



Fiena Cafe, Unit 4, Medway Court, Judd Street, WC1H 9QX



## Application for Premises licence - Ref no. 128867

I want to apply for a Premises licence

Are you an agent? Yes - I am an agent

**Agent Details** 

First name Michael

Last name Watson

Name of business Better Compliance

Name and address

**Email address** 

Telephone number

Does the premises have a name? Yes

What is the name of the premises? Fiena Cafe

What is the address or location? Unit 4 Medway Court

Judd Street WC1H 9QX London

What is the type of premises? Cafe and restaurant

**Describe the area it is situated in**Mix of commercial and residential

**Describe the layout of the premises**Ground floor only

Copy of the premises plans

• FienaCafeLicencePlan&ProposedConditionsRI pdf





# Application for Premises licence - Ref no. 128867

FienaCafeLicencePlans03.06.2025RFS.
 pdf

## Tell us about the premises business hours

Day	Start time	End time
Monday	08:00	00:00
Tuesday	08:00	00:00
Wednesday	08:00	00:00
Thursday	08:00	00:00
Friday	08:00	00:30
Saturday	08:00	00:30
Sunday	08:00	23:00

Are there any seasonal variations for the premises opening times?

No

Is the premises open to the public at times other than those listed?

No

Is the premises an open space?

No

Is the premises currently under construction?

No

What is the non-domestic rateable value (NDRV) of the premises?

23250

How many people are expected to attend the premises at any one time?

Less than 5000 people

Will the premises be exclusively or primarily used to sell alcohol?

No



Application for Premises licence - Ref no. 128867

How are you applying for a premises licence? As a limited company

**Business details** 

What is the company registration number 13165198

Name of business FIENA BSKD LTD

Name and address 112 Judd Street

WC1H 9NT London

Email address

Telephone number

How long do you want your premises licence Permanently

for?

When do you want your licence to start? As soon as possible

**Activity you wish to licence**i. Late night refreshments - Hot food or hot

drinks only between 11pm and 5am.

Refreshments outside of these times do not

need to be licenced

j. Supply of alcohol







#### Late refreshments

Day	Start time	End time
Monday	23:00	23:30
Tuesday	23:00	23:30
Wednesday	23:00	23:30
Thursday	23:00	23:30
Friday	23:00	00:00
Saturday	23:00	00:00
Sunday	No late night refreshments	

Where will refreshments be provided?

Indoors

Tell us about the specifics of the activity

Restaurant activity

Are there any seasonal variations for the activity?

No

Will the activity take place at times other than those listed?

No

# **Alcohol supply**

Day	Start time	End time
Monday	10:00	23:30
Tuesday	10:00	23:30
Wednesday	10:00	23:30
Thursday	10:00	23:30
Friday	10:00	00:00
Saturday	10:00	00:00
Sunday	11:00	22:30







Where will the supplied alcohol be consumed?	On the premises
Are there any seasonal variations for the activity?	No
Will the activity take place at times other than those listed?	No
DPS details	
Does your designated premises supervisor (DPS) currently hold a personal licence?	Yes
Was their personal licence issued by Camden?	No
Personal licence number	
Issuing local authority	
First name	Besjan
Last name	Mustaf
Address	
Signed Copy of the Designated Premises Supervisor (DPS) consent form	BesjanMustafDPSConsentSIGNED.pdf
Will there be any activities associated with the premises which may give rise to concern in respect of children?	No
The prevention of crime and disorder	See attached schedule



## Application for Premises licence - Ref no. 128867

Public safety See attached schedule

The prevention of public nuisance See attached schedule

The prevention of children from harm See attached schedule

### **About this form**

Issued by Camden Town Hall

**Judd Street** 

London

WC1H 9JE

**Contact phone** 020 7974 4444

Form reference Ref. no. 128867

## **Data protection**

No personal information you have given us will be passed on to third parties for commercial purposes. The Council's policy is that all information will be shared among officers and other agencies where the legal framework allows it, if this will help to improve the service you receive and to develop other services. If you do not wish certain information about you to be exchanged within the Council, you can request that this does not happen.

#### Fiena Café Proposed conditions

- 1. The premises shall only operate as a restaurant,
  - (a) in which customers are shown to their table, or the customer will select a table themselves,
  - (b) where the supply of alcohol is by waiter or waitress service only,
  - (c) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table,
  - (d) which do not provide any takeaway service of food or drink for immediate consumption off the premises,
  - (e) where alcohol shall not be sold or supplied, otherwise than for consumption by persons who are seated in the premises and bona fide taking substantial table meals there and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.

