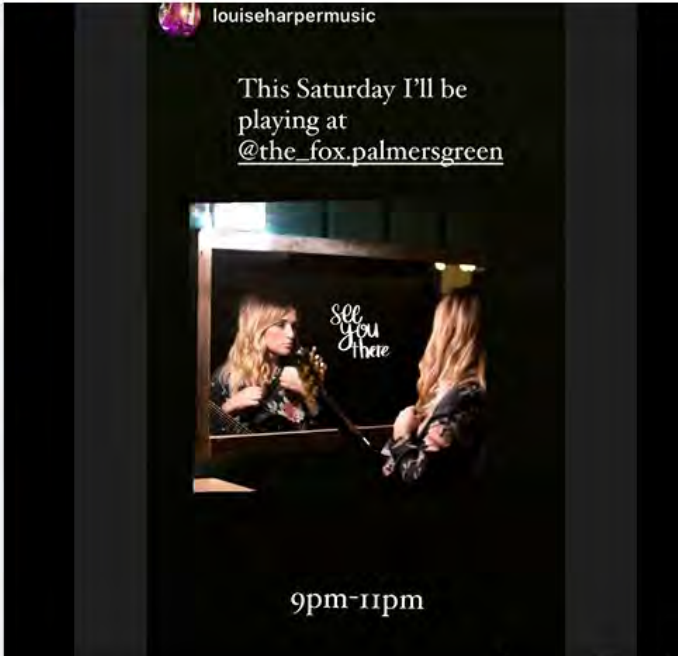



Image 10:

 The Fox ...

 The Fox November 25 at 12:41 PM ·  ...

**Photos** See all photos










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Image 11:



 The Fox ...

 Dine-in ·  Outdoor seating ·  Online booking...


 Not yet rated (1 Review) 

**Photos** [See all photos](#)



 The Fox ...  
November 18 at 5:28 PM · 

The very talented Colin Andrew will be performing live tonight.



LIVE MUSIC  
*Free Entry*  
SATURDAY 11TH  
9PM - 11PM  
**COLIN ANDREW**  
The Fox, Palmers Green

Image 12:

 The Fox ...

**Photos** [See all photos](#)



**JAZZ MONDAYS**

 @The Fox 413   
Green Lanes N13 4JD  
**SECOND SEASON**  
October - December  
**LONDON'S FINEST JAZZ ARTISTS**

 <b>ADAM GLASSER</b> Oct 30 <sup>th</sup>	 <b>RACHAEL COHEN</b> Nov 6 <sup>th</sup>	 <b>JOHN PARRICELLI</b> Nov 13 <sup>th</sup>
 <b>HENRY LOWTHER</b> Nov 20 <sup>th</sup>	 <b>TONY KOFI</b> Nov 27 <sup>th</sup>	 <b>ALAN BARNES</b> Dec 4 <sup>th</sup>

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Image 13:

**The Fox**

Dine-in · Outdoor seating · Online booking...

★ Not yet rated (1 Review) **i**

**Photos** See all photos

**The Fox**  
November 11 · 🌐

An action-packed day at The Fox, finishing up with Live Music.

Image 14:

**The Fox**

+20 3 6059562

Foxpalmergreen@gmail.com

[linktr.ee/foxpalmergreen?  
utm\\_source=linktree\\_profile\\_share&lt;sid=293970d1-ba83-4fd0-be2b-886cb7d1fbb4](https://linktr.ee/foxpalmergreen?utm_source=linktree_profile_share&lt;sid=293970d1-ba83-4fd0-be2b-886cb7d1fbb4)

🕒 Open now ▾

Dine-in · Outdoor seating · Online booking...

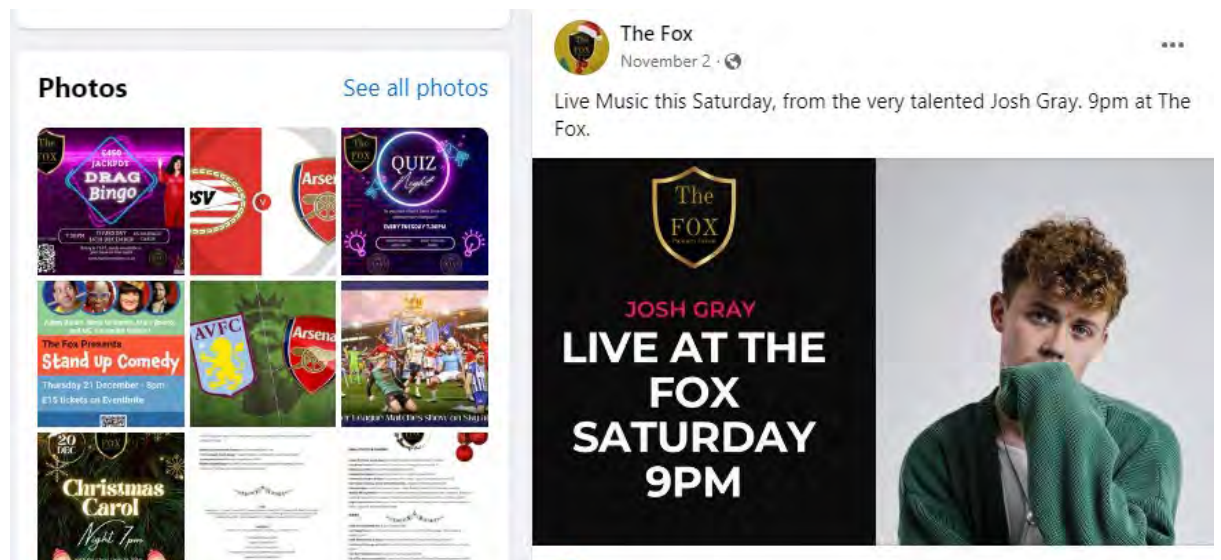
★ Not yet rated (1 Review) **i**

**Photos** See all photos

We have an action-packed November for you all, along side our 7-day-a-week Food, Sunday Roast all the Live Sports. The Fox Palmers Green is the place to be on these cold and wet evenings.

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
29 Trad Session 7pm	30 Jazz Night	31 QUIZ	1 STEAK NIGHT	2	3 D.J MikeyMac	4 LIVE MUSIC Kish Gray
5 Trad Session 7pm	6 Jazz Night	7 QUIZ	8 STEAK NIGHT	9	10 D.J MikeyMac	11 LIVE MUSIC Kamler Roche
12 Trad Session 7pm	13 Jazz Night	14 QUIZ	15 STEAK NIGHT	16 Drag Bingo	17 D.J MikeyMac	18 LIVE MUSIC Lulu Kerry
19 Trad Session 7pm	20 Jazz Night	21 QUIZ	22 STEAK NIGHT	23 Stand Up COMEDY	24 D.J MikeyMac	25 LIVE MUSIC Louise Harper
26 Trad Session 7pm	27 Jazz Night	28	29	30	1 D.J MikeyMac	2 LIVE MUSIC

Image 15:



**To summarise:**

- The complaints made to the council have been received by three different residents, each on more than one occasion.
- 11 noise complaints from residents have been made between 5<sup>th</sup> June 2023 and 2<sup>nd</sup> December 2023.
- In response to these complaints, noise officers have witnessed music to be at such a level that it was deemed to be a statutory noise nuisance on 4 separate occasions.
- Three different noise officers have established the statutory noise nuisances.
- Officers have provided advice to staff at the premises at the time of the complaint, and after the event, on 10 occasions.
- Times of noise complaints received: 21:08, 21:09, 21:26, 21:50, 22:19, 22:34 (x 2), 23:04, 23:46 and generally between 7pm and 1am.
- Times of statutory noise nuisance witnessed:  
22:30 on 22/7/23  
22:25 on 14/10/23  
23:25 on 21/10/23  
22:32 on 2/12/23

The noise officers are of the view that the premises is not suitable for music other than only background level, at any time of day. The sound insulation in the building is simply not adequate. The music events are all advertised in such a manner, that they cannot be deemed incidental music.

