Public Document Pack Brent

Supplementary: Alcohol and Entertainment Licensing Sub-Committee (B)

Tuesday 16 May 2017 at 10.00 am

Conference Hall - Brent Civic Centre, Engineers Way, Wembley, HA9 0FJ

Membership:

Members Substitute Members

Councillors: Councillors:

Daly Bradley, Eniola, Harrison, Hylton, Jones (substituting for Allie) Khan, Long, Mahmood, Perrin,

McLeish (substituting for Kansagra) Ms Shaw and Stopp

For further information contact: Nikolay Manov, Governance Services Officer (020) 8937 1348; nikolay.manov@brent.gov.uk

For electronic copies of minutes, reports and agendas, and to be alerted when the minutes of this meeting have been published visit:

democracy.brent.gov.uk

The press and public are welcome to attend this meeting.



Agenda

Item Page

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Application by Edgware Capital Ltd for a new premises licence for the sale and supply of alcohol, regulated entertainment, and late night refreshment from 11:00hrs to 22:30hrs Monday Friday, 11:00hrs to 23:30hrs Saturday and 11:00hrs to 21:30hrs Sunday and to remain open from 11:00hrs to 23:00hrs Monday to Friday, 11:00hrs to 00:00hrs Saturday and 11:00hrs to 22:00hrs Sunday for the premises known as Golden Dragon Restaurant (Ex Oriental City, 399 Edgware Road NW9 0JJ) pursuant to the Licensing Act 2003.

Conduct of the Hearing:

The hearing shall proceed as follows:

- General introduction by the Regulatory Services Manager
- Case for the Responsible Authority Police/Regulatory Services
- Questioning of the Responsible Authority by Applicant and Members
- Representations by interested parties (if any)
- Case for the Applicant
- Questioning of the Applicant by the Responsible Authority and Members
- Summing up by the Responsible Authority
- Summing up by a representative of interested parties (if any)
- Summing up by the Applicant

Members' Deliberation

The Chair will then ask the representatives of the Responsible Authority and the Applicant to leave the meeting room whilst the panel goes into close session to deliberate the application. The applicant and the representatives of the responsible authority will be recalled to the meeting room when the Sub-Committee has made its decision. The decision will be confirmed in writing to the applicant within 7 days



- Please remember to switch your mobile phone to silent during the meeting.
- The meeting room is accessible by lift and seats will be provided for members of the public.

Agenda Item 7

LICENSING ACT 2003

Application for New Premises Licence

1. The Application

Name of Applicant:	Edgware Capital Ltd
Name & Address of Premises:	Golden Dragon Restaurant Ex Oriental City, 399 Edgware Road NW9 0JJ
Applicants Agent:	

The application is for a new premises licence:

1 For the sale and supply of alcohol, regulated entertainment, and late night refreshment from 11:00hrs to 22:30hrs Monday Friday, 11:00hrs to 23:30hrs Saturday and 11:00hrs to 21:30hrs Sunday and to remain open from 11:00hrs to 23:00hrs Monday to Friday, 11:00hrs to 00:00hrs Saturday and 11:00hrs to 22:00hrs Sunday.

2. Background

The application was adjourned from 4 May in the hope that the issues with Public Safety could be resolved.

3. Promotion of the Licensing Objectives

See page 9 of the application.

4. Relevant Representations

Representations have been agreed with Licensing Officers, The Police and the Nuisance Control Team. Representations remain outstanding from the Public Safety Team.

5. Interested Parties

None

6. Policy Considerations

Paragraph Nos: 7.2 8.1 – 8.4

8.1 Where responsible authorities and interested parties do not raise any relevant representations regarding the application made to the council, the council will grant the licence or certificate subject only to the conditions that are consistent with the operating

schedule or club operating schedule and any mandatory conditions prescribed in the Act itself.

- 8.2 Where responsible authorities and interested parties raise relevant representations, the council may, if it is satisfied at a hearing or otherwise, impose conditions where considered necessary for the promotion of the licensing objectives.
- 8.3 Any conditions attached by the council or submitted by the applicant must focus on the direct impact of the activities taking place at licensed premises, on those attending the premises and residents and persons working in the area.
- 8.4 Any conditions attached to licences will be tailored to the individual needs, style and characteristics of the particular premises and events concerned and will be drawn from a 'model pool of conditions' (where appropriate) to the particular premises.