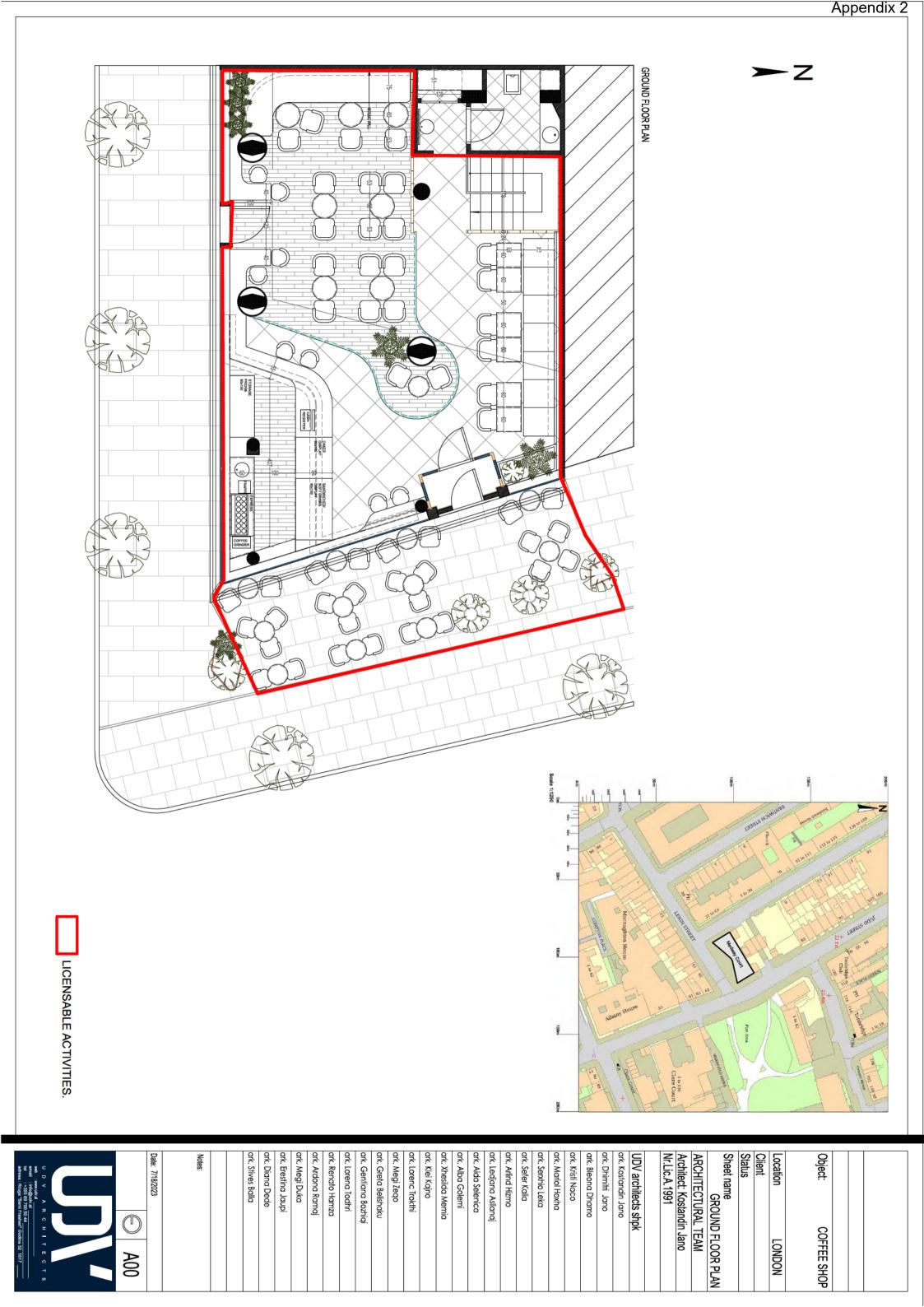
For the purpose of this condition 'Substantial Table Meal' means – a meal such as might be expected to be served as the main midday or main evening meal, or as a main course at either such meal and is eaten by a person seated at a table, or at a counter or other structure which serves the purposes of a table and is not used for the service of refreshments for consumption by persons not seated at a table or structure servicing the purposes of a table.