**Seek:**

To conclude, the premises is not deemed to be a suitable venue to provide regulated entertainment (music above background level) at any time. No conditions would be

strong enough to control the sound level issues stemming from any regulated entertainment. We therefore seek to remove all music from the licensable activities of the premises licence, as follows in Table 2:

Table 2:

<b>Activity</b>	<b>Current Times</b>	<b>Proposed Times through this Review</b>
Opening hours	08:00 – 01:00 Sun – Thurs 08:00 – 02:00 Fri - Sat	08:00 – 01:00 Sun – Thurs 08:00 – 02:00 Fri - Sat
Plays	08:00 – 00:00 Everyday	Remove (including seasonal variations)
Films	08:00 – 00:00 Everyday	Remove (including seasonal variations)
Performance of Dance	08:00 – 00:00 Everyday	Remove (including seasonal variations)
Live Music	23:00 – 00:00 Sun – Thurs 23:00 – 01:00 Fri - Sat	Remove (including seasonal variations)
Recorded Music	23:00 – 00:00 Sun – Thurs 23:00 – 01:00 Fri - Sat	Remove (including seasonal variations)
Late Night Refreshment	23:00 – 00:30 Sun – Thurs 23:00 – 01:30 Fri - Sat	23:00 – 00:30 Sun – Thurs 23:00 – 01:30 Fri - Sat
Supply of alcohol (on and off)	10:00 – 00:00 Sun – Thurs 10:00 – 01:00 Fri - Sat	10:00 – 00:00 Sun – Thurs 10:00 – 01:00 Fri - Sat

Furthermore, this review also requests that the Licensing Sub-Committee apply the following condition to the premises licence:

**Section 177A does not apply to this premises licence, therefore no regulated entertainment is permitted at any time, including live music and DJ.**

The full list of conditions relevant to this review application are produced in **Appendix 7.**

**Please tick ✓ yes**

Have you made an application for review relating to the premises before

If yes please state the date of that application

Day Month Year

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**If you have made representations before relating to the premises please state what they were and when you made them**

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Please tick ✓ yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate x
- I understand that if I do not comply with the above requirements my application will be rejected x

**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.**

**Part 3 – Signatures** (please read guidance note 4)

**Signature of applicant or applicant’s solicitor or other duly authorised agent** (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature *Victor Ktorakis*

.....

Date **19 December 2023**

.....

Capacity **Senior Licensing Enforcement Officer**

.....

**Contact name (where not previously given) and postal address for correspondence associated with this application** (please read guidance note 6)

**Post town**

**Post Code**

**Telephone number (if any)**

**E-mail address**

## Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.

# Appendix 1

Licensing Act 2003



## PART A – PREMISES LICENCE

Granted by the London Borough of Enfield as Licensing Authority

Premises Licence Number:

### Part 1 – Premises Details

Premises Name and Address:

Where the licence is time-limited, the dates:

Maximum number of persons permitted on the premises where the capacity is 5,000 or more.

The opening hours of the premises, the licensable activities authorised by the licence and the times the licence authorises the carrying out of those activities:

### Operating Schedule Details

Location	Whole Premises
Activity	Open to the Public
Sunday	08:00-01:00
Monday	08:00-01:00
Tuesday	08:00-01:00
Wednesday	08:00-01:00
Thursday	08:00-01:00
Friday	08:00-02:00
Saturday	08:00-02:00
Non-Standard Timings & Seasonal Variations	Sunday preceding Bank Holiday : 08:00 - 02:00 Monday Bank Holiday : 08:00 - 02:00 Christmas Eve : (if on a Sun to Thursday) : 08:00 - 02:00 (if on a Friday to Saturday) : 08:00 - 03:00 Boxing Day : (if on a Sun to Thursday) :

	<p><b>08:00 - 02:00</b></p> <p style="text-align: center;">(if on a Friday to Saturday) :</p> <p><b>08:00 - 02:00</b></p> <p><b>New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day</b></p> <p><b>In the event of the transmission of any recognised international sporting event which falls outside of the current permitted hours of the premises licence to permit the activity commencing 1 hour before the start of the event and ending 1 hour after the end of the event.</b></p>
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<b>Location</b>	<b>On &amp; Off Supply</b>
<b>Activity</b>	<b>Supply of Alcohol</b>
<b>Sunday</b>	<b>10:00-00:00</b>
<b>Monday</b>	<b>10:00-00:00</b>
<b>Tuesday</b>	<b>10:00-00:00</b>
<b>Wednesday</b>	<b>10:00-00:00</b>
<b>Thursday</b>	<b>10:00-00:00</b>
<b>Friday</b>	<b>10:00-01:00</b>
<b>Saturday</b>	<b>10:00-01:00</b>
<b>Non-Standard Timings &amp; Seasonal Variations</b>	<p><b>Sunday preceding Bank Holiday : 10:00 - 01:00</b></p> <p><b>Monday Bank Holiday : 10:00 - 01:00</b></p> <p><b>Christmas Eve : (if on a Sun to Thursday) : 10:00 - 01:00</b></p> <p style="text-align: center;">(if on a Friday to Saturday) :</p> <p><b>10:00 - 02:00</b></p> <p><b>Boxing Day : (if on a Sun to Thursday) : 10:00 - 01:00</b></p> <p style="text-align: center;">(if on a Friday to Saturday) :</p> <p><b>10:00 - 02:00</b></p> <p><b>New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day</b></p>



	In the event of the transmission of any recognised international sporting event which falls outside of the current permitted hours of the premises licence to permit the activity commencing 1 hour before the start of the event and ending 1 hour after the end of the event.
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<b>Location</b>	<b>Indoors</b>
<b>Activity</b>	<b>Plays</b>
<b>Sunday</b>	<b>08:00-00:00</b>
<b>Monday</b>	<b>08:00-00:00</b>
<b>Tuesday</b>	<b>08:00-00:00</b>
<b>Wednesday</b>	<b>08:00-00:00</b>
<b>Thursday</b>	<b>08:00-00:00</b>
<b>Friday</b>	<b>08:00-00:00</b>
<b>Saturday</b>	<b>08:00-00:00</b>
<b>Non-Standard Timings &amp; Seasonal Variations</b>	

<b>Location</b>	<b>Indoors</b>
<b>Activity</b>	<b>Films</b>
<b>Sunday</b>	<b>08:00-00:00</b>
<b>Monday</b>	<b>08:00-00:00</b>
<b>Tuesday</b>	<b>08:00-00:00</b>
<b>Wednesday</b>	<b>08:00-00:00</b>
<b>Thursday</b>	<b>08:00-00:00</b>
<b>Friday</b>	<b>08:00-00:00</b>
<b>Saturday</b>	<b>08:00-00:00</b>
<b>Non-Standard Timings &amp; Seasonal Variations</b>	<p><b>Sunday preceding Bank Holiday : 08:00 - 01:00</b></p> <p><b>Monday Bank Holiday : 08:00 - 01:00</b></p> <p><b>Christmas Eve : Mon to Sun : 08:00 - 01:00</b></p> <p><b>Boxing Day : Mon to Sun : 08:00 - 01:00</b></p> <p><b>New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day</b></p>

<b>Location</b>	<b>Indoors</b>
<b>Activity</b>	<b>Live Music</b>
<b>Sunday</b>	<b>23:00-00:00</b>
<b>Monday</b>	<b>23:00-00:00</b>
<b>Tuesday</b>	<b>23:00-00:00</b>
<b>Wednesday</b>	<b>23:00-00:00</b>
<b>Thursday</b>	<b>23:00-00:00</b>
<b>Friday</b>	<b>23:00-01:00</b>
<b>Saturday</b>	<b>23:00-01:00</b>
<b>Non-Standard Timings &amp; Seasonal Variations</b>	<p><b>Sunday preceding Bank Holiday : 23:00 - 01:00</b></p> <p><b>Monday Bank Holiday : 23:00 - 01:00</b></p> <p><b>Christmas Eve : (if on a Sun to Thursday) : 23:00 - 01:00</b></p> <p style="text-align: right;"><b>(if on a Friday to Saturday) :</b></p> <p><b>23:00 - 02:00</b></p> <p><b>Boxing Day : (if on a Sun to Thursday) : 23:00 - 01:00</b></p> <p style="text-align: right;"><b>(if on a Friday to Saturday) :</b></p> <p><b>23:00 - 02:00</b></p> <p><b>New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day</b></p>