7. Determination of the Application

Members can take the following steps when determining a new premises licence application:

- grant the licence;
- exclude from the scope of the licence any of the licensable activities to which the application relates;
- refuse to specify a person in the licence as the premises supervisor;
- reject the application

8. Associated Papers

- A. Copy of Application Form
- B. Copy of Public Safety rep
- C. Copy of Agreed Licensing Conditions
- D. Copy of Agreed Police Conditions
- E. Copy of Agreed Nuisance Control Team Conditions
- F. OS Map

Brent Council Premises Licence - Initial Application - Ref. 223714462

Agent

Organisation name

James Tsang & Co

Address

1st Floor, 45 Gerrard Street

Town

London

County

Postcode

W1D 5QQ

Email address

info@jamestsang.com

Client Reference

JT.AY.S243.1.Springstar

Applicant number

Total

One

About applicant one

Type

Limited Company

Applicant One

Organisation name

Edgware Capital Limited

Address

Alliance House 2nd Floor 29-30 High Holborn

Town

London

County

Postcode

WC1V 6AZ

Email address

Contact Name

James Tsang

Phone Number

Mobile

Registered Address

Alliance House 2nd Floor

29-30 High Holborn

London WC1V 6AZ

Registered Number

09948962

Premises

Ex Oriental City, Edgware Road, Kingsbury

, London, NW9 0JJ Location Map

Premises Details

Address

Ex Oriental City, Edgware Road, Kingsbury

London, NW9 0JJ

Post Town

Postcode

NW9 0JJ

Telephone number

Non-Domestic Rateable Value

Operating Schedule

Desired Start Date

01/05/2017

Desired End Date

Number Expected

General Description of Premises

The premises is a Chinese restaurant on the ground floor of a mixed-use development situated at the former site of Oriental City. The premises can accommodate up to 350

covers.

The shell and core works of the premises have now been completed. The current works involves the fit-out works in

accordance with the enclosed plan.

Licensable Activities

Films

Yes

Live music

Yes

Recorded music

Yes

Provision of late night refreshment

Yes

Supply of alcohol

Yes

B. Films - Standard Times

B. Films - Standard Times

Day Monday Start Time 11:00

End Time 22:30

Day Tuesday

Start Time 11:00

End Time 22:30

Day Wednesday

Start Time 11:00

End Time 22:30

Day Thursday

Start Time 11:00

End Time 22:30

Day Friday

Start Time 11:00

End Time 22:30

Day Saturday

Start Time 11:00

End Time 23:30

Day Sunday

Start Time 11:00

End Time 21:30

B. Films - Further Details

Indoors or Outdoors Indoors

B. Films - Further Details

Further Details

Seasonal Variations

Non-Standard Timings

E. Live music - Standard Times

Day Monday

Start Time 11:00

End Time 22:30

Day Tuesday

Start Time 11:00

End Time 22:30

Day Wednesday

Start Time 11:00

End Time 22:30

Day Thursday

Start Time 11:00

End Time 22:30

Day Friday

Start Time 11:00

End Time 22:30

Day Saturday

Start Time 11:00

End Time 23:30

Day Sunday

E. Live music - Standard Times

Start Time

11:00

End Time

21:30

E. Live music - Further Details

Indoors or Outdoors

Indoors

Further Details

Seasonal Variations

Non-Standard Timings

F. Recorded music - Standard Times

Day

Monday

Start Time

11:00

End Time

22:30

Day

Tuesday

Start Time

11:00

End Time

22:30

Day

Wednesday

Start Time

11:00

End Time

22:30

Day

Thursday

Start Time

11:00

End Time

22:30

Day

Friday

Start Time

11:00

End Time

22:30

F. Recorded music - Standard Times

Day

Saturday

Start Time

11:00

End Time

23:30

Day

Sunday

Start Time

11:00

End Time

21:30

F. Recorded music - Further Details

Indoors or Outdoors

Indoors

Further Details

Seasonal Variations

Non-Standard Timings

L. Late night refreshment - Standard Times

Day

Saturday

Start Time

23:00

End Time

23:30

L. Late night refreshment - Further Details

Indoors or Outdoors

Both

Further Details

Seasonal Variations

Non-Standard Timings

M. Supply of alcohol - Standard Times

Day

Monday

Start Time

11:00

End Time

22:30

M. Supply of alcohol - Standard Times

Day Tuesday

Start Time 11:00

End Time 22:30

Day Wednesday

Start Time 11:00

End Time 22:30

Day Thursday

Start Time 11:00

End Time 22:30

Day Friday

Start Time 11:00

End Time 22:30

Day Saturday

Start Time 11:00

End Time 23:30

Day Sunday

Start Time 11:00

End Time 21:30

M. Supply of alcohol - Further Details

On/Off Sales On the premises

Seasonal Variations

Non-Standard Timings

Premises Supervisor

Premises Supervisor

Name

Pui Hing Tsui

Address

Postcode

Phone

Email

Licence Number

Issuing Licensing Authority

N. Concern in respect of children

Concerns Regarding Children

N/A

O. Hours premises are open to the public - Standard Times

Day

Monday

Start Time

11:00

End Time

23:00

Day

Tuesday

Start Time

11:00

End Time

23:00

Day

Wednesday

Start Time

11:00

End Time

23:00

Day

Thursday

Start Time

11:00

End Time

23:00

O. Hours premises are open to the public - Standard Times

Day

Friday

Start Time

11:00

End Time

23:00

Day

Saturday

Start Time

11:00

End Time

00:00

Day

Sunday

Start Time

11:00

End Time

22:00

O. Hours premises are open to the public - Further Details

Seasonal Variations

Non-Standard Timings

P. Licensing Objectives

General

The supply of alcohol at the premises shall only be to a

person seated taking a table meal there and for

consumption by such a person as ancillary to their meal.