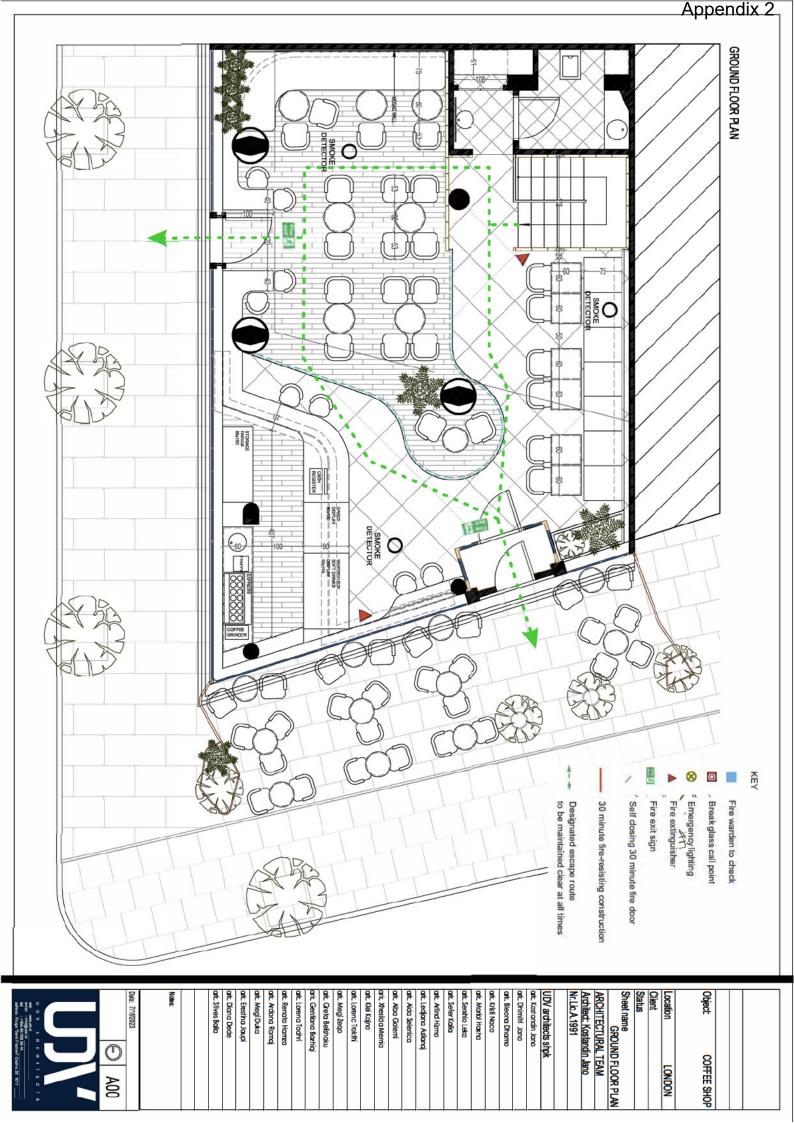
Notwithstanding this condition customers are permitted to take from the premises part consumed and resealed bottles of wine supplied ancillary to their meal.

#### 2. CCTV

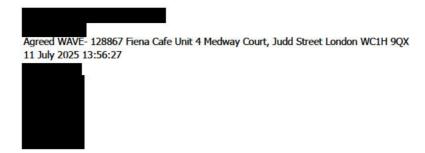
- (a) The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team.
- (b) All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.
- (c) The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises and will include the external area immediately outside the premises entrance.
- (d) All recordings shall be stored for a minimum period of 31 days with date and time stamping.
- (e) Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31-day period.
- 3. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.

- 4. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
- 5. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
- 6. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
- 7. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
- 8. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.
- 9. An incident log shall be kept at the premises and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:
  - (a) all crimes reported to the venue
  - (b) all ejections of patrons
  - (c) any complaints received concerning crime and disorder
  - (d) any incidents of disorder
  - (e) all seizures of drugs or offensive weapons
  - (f) any faults in the CCTV system, searching equipment or scanning equipment
  - (g) any refusal of the sale of alcohol
  - (h) any visit by a relevant authority or emergency service.
- 10. The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.
- 11. The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.
- 12. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.
- 13. All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.
- 14. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.









**[EXTERNAL EMAIL]** Beware – This email originated outside Camden Council and may be malicious Please take extra care with any links, attachments, requests to take action or for you to verify your password etc.

Hi Sarah,

Thank you very much.

My client agrees to the WAVE condition.

Kind regards, m.

### **Michael Watson**

**Better Compliance** 





The content of this email is confidential and intended for the recipient specified in message only. It is strictly forbidden to share any part of this message with any third party, without a written consent of the sender. If you received this message by mistake, please reply to this message and follow with its deletion, so that we can ensure such a mistake does not occur in the future.