<b>Location</b>	<b>Indoors</b>
<b>Activity</b>	<b>Recorded Music</b>
<b>Sunday</b>	<b>23:00-00:00</b>
<b>Monday</b>	<b>23:00-00:00</b>
<b>Tuesday</b>	<b>23:00-00:00</b>
<b>Wednesday</b>	<b>23:00-00:00</b>
<b>Thursday</b>	<b>23:00-00:00</b>
<b>Friday</b>	<b>23:00-01:00</b>
<b>Saturday</b>	<b>23:00-01:00</b>
<b>Non-Standard Timings &amp; Seasonal Variations</b>	<p><b>Sunday preceding Bank Holiday : 23:00 - 01:00</b></p> <p><b>Monday Bank Holiday : 23:00 - 01:00</b></p> <p><b>Christmas Eve : (if on a Sun to Thursday) : 23:00 - 01:00</b></p> <p style="text-align: right;"><b>(if on a Friday to Saturday) :</b></p> <p><b>23:00 - 02:00</b></p>

	<p><b>Boxing Day : (if on a Sun to Thursday) :</b>  <b>23:00 - 01:00</b></p> <p style="text-align: right;"><b>(if on a Friday to Saturday) :</b>  <b>23:00 - 02:00</b></p> <p><b>New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day</b></p>
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<b>Location</b>	<b>Indoors</b>
<b>Activity</b>	<b>Performance of Dance</b>
<b>Sunday</b>	<b>08:00-00:00</b>
<b>Monday</b>	<b>08:00-00:00</b>
<b>Tuesday</b>	<b>08:00-00:00</b>
<b>Wednesday</b>	<b>08:00-00:00</b>
<b>Thursday</b>	<b>08:00-00:00</b>
<b>Friday</b>	<b>08:00-00:00</b>
<b>Saturday</b>	<b>08:00-00:00</b>
<b>Non-Standard Timings &amp; Seasonal Variations</b>	

<b>Location</b>	<b>Indoors</b>
<b>Activity</b>	<b>Late Night Refreshment</b>
<b>Sunday</b>	<b>23:00-00:30</b>
<b>Monday</b>	<b>23:00-00:30</b>
<b>Tuesday</b>	<b>23:00-00:30</b>
<b>Wednesday</b>	<b>23:00-00:30</b>
<b>Thursday</b>	<b>23:00-00:30</b>
<b>Friday</b>	<b>23:00-01:30</b>
<b>Saturday</b>	<b>23:00-01:30</b>
<b>Non-Standard Timings &amp; Seasonal Variations</b>	<p><b>Sunday preceding Bank Holiday : 23:00 - 01:30</b></p> <p><b>Monday Bank Holiday : 23:00 - 01:30</b></p> <p><b>Christmas Eve : (if on a Sun to Thursday) :</b>  <b>23:00 - 01:30</b></p> <p style="text-align: right;"><b>(if on a Friday to Saturday) :</b>  <b>23:00 - 02:30</b></p> <p><b>Boxing Day : (if on a Sun to Thursday) :</b>  <b>23:00 - 01:30</b></p> <p style="text-align: right;"><b>(if on a Friday to Saturday) :</b></p>

**23:00 - 02:30**

**New Year's Eve : from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day**

**In the event of the transmission of any recognised international sporting event which falls outside of the current permitted hours of the premises licence to permit the activity commencing 1 hour before the start of the event and ending 1 hour after the end of the event.**

**Part 2**

**Name and (registered) address of holder(s) of premises licence:**

**Name:** Star Pubs & Bars Ltd  
**Address:** 3-4 Broadway Park, South Gyle Broadway, Edinburgh,  
EH12 9JZ

**Registered number of holder (if applicable):** SC250925

**Name and address of designated premises supervisor (where the licence authorises the supply of alcohol):**

**Name:** Mr James Sharkey  
**Address:** [REDACTED]

**Personal licence number and issuing authority of personal licence held by designated premises supervisor (where the licence authorises the supply of alcohol):**

**Personal Licence Number:** [REDACTED]  
**Issuing Authority:** Birmingham City Council

**Signed** [REDACTED]

**Date:** 4 December 2023

for and on behalf of the  
London Borough of Enfield  
Licensing Team,  
Civic Centre, Silver Street,  
Enfield EN1 3XY



## **Annex 1 - Mandatory Conditions**

The Mandatory Conditions are attached and form part of the Operating Schedule of your licence/certificate. You must ensure that the operation of the licensed premises complies with the attached Mandatory Conditions as well as the Conditions in Annex 2 and Annex 3 (if applicable). Failure to do this can lead to prosecution or review of the licence.

## **Annex 2 - Conditions consistent with the Operating Schedule**

- 1. There shall be no adult entertainment or services, activities or matters ancillary to the use of the premises that may give rise to concern in respect of children.**
  
- 2. CCTV shall be installed, operated, and maintained, to function all times that the premises is open for licensable activities. Said CCTV will comply with the following criteria:**
  - (a) The licensee will ensure that the system is checked every two weeks to ensure that the system is working properly and that the date and time are correct.**
  - (b) A record of these checks, showing the date and name of the person checking, will be kept and made available to the police or other authorised officer on request;**
  - (c) The Police will be informed if the system will not be operating for longer than one day of business for any reason;**
  - (d) One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering;**
  - (e) The system will provide full coverage of the interior of the premises and any exterior part of the premises accessible to the public;**
  - (f) The system will record in real time and recordings will be date and time stamped;**
  - (g) At all times during operating hours, there will be at least 1 member of staff on the premises who can operate the system sufficiently to allow Police or authorised Council officers to view footage on request.**
  - (h) Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to the police or other authorised officers on request (subject to GDPR) within 24 hours of any request.**
  
- 3. An Incident log shall be kept at the premises in either handwritten or electronic format and made available, on request, to an authorised officer of the Council or the Police, which will record the following:**
  - (a) all crimes reported to the venue**
  - (b) all ejections of patrons**
  - (c) any complaints received**
  - (d) any incidents of disorder**
  - (e) any visit by a relevant authority or emergency service**
  
- 4. Signs shall be prominently displayed on the exit doors advising customers that the premises is in a Public Space Protection Order Area (or**

similar) and that alcohol should not be taken off the premises and consumed in the street. These notices shall be positioned at eye level and in a location where they can be read by those leaving the premises.

5. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises and area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.

6. All windows and external doors shall be kept closed during regulated entertainment, except for the immediate access and egress of persons.

7. The management shall make subjective assessments of noise levels outside at the perimeter of the premises approximately hourly whilst regulated entertainment is provided to ensure that noise from the premises does not cause a disturbance to local residents. Records shall be kept of the times, dates and any issues discovered. These records shall be kept for six months. Records must be made available to an authorised officer of the Council or police, upon request. Where monitoring by staff identifies that noise from the premises is audible at the perimeter, measures shall be taken to reduce this i.e. turning volume down.

8. The outside seating area shall be cleared of all tables and chairs by no later than 23:00 hours.

9. Customers shall not be permitted to take drinks outside after 23:00 hours.

10. All off sales shall be made in a sealed container.

11. A 'Think 25' proof of age scheme shall be operated and relevant material shall be displayed in the premises.

12. A record of refused sales shall be kept on the premises and completed when necessary. This record shall contain the date and time of the refusal, a description of the customer, the name of the staff member who refused the sale, and the reason the sale was refused. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.

13. The Designated Premises Supervisor shall regularly check the refusals system to ensure it is being consistently used by all staff.