Notwithstanding this condition customers are permitted to take from the premises part consumed and resealed bottles

of wine supplied ancillary to their meal.

Prevention of Crime and Disorder

See above

There will be CCTV system installed within the premises.

Public Safety

See above

Prevention of Public Nuisance

See above

Protection of Children from Harm

See above

Declaration

Data_Protection

Associated documents

DPS Consent Premises Plan

About this form

Issued by Brent Council

Environment and Neighbourhood Services

Regulatory Services Brent Civic Centre Engineers Way Wembley HA9 0FJ

Assigned to Liquor Licensing

Contact email environmentandprotection@brent.gov.uk

Contact phone 020 8937 5359

Channel Customer Portal

Contact reference 223479906

Received on 10/02/2017

Form reference 223714462

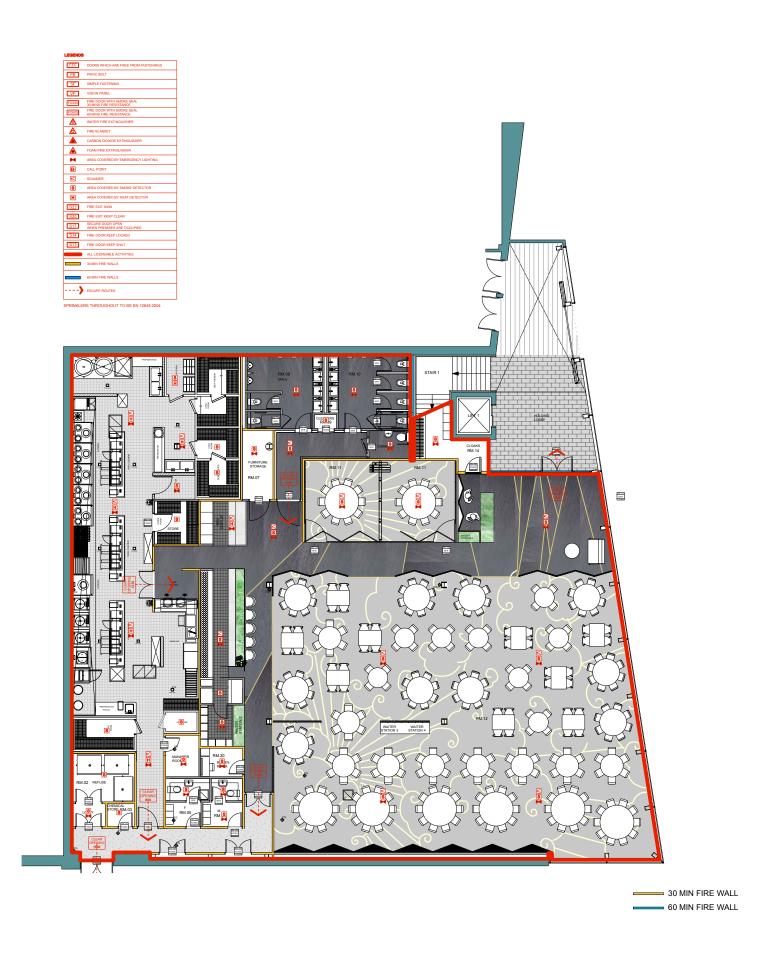
Status Submitted on 10/02/2017 16:46

Contact method Self service

Type Premises Licence - Initial Application

Amount paid £100.00

Payment method Debit Card



GENERAL NOTES:
Do not scale from this drawing.
Check drawing on receipt and immediately report any discrepancies to the Architect.
Verify all dimensions and levels on site prior to construction.
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LICENSING

Stiff + Trevillion

Stiff + Trevillion Architects Ltd 16 Woodfield Road London W9 2BE T +44(0)20 8960 5550 F +44(0)20 8969 8668 mail@stiffandtrevillion.com www.stiffandtrevillion.com Project No Project No 4056 O2-800

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Dear all

For an update I have emailed them again to find out of the large sliding door has a built in fail safe in case of a fire/power lose. I have yet to receive a reply.