From: Sarah Williams Sent: 11 July 2025 13:38

To: michae

## Representation for application reference no. APP\PREMISES-NEW\128867

Representation		
Premises name	Fiena Cafe	
Application reference number	APP\PREMISES-NEW\128867	
Last date for representation	02/07/2025	

Making a representation as

As an organisation

Medway Court Tenants and Residents

Your details

**Organisation name** 

First name

Last name

Telephone number (optional)

**Email address** 

**Details of representation** 

Address Flat 72 Medway Court

Judd Street London WC1H 9QZ

Association

Sarah

Friday

Remain anonymous No

Grounds of representation • prevention of public nuisance

Noise: The noise from street level amplifies as it moves up Medway Court, Given this we do not to add to the alraedy significant noise problems we have. Smeil: we don't want smell of cigarettes, or from the cooking of meals. Taking up public space, the furniture the cafe have outside spreads out onto pavement area and the curtilage of Medway Court (see photos).

Supporting documents (optional) • IMG\_4502.jpg

Page 1 of 2



Representation for application reference no. APP\PREMISES-NEW\128867

### **About this form**

Issued by Camden Town Hall

Judd Street London WC1H 9JE

**Contact phone** 020 7974 4444

## **Data protection**

No personal information you have given us will be passed on to third parties for commercial purposes. The Council's policy is that all information will be shared among officers and other agencies where the legal framework allows it, if this will help to improve the service you receive and to develop other services. If you do not wish certain information about you to be exchanged within the Council, you can request that this does not happen.



# Representation for application reference no. APP\PREMISES-NEW\128867

Representation		
Premises name	Fiena Cafe	
Application reference number	APP\PREMISES-NEW\128867	
Last date for representation	02/07/2025	

Making a representation as As an individual

Your details

First name Oliver

Last name Josephs

**Telephone number (optional)** 

Email address

Address Flat 58 Rashleigh House

**Thanet Street** 

London

WC1H 9ER

Remain anonymous No

Grounds of representation • prevention of crime and disorder

ensuring public safety

• prevention of public nuisance

protection of children from harm

**Details of representation** Please see supporting pdf file

"Untitleddocument.pdf"

Supporting documents (optional) 
• Untitleddocument.pdf



Representation for application reference no. APP\PREMISES-NEW\128867

### **About this form**

Issued by Camden Town Hall

**Judd Street** 

London

WC1H 9JE

**Contact phone** 020 7974 4444

## **Data protection**

No personal information you have given us will be passed on to third parties for commercial purposes. The Council's policy is that all information will be shared among officers and other agencies where the legal framework allows it, if this will help to improve the service you receive and to develop other services. If you do not wish certain information about you to be exchanged within the Council, you can request that this does not happen.

I am writing to formally object to the planning application submitted by Fiena Cafe at 4 Medway Court to extend its operating hours. As a resident of Rasheigh House, Thanet Street, my flat bedroom directly overlooks the cafe's outdoor seating area, and I have serious concerns regarding the impact that these extended hours will have on my quality of life, as well as the safety of local children and the surrounding community.

Important note. Although I walk by the cafe every day I only saw the official notice of planning application on 24 June. I understand that the notice should by law have been posted significantly earlier than this and more objections may well be received once other residents have had more time to become aware of the application.

### 1. Noise and Nuisance

Currently, the outdoor seating area generates significant noise during the cafe's regular operating hours. If this application is approved, I am concerned that the noise levels will increase further, especially in the late evening and night when patrons are more likely to be drinking and socializing. The disturbance from conversations, clinking glasses, and the general bustle of a busy outdoor area already affects my ability to sleep and enjoy peace in my own home. An extension of the operating hours would only exacerbate these issues.

In addition, I would like to raise concerns about noise emanating from the cafe's kitchen ventilation system. The hum and whir of the kitchen's extractor fans and ventilation equipment are already audible during the day, but if the cafe is permitted to stay open later, these sounds will likely continue into the night. Given the noise levels from outdoor patrons and the increased operation of kitchen equipment, this could result in a continuous and disruptive level of noise throughout the evening, severely impacting the quiet enjoyment of my property.