14. Children aged under 18 years shall only be permitted on the premises when accompanied by an adult.

15. Children under the age of 16 shall only be permitted on the premises until 21:00 hours and children over 16 but under the age of 18 shall only be permitted on the premises until 23:00. An exception to this shall be when the premises are hired out for private functions such as weddings.

**16. All staff shall receive induction and refresher training (at least every six months) relating to the sale of alcohol and the times and conditions of the premises licence.**

**17. All training relating to the sale of alcohol and the times and conditions of the premises licence shall be documented and records kept at the premises. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.**

**18. The premises licence holder or DPS shall give the Licensing Authority at least 7 days' notice prior to using the non-standard timings relating to a recognised international sporting event including the timings of the event.**

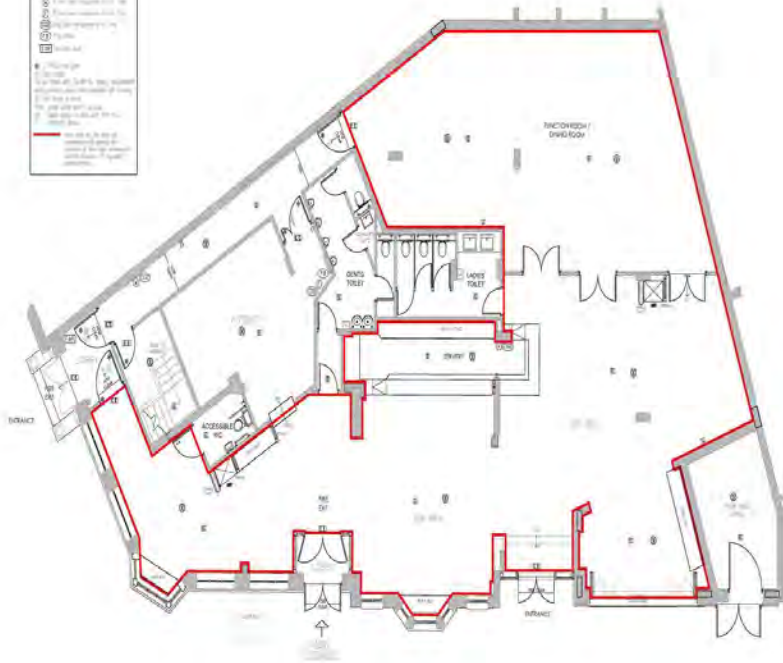
**Annex 3 - Conditions attached after a hearing by the Licensing Authority**

**Not applicable**



# Annex 4 – Plans

FIRE SAFETY KEY	
1	Fire alarm control panel
2	Fire alarm call point
3	Fire alarm control panel
4	Fire alarm call point
5	Fire alarm control panel
6	Fire alarm call point
7	Fire alarm control panel
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97	Fire alarm control panel
98	Fire alarm call point
99	Fire alarm control panel
100	Fire alarm call point



Checkpoints are marked at levels and dimensions before work starts to ensure any changes are made to the original design.

## Construction

**LAP**  
 Licensed Architectural Practice  
 100 Green Lanes, Palmers Green, London N13 4JD  
 Tel: 020 8451 1111  
 www.lap.co.uk

THE FOX  
 413 GREEN LANES  
 PALMERS GREEN N13 4JD

STAR PUBS & BARS

PROPOSED GROUND FLOOR LICENSING PLAN

Reference:	1/18/01/001/01
Date:	18/01/2018
Scale:	1:100
Sheet:	1 of 1

## **Annex 1 – Mandatory Conditions**

### **Mandatory conditions where the licence authorises the sale of alcohol (Note: Conditions 4, 5, and 7 relate to on-sales only)**

**These Mandatory Conditions form part of the Operating Schedule of your licence. You must ensure that the operation of the licensed premises complies with these Mandatory Conditions, as well as the Conditions stated in Annex 2 and Annex 3 (if applicable). Failure to do this can lead to prosecution or review of the licence.**

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4. (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 a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (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 the 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 person to be under 18 years of age (or such older age as may be 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.

7. 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.

A responsible person in relation to a licensed premises means the holder of the premise licence in respect of the premises, the designated premises supervisor (if any) or any individual aged 18 or over who is authorised by either the licence holder or designated premises supervisor. For premises with a club premises certificate, any member or officer of the club present on the premises in a capacity that which enables him to prevent the supply of alcohol.

8 (i) 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.

(ii) For the purposes of the condition set out in paragraph 8(i) above -

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

(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this 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.

(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above 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.

### **Supply of alcohol under a Club Premises Certificate**

The mandatory conditions 4 to 8 above will apply. If the club premises certificate authorises the supply of alcohol for consumption off the premises, the following three mandatory conditions must also be included:

1. The supply of alcohol for consumption off the premises must be made at a time when the premises are open for the purposes of supplying alcohol to members of the club for consumption on the premises.
2. Any alcohol supplied for consumption off the premises must be in a sealed container.
3. Any alcohol supplied for consumption off the premises must be made to a member of the club in person.

### **Supply of alcohol from community premises**

The following mandatory condition will replace the first three mandatory conditions above when an application is made for a premises licence by the management committee of community premises and the licensing authority also grants an application for this alternative licence condition to be included in the licence:

1. Every supply of alcohol under the premises licence must be made or authorised by the [management committee / management board / board of trustees].

### **Mandatory condition when a premises licence or a club premises certificate authorises the exhibition of films**

9. Admission of children to the premises must be restricted in accordance with the film classification recommended by the British Board of Film Classification or recommended by this licensing authority as appropriate.

### **Mandatory Condition relating to door supervision which only applies where a premises licence includes a condition that one or more individuals must be at the premises to carry out a security activity**

10. All persons guarding premises against unauthorised access or occupation or against outbreaks of disorder or against damage (door supervisors) must be licensed by the Security Industry Authority.

REF: WK/

## LICENSING ENFORCEMENT INSPECTION REPORT

Premises Name	The Fox	
Premises Address	413 Green Lane N13 4JD	
Time of Visit:	Start: 12:10	Finish: 12:30

During an inspection of your premises on 15<sup>th</sup> June.....2025....., the following was checked:

- Part B of Premises Licence displayed? Yes  No
- Address & tel no. of PLH & DPS on licence correct? Yes  No  (If incorrect, insert new details below)
- Conditions of licence checked? Yes  No

No. of condition not in compliance	Evidence/Advice
	visit regarding recent noise complaints and barriers/planters.
	Spoke to John and advised re noise noise complaints. Also advised that barriers must be removable and no planters allowed.

Any other matter(s) that need addressing:  
 ..... Please see conditions of Tables and Chairs licence .....  
 .....  
 .....

You are required to have the above matters attended to within .....days of this notice. Failure to rectify the above breaches may constitute a criminal offence and result in legal proceedings being brought against you.

<b>LICENSING ENFORCEMENT</b>	<b>RECIPIENT OF NOTICE</b>
Print Name of Officers in Attendance: Victor Ktoravlis	Signature: <i>[Signature]</i>
	Print Name & Position: John Davenport, ASSISTANT MANAGER.
If you have any queries relating to this report please contact <a href="mailto:licensing@enfield.gov.uk">licensing@enfield.gov.uk</a>	Email/Tel of recipient:

Application forms can be downloaded at: <https://new.enfield.gov.uk/services/business-and-licensing/>





The Owner(s)  
The Fox  
413 Green Lanes  
LONDON  
N13 4JD

Please reply to: Mr Joynul Islam  
Pollution Control & Planning  
Enforcement,  
Civic Centre, Silver Street,  
Enfield, EN1 3XY

E-mail: [REDACTED]

Tel: [REDACTED]

Date: **15/09/2023**

Dear Sir/Madam

**Environmental Protection Act 1990.**

**Premises: The Fox PH, 413 Green Lanes, LONDON, N13 4JD**

**Alleged Nuisance: "Noise from loud music every Saturday, and also on Wednesday 7 September 2023 till midnight"**

It has been brought to my attention that noise from activities at or associated with these premises is affecting local residents. This matter has not been fully investigated and this letter does not necessarily imply that a nuisance is being caused.

