

DECLARATION

I, Kirsten Habibian, of Woodruff, Gravely Hill, Caterham, CR3 6ES **DO SOLEMNLY AND SINCERELY DECLARE** as follows:

1. I was born on 20th December 1973. I am the Leaseholder of 214 Field End Road, as Village Pizza since 01/07/2004, edged red on the enclosed plan **KH1**.
2. The Notice of Assignment, Schedule of Deeds, Official Copy of Register Entries from the Land Register, Certificate of a Mortgage or charge and the Lease is attached, **KH2**.
3. The closing time of the premises prior to my purchase of the Leasehold Interest of the premises located at 214 Field End Road was Sunday to Thursday 00:30 and Friday to Saturday 02:00 and we continued with this operation. The lease was purchased as a going concern and although decoration and a change of menu was undertaken the only change to the opening hours was to open 2 hours later at 11.00am.
4. The use of the shop and the opening hours were confirmed to me by the Vendor, the leaseholder of the shop prior to my assignment.
5. The information regarding the opening hours of the premises located at 214 Field End Road, HA5 1RD, was relayed through all three sets of solicitors, mine, the Vendor's and the Landlord and no objection or cautions were raised regarding the use and the opening hours.
6. Our hours of opening have always been advertised online and on menus. No trading has occurred in secret or secluded from any party.
7. I was not aware of any breach of Planning Permission and have attached herewith my Late Night Licence **KH3** dating back to 2006 which I believed was only issued based on the fact that Planning Permission was in place because it has been continually renewed and authorised.
8. Please find attached **KH5**, these invoices from Ordersense demonstrate the trading after 11.00pm. A letter numbered **KH8** from one of our online service providers who confirms our opening hours since 2014.
9. Attached is evidence of screenshots from my telephone demonstrating location and times of photographs that have been taken whilst the shop is open **KH6**.
10. **KH7 2014, KH7 2015, KH2016, KH2017, KH7 2018, KH7 2019, KH7 2020, KH7 2021, KH7 2022, KH7 2023, KH7 2024** all demonstrate the phone usage at the premises that indicates the times that the premises was open and communicating with

online order providers and customers until 2.00am then personal communications thereafter during cleaning times.

11. I support my application with the affidavits from Mr Mohamed Qadari, Mr Faraidoon Qadari, Sheayar Khan, Ioan Pop and Mohammad Osama Nasir .

I make this solemn declaration conscientiously, believing it to be true and by virtue of the provisions of the Statutory Declarations Act 1835.

DECLARED AT *Keystone Law
48 Chancery Lane
London
WC2A 1JF*

THIS *26th day of June 2024*

BEFORE ME *Elizabeth Richardson*

SIGNED *Richard*

KEYSTONE LAW

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