### 2. Impact on Children

Another pressing concern is the impact on children living in the area. There are several young families nearby, and the extended hours could lead to a situation where the cafe becomes a late-night gathering spot, disturbing families' ability to rest. Noise from patrons and kitchen equipment, especially if it runs late into the night, could affect children's sleep patterns, leading to health and behavioural issues. Parents in the area would likely struggle to maintain normal routines for their children, adding unnecessary stress to families who already face the challenge of managing daily life.

### 3. Safety Concerns

The proposed extension of operating hours could also raise significant safety concerns. More patrons in the area late at night could lead to increased alcohol consumption and more noise, potentially affecting the safety of residents, particularly families with children. Late-night foot traffic, coupled with the noise, could create an environment where the safety of the neighbourhood is compromised. Additionally, there may be an increased risk of anti-social behaviour in the area as the cafe's extended hours might encourage disruptive actions that affect the overall peace and security of the community.

### 4. Precedent for the Area

Approving this application would set a concerning precedent for the local area. There are several residential properties nearby, and the approval of late-night operating hours for one business could prompt other local establishments to follow suit, leading to further disturbances and a gradual degradation of the residential character of the area. This neighbourhood is predominantly residential, and I believe it is crucial to preserve the tranquillity and safety that make it suitable for families and those seeking a peaceful living environment.

### Conclusion

In light of these concerns, I respectfully urge the planning department to reject this application to extend the cafe's operating hours. The potential increase in noise from both outdoor patrons and kitchen ventilation, combined with safety risks and the negative impact on local families, makes this proposal untenable for a residential area.

I trust that you will take my objections seriously and give full consideration to the potential detrimental impact on the community should this application be approved.

Thank you for your time and attention.

### Conditions consistent with the operating schedule

- 1. The premises shall only operate as a restaurant,
- (a) in which customers are shown to their table, or the customer will select a table themselves,
- (b) where the supply of alcohol is by waiter or waitress service only,
- (c) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table,
- (d) which do not provide any takeaway service of food or drink for immediate consumption of the premises,
- (e) where alcohol shall not be sold or supplied, otherwise than for consumption by persons who are seated in the premises and bona fide taking substantial table meals there and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.

For the purpose of this condition 'Substantial Table Meal' means – a meal such as might be expected to be served as the main midday or main evening meal, or as a main course at either such meal and is eaten by a person seated at a table, or at a counter or other structure which serves the purposes of a table and is not used for the service of refreshments for consumption by persons not seated at a table or structure servicing the purposes of a table. Notwithstanding this condition customers are permitted to take from the premises part consumed and resealed bottles of wine supplied ancillary to their meal.

### 2. CCTV

- (a) The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team.
- (b) All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.
- (c) The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises and will include the external area immediately outside the premises entrance.
- (d) All recordings shall be stored for a minimum period of 31 days with date and time stamping.
- (e) Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31-day period.
- 3. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
- 4. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
- 5. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.

- 6. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
- 7. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
- 8. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.
- 9. An incident log shall be kept at the premises and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:
- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received concerning crime and disorder
- (d) any incidents of disorder
- (e) all seizures of drugs or offensive weapons
- (f) any faults in the CCTV system, searching equipment or scanning equipment
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.
- 10. The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.
- 11. The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.
- 12. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.
- 13. All emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.
- 14. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
- 15. All front of house staff shall be trained in Welfare and Vulnerability Engagement (WAVE), "Ask for Angela", drink spiking. Records of staff training shall be provided to an authorised officer upon request.

### Section 1: Background comments of the Borough Solicitor

- 1.1 The purpose of Camden's Statement of Licensing Policy is to make it clear to applicants that wider considerations will be taken into account when determining applications. It is intended to guide the Licensing Panel when considering licence applications. However, the Licensing Panel must always consider each application on its own merits and allow exceptions to the normal policy where the circumstances of the application justify allowing an exception. The burden is on the applicant to show that they comply with the policy.
- 1.2 Members should only address those matters that have formed the subject matter of relevant representations. Matters that arise that are not the subject of relevant representations fall outside the function that the Panel is exercising when it holds a hearing
- 1.3 Members must determine, having regard for the evidence, whether granting the application for a premises licence will impact adversely on the policy criteria listed in paragraph 3 of this report.
- 1.4 In accordance with the provisions of Part 1 of Schedule 5 of the Act, where a Licensing Authority rejects in whole or in part, an application for a new premises licence, the applicant may appeal against the decision, to a magistrate's court within 21 days of being notified of the decision.
- 1.5 Similarly, where a person who made relevant representations in relation to the application contends that the licence ought not to have been granted, or that different or additional conditions should have been imposed on the licence, he may appeal against the decision to a magistrate's court within 21 days of being notified of the decision.
- 1.6 The Human Rights Act 1998 incorporates the key articles of the European Convention on Human Rights into domestic law. Decisions on licensing matters are actions of a public authority and must be compatible with Convention rights. Consequently, Members of the Panel must be aware of the rights contained in the Convention (particularly those set out below) when making licensing decisions.