The purpose of this letter is to bring to your attention the provisions of the law with reference to Noise Nuisance. I would ask you to consider whether any noise or activities at these premises could cause a disturbance to other residents, and if so, to take whatever measures are possible to abate the noise.

If satisfied that the complaint is justified a formal notice under Section 80 of the above Act may be served specifying whatever steps are necessary to abate the nuisance and/or prevent the recurrence. Failure to comply with such a Notice would constitute an offence for which a fine of up to £unlimited (commercial) or ~~£5,000 (residential)~~ can be imposed on conviction.

In the circumstances, I would strongly urge you to consider the above information and if appropriate to ensure that any noise from activities on your premises is kept to a minimum. I also advise that Licensing Enforcement officers are investigating the same matter.

However, if you feel you have been wrongly identified, or that the complaint is unjustified or would like to discuss the matter further please do not hesitate to contact me.

Yours faithfully

[REDACTED]

Joynul Islam  
Environmental Protection (Commercial Nuisance) Officer

**IMPORTANT** – Enfield residents should register for an online Enfield Connected account. Enfield Connected puts many Council services in one place, speeds up your payments and saves you time – to set up your account today go to [www.enfield.gov.uk/connected](http://www.enfield.gov.uk/connected)

**Sarah Cary**  
**Executive Director Place**  
Enfield Council  
Civic Centre, Silver Street  
Enfield EN1 3XY

Website: [www.enfield.gov.uk](http://www.enfield.gov.uk)

# Appendix 4



Star Pubs & Bars Ltd  
3-4 Broadway Park  
South Gyle Broadway  
Edinburgh  
EH12 9JZ

Please reply to: Charles Le Besque  
Environmental Protection, Civic Centre,  
Silver Street, Enfield, EN1 3XH  
E-mail : [REDACTED]  
My Ref : [REDACTED]  
Your Ref :  
Date : 1 November 2023

Dear Star Pubs & Bars Ltd,

**Re: Environmental Protection Act 1990**

**Address: The Fox Public House, 413 Green Lanes, LONDON, N13 4JD**

Enclosed is a Notice for your attention. Please contact me if you have any queries on the above email address or the following telephone number Tel: [REDACTED]

Yours sincerely

Charles Le Besque  
Principal Officer (Public Health)  
Environmental Protection Team

Enfield Council has launched a series of 14 e-newsletters covering a range of topics that provide residents with more frequent Council news and service updates. More than 40,000 people have already signed up, make sure you're one of them. You can register at [www.enfield.gov.uk/enewsletters](http://www.enfield.gov.uk/enewsletters)

**Simon Pollock**  
**Interim Executive Director of Environment and Communities**  
Enfield Council  
Civic Centre, Silver Street  
Enfield EN1 3XY

[www.enfield.gov.uk](http://www.enfield.gov.uk)

If you need this document in another language or format contact the service using the details above.

**LONDON BOROUGH OF ENFIELD**

**ENVIRONMENTAL PROTECTION ACT 1990 – SECTION 80**

**ABATEMENT NOTICE IN RESPECT OF STATUTORY NUISANCE**

To: Star Pubs & Bars Ltd

Of: 3-4 Broadway Park, South Gyle Broadway, Edinburgh, EH12 9JZ

TAKE NOTICE that under the provisions of the Environmental Protection Act 1990 the Council of the London Borough of Enfield, being satisfied of the [existence] ~~likely~~ ~~[occurrence]~~ ~~[recurrence]~~ of a noise amounting to a nuisance under section 79 (1) (g) of the above Act at **The Fox Public House, 413 Green Lanes, LONDON, N13 4JD**, within the district of the said Council arising from:

**Amplified music and voices**

HEREBY REQUIRE YOU as the [person responsible for the said nuisance] ~~[owner]~~ ~~[occupier]~~ of the premises, **The Fox PH, 413 Green Lanes, LONDON, N13 4JD**, from which the noise is or would be emitted ~~[forthwith]~~ **[within 7 days]** from the service of this notice, to abate the same, and also HEREBY PROHIBIT the recurrence of the same and for that purpose require you to:

**Abate the nuisance**

[IN the event of an appeal this notice shall NOT be suspended until the appeal has been abandoned or decided by the Court, as, in the opinion of the Council,

[the noise to which this notice relates is ~~[injurious to health]~~ [likely to be of a limited duration such that suspension would render the notice of no practical effect]].

[the expenditure which would be incurred by any person in carrying out works in compliance with this notice before any appeal has been decided would not be disproportionate to the public benefit to be expected in that period from such compliance]].

/contd



IF YOU CONTRAVENE without reasonable excuse any requirement of this notice you will be guilty of an offence under section 80 (4) of the Environmental Protection Act 1990 and liable on summary conviction to a fine not exceeding level 5 on the standard scale together with a further fine of an amount equal to one-tenth of that level one-tenth of the greater of £5,000 or level 4 on the standard scale for each day on which the offence continues after the conviction. A person who commits an offence on industrial, trade or business premises will be liable, on summary conviction, to a fine.

The Council may also take proceedings in the High Court for securing the abatement, prohibition or restriction of the nuisance. Furthermore, if you fail to execute all or any of the works in accordance with this notice, the Council may execute the works and recover from you the necessary expenditure incurred.



Signed:

Charles Le Besque  
Principal Officer (Public Health)

Dated 1<sup>st</sup> November 2023

“Note - The person served with this notice may appeal against the notice to a magistrates' court within the period of twenty-one days beginning with the date on which they were served with the notice.”

**NB See attached explanatory notes N6B**



## Statutory Nuisance (Appeals) Regulations 1995

The Statutory Nuisance (Appeals) Regulations 1995 provide as follows; Appeals under section 80(3) of the Environmental Protection Act 1990 ('the 1990 Act')

### 2 Appeals under section 80(3) of the 1990 Act

- (1) The provisions of this regulation apply in relation to an appeal brought by any person under section 80(3) of the 1990 Act (appeals to magistrates) against an abatement notice served upon him by a local authority.
- (2) The grounds on which a person served with such a notice may appeal under section 80(3) are any one or more of the following grounds that are appropriate in the circumstances of the particular case—
- (a) that the abatement notice is not justified by section 80 of the 1990 Act (summary proceedings for statutory nuisances);
  - (b) that there has been some informality, defect or error in, or in connection with, the abatement notice, or in, or in connection with, any copy of the abatement notice served under section 80A(3) (certain notices in respect of vehicles, machinery or equipment);
  - (c) that the authority have refused unreasonably to accept compliance with alternative requirements, or that the requirements of the abatement notice are otherwise unreasonable in character or extent, or are unnecessary;
  - (d) that the time, or where more than one time is specified, any of the times, within which the requirements of the abatement notice are to be complied with is not reasonably sufficient for the purpose;
  - (e) where the nuisance to which the notice relates—
    - (i) is a nuisance falling within section 79(1)(a), (d), (e), (f)[, (fa)] or (g) of the 1990 Act and arises on industrial, trade, or business premises, or
    - (ii) is a nuisance falling within section 79(1)(b) of the 1990 Act and the smoke is emitted from a chimney, or
    - (iii) is a nuisance falling within section 79(1)(ga) of the 1990 Act and is noise emitted from or caused by a vehicle, machinery or equipment being used for industrial, trade or business purposes, [or
    - (iv) is a nuisance falling within section 79(1)(fb) of the 1990 Act and—
      - (aa) the artificial light is emitted from industrial, trade or business premises, or
      - (bb) the artificial light (not being light to which sub-paragraph (aa) applies) is emitted by lights used for the purpose only of illuminating an outdoor relevant sports facility (within the meaning given by section 80(8A) of the 1990 Act),]
- that the best practicable means were used to prevent, or to counteract the effects of, the nuisance;