## (a) Article 6: Right to a fair trial

In the determination of his civil rights and obligations, everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial tribunal established by law.

(b) Article 8: Right to respect for private and family life Everyone has a right to respect for his or her private life, his home and correspondence.

(c) Article 1 of the First Protocol: Protection of property
Every natural or legal person is entitled to the peaceful enjoyment
of his possessions, including a licence. No one shall be deprived of his
possession except in the public interest and subject to the conditions
provided for by law and by the general principles of international law.

### (d) Article 10: Freedom of Expression

Everyone has the right to freedom of expression. This right shall include freedom to hold opinions and to receive and impart information and ideas without interference by public authority and regardless of frontiers. This Article shall not prevent States from requiring the licensing of broadcasting, television or cinema enterprises.

The exercise of these freedoms since it carries with it duties and responsibilities may be subject to such formalities, conditions, restrictions or penalties as are prescribed by law and are necessary in a democratic society, in the interests of national security, territorial integrity or public safety, for the prevention of disorder or crime, for the protection of health and morals, for the protection of the reputation or rights of others, for preventing the disclosure of information received in confidence, or for maintaining the authority and impartiality of the judiciary.

#### (e) Article 14: Prohibition of discrimination

The enjoyment of the rights and freedoms set forth in this Convention shall be secured without discrimination on any ground such as sex, race, colour, language, religion, political or other opinion, national or social origin, association with a national minority, property, birth, or other status.

1.7 When formulating policy local authorities must have regard to the **Equality Act 2010**. The Act provides protection from discrimination in respect of certain protected characteristics, namely: age, disability, gender reassignment, pregnancy and maternity, race, religion or beliefs and sex and sexual orientation. It places the Council under a legal duty to have due regard to the advancement of equality in the exercise of its powers including licensing powers. Members of the panel must be mindful of this duty when determining all licensing applications.

#### The section 149 Public Sector Equality Duty

- (1)A public authority must, in the exercise of its functions, have due regard to the need to—
- (a) eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under this Act;
- (b) advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it;
- (c) foster good relations between persons who share a relevant protected characteristic and persons who do not share it.

- (2) A person who is not a public authority but who exercises public functions must, in the exercise of those functions, have due regard to the matters mentioned in subsection (1).
- (3) Having due regard to the need to advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it involves having due regard, in particular, to the need to—
- (a) remove or minimise disadvantages suffered by persons who share a relevant protected characteristic that are connected to that characteristic;
  (b) take steps to meet the needs of persons who share a relevant protected characteristic that are different from the needs of persons who do not share it;
  (c) encourage persons who share a relevant protected characteristic to participate in public life or in any other activity in which participation by such persons is disproportionately low.
- (4) The steps involved in meeting the needs of disabled persons that are different from the needs of persons who are not disabled include, in particular, steps to take account of disabled persons' disabilities.
- (5) Having due regard to the need to foster good relations between persons who share a relevant protected characteristic and persons who do not share it involves having due regard, in particular, to the need to—
- (a) tackle prejudice, and
- (b) promote understanding.
- (6)Compliance with the duties in this section may involve treating some persons more favourably than others; but that is not to be taken as permitting conduct that would otherwise be prohibited by or under this Act.
- 1.8 In determining any application, the Council must comply with the public sector equality duty in s.149 of the 2010 Act. This is a duty to have regard to the need to achieve the statutory goals of s.149, rather than to achieve a particular result. The s149 duty sits alongside and does not override statutory requirements in relation to determining licensing applications, including the duty to consider all evidence on its merits and the legislative criteria listed at paragraphs 3 & 4.
- 1.9 When members have before them representations or other material on issues relevant to s149, even outside the scope of "standard" licensing considerations such material must still be specifically assessed in the context of s149. However, because s149 creates a requirement to "have regard" the fact a matter raised is relevant to s149 will not automatically translate into a reason for refusing an application that would be sustainable in any subsequent appeal, given the legal requirement to determine applications in compliance with licensing legislation.

### **Section 2: Financial Comments**

2.1 Following consideration there are no financial implications concerning this application. The Executive Director Corporate Services has been consulted in the preparation of this report and has no further comments to add.