(f) that, in the case of a nuisance under section 79(1)(g) or (ga) of the 1990 Act (noise emitted from premises), the requirements imposed by the abatement notice by virtue of section 80(1)(a) of the Act are more onerous than the requirements for the time being in force, in relation to the noise to which the notice relates, of—

- (i) any notice served under section 60 or 66 of the 1974 Act (control of noise on construction sites and from certain premises), or
- (ii) any consent given under section 61 or 65 of the 1974 Act (consent for work on construction sites and consent for noise to exceed registered level in a noise abatement zone), or
- (iii) any determination made under section 67 of the 1974 Act (noise control of new buildings);

(g) that, in the case of a nuisance under section 79(1)(ga) of the 1990 Act (noise emitted from or caused by vehicles, machinery or equipment), the requirements imposed by the abatement notice by virtue of section 80(1)(a) of the Act are more onerous than the requirements for the time being in force, in relation to the noise to which the notice relates, of any condition of a consent given under paragraph 1 of Schedule 2 to the 1993 Act (loudspeakers in streets or roads);

(h) that the abatement notice should have been served on some person instead of the appellant, being—

- (i) the person responsible for the nuisance, or
- (ii) the person responsible for the vehicle, machinery or equipment, or
- (iii) in the case of a nuisance arising from any defect of a structural character, the owner of the premises, or
- (iv) in the case where the person responsible for the nuisance cannot be found or the nuisance has not yet occurred, the owner or occupier of the premises;

(i) that the abatement notice might lawfully have been served on some person instead of the appellant being—

- (i) in the case where the appellant is the owner of the premises, the occupier of the premises, or
- (ii) in the case where the appellant is the occupier of the premises, the owner of the premises,

and that it would have been equitable for it to have been so served;

(j) that the abatement notice might lawfully have been served on some person in addition to the appellant, being—

- (i) a person also responsible for the nuisance, or
- (ii) a person who is also owner of the premises, or
- (iii) a person who is also an occupier of the premises, or
- (iv) a person who is also the person responsible for the vehicle, machinery or equipment,

and that it would have been equitable for it to have been so served.

(3) If and so far as an appeal is based on the ground of some informality, defect or error in, or in connection with, the abatement notice, or in, or in connection with, any copy of the notice served under section 80A(3), the court shall dismiss the appeal if it is satisfied that the informality, defect or error was not a material one.

(4) Where the grounds upon which an appeal is brought include a ground specified in paragraph (2)(i) or (j) above, the appellant shall serve a copy of his notice of appeal on any other person referred to, and in the case of any appeal to which these regulations apply he may serve a copy of his notice of appeal on any other person having an estate or interest in the premises, vehicle, machinery or equipment in question.

(5) On the hearing of the appeal the court may—

- (a) quash the abatement notice to which the appeal relates, or
- (b) vary the abatement notice in favour of the appellant in such manner as it thinks fit, or
- (c) dismiss the appeal;

and an abatement notice that is varied under sub-paragraph (b) above shall be final and shall otherwise have effect, as so varied, as if it had been so made by the local authority.

(6) Subject to paragraph (7) below, on the hearing of an appeal the court may make such order as it thinks fit—

- (a) with respect to the person by whom any work is to be executed and the contribution to be made by any person towards the cost of the work, or
- (b) as to the proportions in which any expenses which may become recoverable by the authority under Part III of the 1990 Act are to be borne by the appellant and by any other person.

(7) In exercising its powers under paragraph (6) above the court—

- (a) shall have regard, as between an owner and an occupier, to the terms and conditions, whether contractual or statutory, of any relevant tenancy and to the nature of the works required, and
- (b) shall be satisfied before it imposes any requirement thereunder on any person other than the appellant, that that person has received a copy of the notice of appeal in pursuance of paragraph (4) above.

### **3 Suspension of notice**

(1) Where—

- (a) an appeal is brought against an abatement notice served under section 80 or section 80A of the 1990 Act, and—
- (b) either—
  - (i) compliance with the abatement notice would involve any person in expenditure on the carrying out of works before the hearing of the appeal, or
  - (ii) in the case of a nuisance under section 79(1)(g) or (ga) of the 1990 Act, the noise to which the abatement notice relates is noise necessarily caused in the course of the performance of some duty imposed by law on the appellant, and

(c) either paragraph (2) does not apply, or it does apply but the requirements of paragraph (3) have not been met,

the abatement notice shall be suspended until the appeal has been abandoned or decided by the court.

(2) This paragraph applies where—

(a) the nuisance to which the abatement notice relates—

(i) is injurious to health, or

(ii) is likely to be of a limited duration such that suspension of the notice would render it of no practical effect, or

(b) the expenditure which would be incurred by any person in the carrying out of works in compliance with the abatement notice before any appeal has been decided would not be disproportionate to the public benefit to be expected in that period from such compliance.

(3) Where paragraph (2) applies the abatement notice—

(a) shall include a statement that paragraph (2) applies, and that as a consequence it shall have effect notwithstanding any appeal to a magistrates' court which has not been decided by the court, and

(b) shall include a statement as to which of the grounds set out in paragraph (2) apply.

# Appendix 5



Mr Austin Whelan  
[REDACTED]

Please reply to: Charles Le Besque  
Environmental Protection, Civic Centre,  
Silver Street, Enfield, EN1 3XH

E-mail : [REDACTED]

My Ref : [REDACTED]

Your Ref :

Date : 1 November 2023

Dear Mr Whelan,

**Re: Environmental Protection Act 1990**

**Address: The Fox Public House, 413 Green Lanes, LONDON, N13 4JD**

Enclosed is a Notice for your attention. Please contact me if you have any queries on the above email address or the following telephone number Tel: [REDACTED]

Yours sincerely

Charles Le Besque  
Principal Officer (Public Health)  
Environmental Protection Team

Enfield Council has launched a series of 14 e-newsletters covering a range of topics that provide residents with more frequent Council news and service updates. More than 40,000 people have already signed up, make sure you're one of them. You can register at [www.enfield.gov.uk/enewsletters](http://www.enfield.gov.uk/enewsletters)

**Simon Pollock**  
**Interim Executive Director of Environment and Communities**  
Enfield Council  
Civic Centre, Silver Street  
Enfield EN1 3XY

**[www.enfield.gov.uk](http://www.enfield.gov.uk)**

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**LONDON BOROUGH OF ENFIELD**

**ENVIRONMENTAL PROTECTION ACT 1990 – SECTION 80**

**ABATEMENT NOTICE IN RESPECT OF STATUTORY NUISANCE**

To: Mr Austin Whelan

Of: [REDACTED]

TAKE NOTICE that under the provisions of the Environmental Protection Act 1990 the Council of the London Borough of Enfield, being satisfied of the [existence] ~~likely occurrence~~ ~~recurrence~~ of a noise amounting to a nuisance under section 79 (1) (g) of the above Act at **The Fox Public House, 413 Green Lanes, LONDON, N13 4JD**, within the district of the said Council arising from:

**Amplified music and voices**

HEREBY REQUIRE YOU as the [person responsible for the said nuisance] ~~owner~~ ~~occupier~~ of the premises, **The Fox Public House, 413 Green Lanes, LONDON, N13 4JD**, from which the noise is or would be emitted ~~forthwith~~ **[within 7 days]** from the service of this notice, to abate the same, and also HEREBY PROHIBIT the recurrence of the same and for that purpose require you to:

**Abate the nuisance**

[IN the event of an appeal this notice shall NOT be suspended until the appeal has been abandoned or decided by the Court, as, in the opinion of the Council,

[the noise to which this notice relates is ~~injurious to health~~ [likely to be of a limited duration such that suspension would render the notice of no practical effect]].

[the expenditure which would be incurred by any person in carrying out works in compliance with this notice before any appeal has been decided would not be disproportionate to the public benefit to be expected in that period from such compliance]].

/contd

[REDACTED]

IF YOU CONTRAVENE without reasonable excuse any requirement of this notice you will be guilty of an offence under section 80 (4) of the Environmental Protection Act 1990 and liable on summary conviction to a fine not exceeding level 5 on the standard scale together with a further fine of an amount equal to one-tenth of that level one-tenth of the greater of £5,000 or level 4 on the standard scale for each day on which the offence continues after the conviction. A person who commits an offence on industrial, trade or business premises will be liable, on summary conviction, to a fine.

The Council may also take proceedings in the High Court for securing the abatement, prohibition or restriction of the nuisance. Furthermore, if you fail to execute all or any of the works in accordance with this notice, the Council may execute the works and recover from you the necessary expenditure incurred.

Signed:

A handwritten signature in black ink, appearing to read 'CLB', is positioned below the 'Signed:' text.

Charles Le Besque  
Principal Officer (Public Health)

Dated 1 November 2023

“Note - The person served with this notice may appeal against the notice to a magistrates' court within the period of twenty-one days beginning with the date on which they were served with the notice.”

**NB See attached explanatory notes N6B**





## Statutory Nuisance (Appeals) Regulations 1995

The Statutory Nuisance (Appeals) Regulations 1995 provide as follows; Appeals under section 80(3) of the Environmental Protection Act 1990 ('the 1990 Act')

### 2 Appeals under section 80(3) of the 1990 Act

- (1) The provisions of this regulation apply in relation to an appeal brought by any person under section 80(3) of the 1990 Act (appeals to magistrates) against an abatement notice served upon him by a local authority.
- (2) The grounds on which a person served with such a notice may appeal under section 80(3) are any one or more of the following grounds that are appropriate in the circumstances of the particular case—
- (a) that the abatement notice is not justified by section 80 of the 1990 Act (summary proceedings for statutory nuisances);
  - (b) that there has been some informality, defect or error in, or in connection with, the abatement notice, or in, or in connection with, any copy of the abatement notice served under section 80A(3) (certain notices in respect of vehicles, machinery or equipment);
  - (c) that the authority have refused unreasonably to accept compliance with alternative requirements, or that the requirements of the abatement notice are otherwise unreasonable in character or extent, or are unnecessary;
  - (d) that the time, or where more than one time is specified, any of the times, within which the requirements of the abatement notice are to be complied with is not reasonably sufficient for the purpose;
  - (e) where the nuisance to which the notice relates—
    - (i) is a nuisance falling within section 79(1)(a), (d), (e), (f)[, (fa)] or (g) of the 1990 Act and arises on industrial, trade, or business premises, or
    - (ii) is a nuisance falling within section 79(1)(b) of the 1990 Act and the smoke is emitted from a chimney, or
    - (iii) is a nuisance falling within section 79(1)(ga) of the 1990 Act and is noise emitted from or caused by a vehicle, machinery or equipment being used for industrial, trade or business purposes, [or
    - (iv) is a nuisance falling within section 79(1)(fb) of the 1990 Act and—
      - (aa) the artificial light is emitted from industrial, trade or business premises, or
      - (bb) the artificial light (not being light to which sub-paragraph (aa) applies) is emitted by lights used for the purpose only of illuminating an outdoor relevant sports facility (within the meaning given by section 80(8A) of the 1990 Act),]
- that the best practicable means were used to prevent, or to counteract the effects of, the nuisance;

(f) that, in the case of a nuisance under section 79(1)(g) or (ga) of the 1990 Act (noise emitted from premises), the requirements imposed by the abatement notice by virtue of section 80(1)(a) of the Act are more onerous than the requirements for the time being in force, in relation to the noise to which the notice relates, of—

- (i) any notice served under section 60 or 66 of the 1974 Act (control of noise on construction sites and from certain premises), or
- (ii) any consent given under section 61 or 65 of the 1974 Act (consent for work on construction sites and consent for noise to exceed registered level in a noise abatement zone), or
- (iii) any determination made under section 67 of the 1974 Act (noise control of new buildings);

(g) that, in the case of a nuisance under section 79(1)(ga) of the 1990 Act (noise emitted from or caused by vehicles, machinery or equipment), the requirements imposed by the abatement notice by virtue of section 80(1)(a) of the Act are more onerous than the requirements for the time being in force, in relation to the noise to which the notice relates, of any condition of a consent given under paragraph 1 of Schedule 2 to the 1993 Act (loudspeakers in streets or roads);

(h) that the abatement notice should have been served on some person instead of the appellant, being—

- (i) the person responsible for the nuisance, or
- (ii) the person responsible for the vehicle, machinery or equipment, or
- (iii) in the case of a nuisance arising from any defect of a structural character, the owner of the premises, or
- (iv) in the case where the person responsible for the nuisance cannot be found or the nuisance has not yet occurred, the owner or occupier of the premises;

(i) that the abatement notice might lawfully have been served on some person instead of the appellant being—

- (i) in the case where the appellant is the owner of the premises, the occupier of the premises, or
- (ii) in the case where the appellant is the occupier of the premises, the owner of the premises,

and that it would have been equitable for it to have been so served;

(j) that the abatement notice might lawfully have been served on some person in addition to the appellant, being—

- (i) a person also responsible for the nuisance, or
- (ii) a person who is also owner of the premises, or
- (iii) a person who is also an occupier of the premises, or
- (iv) a person who is also the person responsible for the vehicle, machinery or equipment,

and that it would have been equitable for it to have been so served.

(3) If and so far as an appeal is based on the ground of some informality, defect or error in, or in connection with, the abatement notice, or in, or in connection with, any copy of the notice served under section 80A(3), the court shall dismiss the appeal if it is satisfied that the informality, defect or error was not a material one.

(4) Where the grounds upon which an appeal is brought include a ground specified in paragraph (2)(i) or (j) above, the appellant shall serve a copy of his notice of appeal on any other person referred to, and in the case of any appeal to which these regulations apply he may serve a copy of his notice of appeal on any other person having an estate or interest in the premises, vehicle, machinery or equipment in question.

(5) On the hearing of the appeal the court may—

- (a) quash the abatement notice to which the appeal relates, or
- (b) vary the abatement notice in favour of the appellant in such manner as it thinks fit, or
- (c) dismiss the appeal;

and an abatement notice that is varied under sub-paragraph (b) above shall be final and shall otherwise have effect, as so varied, as if it had been so made by the local authority.

(6) Subject to paragraph (7) below, on the hearing of an appeal the court may make such order as it thinks fit—

- (a) with respect to the person by whom any work is to be executed and the contribution to be made by any person towards the cost of the work, or
- (b) as to the proportions in which any expenses which may become recoverable by the authority under Part III of the 1990 Act are to be borne by the appellant and by any other person.

(7) In exercising its powers under paragraph (6) above the court—

- (a) shall have regard, as between an owner and an occupier, to the terms and conditions, whether contractual or statutory, of any relevant tenancy and to the nature of the works required, and
- (b) shall be satisfied before it imposes any requirement thereunder on any person other than the appellant, that that person has received a copy of the notice of appeal in pursuance of paragraph (4) above.

### **3 Suspension of notice**

(1) Where—

- (a) an appeal is brought against an abatement notice served under section 80 or section 80A of the 1990 Act, and—
- (b) either—
  - (i) compliance with the abatement notice would involve any person in expenditure on the carrying out of works before the hearing of the appeal, or
  - (ii) in the case of a nuisance under section 79(1)(g) or (ga) of the 1990 Act, the noise to which the abatement notice relates is noise necessarily caused in the course of the performance of some duty imposed by law on the appellant, and

(c) either paragraph (2) does not apply, or it does apply but the requirements of paragraph (3) have not been met,

the abatement notice shall be suspended until the appeal has been abandoned or decided by the court.

(2) This paragraph applies where—

(a) the nuisance to which the abatement notice relates—

(i) is injurious to health, or

(ii) is likely to be of a limited duration such that suspension of the notice would render it of no practical effect, or

(b) the expenditure which would be incurred by any person in the carrying out of works in compliance with the abatement notice before any appeal has been decided would not be disproportionate to the public benefit to be expected in that period from such compliance.

(3) Where paragraph (2) applies the abatement notice—

(a) shall include a statement that paragraph (2) applies, and that as a consequence it shall have effect notwithstanding any appeal to a magistrates' court which has not been decided by the court, and

(b) shall include a statement as to which of the grounds set out in paragraph (2) apply.

Notice number: [REDACTED]  
FPN\_LLA & EPA 1990



**FIXED PENALTY NOTICE:**

**London Local Authorities Act 2004  
(Schedule 2)**

**OFFENCE: BREACH OF A SECTION 80 ABATEMENT NOTICE**

---

**Star Pubs & Bars Ltd  
3-4 Broadway Park  
South Gyle Broadway  
Edinburgh  
EH12 9JZ**

---

I, Joynul Islam, an authorised officer of Enfield Council has reason to believe that you have committed an offence, details of which are contained in this notice. This notice offers you the opportunity of discharging any liability to conviction for that offence by payment of a fixed penalty of **£400**. No proceedings will be taken for this offence before the expiration of 28 calendar days following the date of this notice. The expiration date is **12/01/2024**. You will not be liable to conviction for the offence if you pay the fixed penalty before 28 calendar days. An early payment discount will apply if the penalty is paid before the end of the period of 14 calendar days beginning with the date of this notice. The last date for early payment is **05/01/2023**. The amount to be paid for an early payment discount is **£240**.

**Date of offence:**  
02/12/2023

**Location of offence:**  
The Fox Public House, 413 Green Lanes, LONDON, N13 4JD

**Offence:**  
Breach of Section 80 Abatement Notice served under Environmental Protection Act 1990

**Circumstances alleged to constitute the offence:**  
Statutory Nuisance caused by the playing of loud music, in breach of the Section 80 Abatement Notice which was served on 01/11/2023.

**PLEASE NOTE: If you do not pay the fixed penalty within the period of 28 calendar days, you are liable to be prosecuted for the offence described above and if convicted could receive a fine of up to an 'unlimited' amount in the Magistrates Court.**

<b>Signature of Authorised Officer</b> [REDACTED]	<b>Name</b>	Joynul Islam
	<b>Date</b>	15/12/2023

Environmental Protection Team, PO Box 57, Civic Centre, Silver Street, Enfield, EN1 3XH

**PAYMENT INFORMATION IS GIVEN ON THE BACK OF THIS NOTICE**

Notice number: [REDACTED]  
FPN\_LLA & EPA 1990

## HOW TO PAY YOUR FIXED PENALTY NOTICE

You can pay by debit/credit card, or cheque:

### Online

Visit the Council website: [www.enfield.gov.uk](http://www.enfield.gov.uk)

[ Click '**Make a Payment**' on the home page. Then click '**Pay a penalty Notice**' under the sub-section 'Other'. Click on '**Pay a Fixed Penalty Notice (FPN) prefixed with WK/**' ]

### Internet or phone banking

Pay us directly into the London Borough of Enfield bank account using account number: 81228307 and sort code: 40-20-23 (HSBC Bank), **quoting your notice number** [REDACTED] **as the reference.**

### By Post:

Send a cheque made payable to: London Borough of Enfield. Write the notice number [REDACTED] and cost code **ES0198 67703** on the back of the cheque.

Post to:

Exchequer Services  
London Borough of Enfield  
Civic Centre  
Silver Street  
Enfield  
EN1 3XA

If sending by post to qualify for early payment we must receive the payment before the expiration of 14 days starting with the date of this notice (you should post your payment in good time to allow delivery of it within the stated period).

# Appendix 7

## Proposed Conditions for LN/201900900

### **Annex 1 - Mandatory Conditions**

The Mandatory Conditions are attached and form part of the Operating Schedule of your licence/certificate. You must ensure that the operation of the licensed premises complies with the attached Mandatory Conditions as well as the Conditions in Annex 2 and Annex 3 (if applicable). Failure to do this can lead to prosecution or review of the licence.

### **Annex 2 - Conditions consistent with the Operating Schedule**

1. There shall be no adult entertainment or services, activities or matters ancillary to the use of the premises that may give rise to concern in respect of children.

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

(a) The licensee will ensure that the system is checked every two weeks to ensure that the system is working properly and that the date and time are correct.

(b) A record of these checks, showing the date and name of the person checking, will be kept and made available to the police or other authorised officer on request;

(c) The Police will be informed if the system will not be operating for longer than one day of business for any reason;

(d) One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering;

(e) The system will provide full coverage of the interior of the premises and any exterior part of the premises accessible to the public;

(f) The system will record in real time and recordings will be date and time stamped;

(g) At all times during operating hours, there will be at least 1 member of staff on the premises who can operate the system sufficiently to allow Police or authorised Council officers to view footage on request.

(h) Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to the police or other authorised officers on request (subject to GDPR) within 24 hours of any request.

3. An Incident log shall be kept at the premises in either handwritten or electronic format and made available, on request, to an authorised officer of the Council or the Police, which will record the following:

(a) all crimes reported to the venue

(b) all ejections of patrons

(c) any complaints received

(d) any incidents of disorder

(e) any visit by a relevant authority or emergency service

4. Signs shall be prominently displayed on the exit doors advising customers that the premises is in a Public Space Protection Order Area (or similar) and that alcohol should not be taken off the premises and consumed in the street. These notices shall be positioned at eye level and in a location where they can be read by those leaving the premises.

5. Prominent, clear and legible notices shall be displayed at all public exits from the premises requesting customers respect the needs of local residents and leave the premises and area quietly. These notices shall be positioned at eye level and in a location where those leaving the premises can read them.

6. All windows and external doors shall be kept closed during regulated entertainment, except for the immediate access and egress of persons.

**REMOVE**

7. The management shall make subjective assessments of noise levels outside at the perimeter of the premises approximately hourly whilst regulated entertainment is provided to ensure that noise from the premises does not cause a disturbance to local residents. Records shall be kept of the times, dates and any issues discovered. These records shall be kept for six months. Records must be made available to an authorised officer of the Council or police, upon request. Where monitoring by staff identifies that noise from the premises is audible at the perimeter, measures shall be taken to reduce this i.e. turning volume down.

**REMOVE**

8. The outside seating area shall be cleared of all tables and chairs by no later than 23:00 hours.

9. Customers shall not be permitted to take drinks outside after 23:00 hours.

10. All off sales shall be made in a sealed container.

11. A 'Think 25' proof of age scheme shall be operated and relevant material shall be displayed in the premises.

12. A record of refused sales shall be kept on the premises and completed when necessary. This record shall contain the date and time of the refusal, a description of the customer, the name of the staff member who refused the sale, and the reason the sale was refused. This record shall be made available to Police and/or the Local Authority upon request and shall be kept for at least one year from the date of the last entry.

13. The Designated Premises Supervisor shall regularly check the refusals system to ensure it is being consistently used by all staff.

14. Children aged under 18 years shall only be permitted on the premises



when accompanied by an adult.

15. Children under the age of 16 shall only be permitted on the premises until 21:00 hours and children over 16 but under the age of 18 shall only be permitted on the premises until 23:00. An exception to this shall be when the premises are hired out for private functions such as weddings.

16. All staff shall receive induction and refresher training (at least every six months) relating to the sale of alcohol and the times and conditions of the premises licence.

17. All training relating to the sale of alcohol and the times and conditions of the premises licence shall be documented and records kept at the premises. These records shall be made available to the Police and/or Local Authority upon request and shall be kept for at least one year.

18. The premises licence holder or DPS shall give the Licensing Authority at least 7 days' notice prior to using the non-standard timings relating to a recognised international sporting event including the timings of the event.

### **Annex 3 - Conditions attached after a hearing by the Licensing Authority**

#### **New condition:**

19. Section 177A does not apply to this premises licence, therefore no regulated entertainment is permitted at any time, including live music and DJ.