Kind regards

Mr Chris Pearce Public Safety Officer Community Protection Regeneration & Environmental Services Brent Council 020 8937 1031

www.brent.gov.uk @Brent Council

From: Pearce, Chris Sent: 18 April 2017 15:38

To: 'info' < info@jamestsang.com >; Business Licence < business.licence@brent.gov.uk >; Legister,

Linda < Linda. Legister@brent.gov.uk >

Cc: Exeter, Pollen < <u>Pollen.Exeter@brent.gov.uk</u> >

Subject: RE: Golden Dragon Restaurant, Ground Floor, 399 Edgware Road

Dear Adrian

I would be grateful if we could arrange another site visit before the weeks end or at least a discussion to resolve the issue of capacity. As you know we use the technical standard for places of entertainment which I believe differs from BS 9999 in its escape calculations and I would like to resolve this before it goes to committee which will be around the 5th May.

As discussed at present our representation is that capacity is set at 160.

Kind regards

Mr Chris Pearce Public Safety Officer Community Protection Regeneration & Environmental Services Brent Council 020 8937 1031

www.brent.gov.uk @Brent_Council From: info [mailto:info@jamestsang.com]

Sent: 10 April 2017 15:20

To: Pearce, Chris < Chris. Pearce@brent.gov.uk >

Subject: Golden Dragon Restaurant, Ground Floor, 399 Edgware Road

Importance: High

Dear Chris,

Please see the email below from my client's consultant in response to your email this morning.

Do let me know if you have any further query.

Kind regards,

Adrian Yeow

James Tsang & Co

1st Floor 3 Rupert Court London W1D 6DX

DX 44732 Soho Square

Tel: 020 7287 0451 Fax: 020 7287 9850

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Confidentiality: This e-mail and its attachments are intended for the above named only and may be confidential. If they have come to you in error you must take no action based on them, nor must you copy or show them to anyone; please reply to this e-mail and highlight the error.

From: Radford, Frances [mailto:Frances.Radford@aecom.com]

Sent: 10 April 2017 14:32

To: info<info@jamestsang.com>; vinceylam@bangbangoriental.com; Le Roux, Sebastian

<<u>Sebastian.LeRoux@aecom.com</u>>

Cc: <u>j.hogan@stiffandtrevillion.com</u>; Everdell, James < <u>James.Everdell@aecom.com</u>>; <u>r.blandy@stiffandtrevillion.com</u>; Harrison, Roger < <u>Roger.Harrison@aecom.com</u>>

Subject: RE: Golden Dragon Restaurant, Ground Floor, 399 Edgware Road

AII,

It is not clear what method that the Brent Council Public Safety Team have used to determine the exit capacity. However, both the fit out fire strategy and the base build strategy are based BS 9999. As described in the base build and fit out strategies, the restaurant is assigned a risk profile of B2 (as recommended in BS 9999). There is also recognition of an enhanced detection and alarm system in place and a 4 m ceiling height (providing a 20% reduction), so the corresponding exit width factor is 3.3 mm/person.

Based on 3.3 mm/person, a 1200 mm door can provide exit capacity for 363 people.

This calculation approach is in accordance with BS 9999 and is described in the approved base build design.

Thanks,

Frances Radford, MEng AlFireE Fire Engineer +44 (0)7823356371 frances.radford@aecom.com

AECOM

Aldgate Tower, 2 Leman Street, London, E1 8FA, UK aecom.com

Built to deliver a better world

From: Charles, Rockwell

Sent: 13 April 2017 16:59

To: info'

Cc: Business Licence; Legister, Linda

Subject: (Formal Representation Withdrawn) CONSULT - New Premises -

Golden Dragon, Ground Floor, 399 Edgware Road (Ref

223714462)

Dear Mr James Tsang,

I can confirm that the Council s Nuisance Control Section have withdrawn their representation on the grounds of Public Nuisance, further to your email below confirming that you are happy to amend your operating schedule to include the following as conditions on your Premises Licence.

The premises licence holder shall ensure that the use of any designated smoking area would not cause a nuisance to nearby residential or noise sensitive premises.

On behalf of the Council may I take this opportunity to wish your client future success in the advancement of their business.

Mr Rockwell Charles

Enforcement Officer

Regulatory Services

Regeneration & Environmental Services

London Borough of Brent

Tel: 020 8937 6458

Email: Rockwell.charles@brent.gov.uk



From: Michael.J.Sullivan@met.pnn.police.uk

Sent: 07 April 2017 16:01

To: info@jamestsang.com; Patel, Yogini; Legister, Linda; Business

Licence

Subject: RE: Golden Dragon Restaurant, 399 Edgware Road - Ref:

223714462

Dear all

With The below agreement police are now in a position to withdraw their Representations

Regards

PC368QK

Michael Sullivan

Brent Police Licensing Team

From: info [mailto:info@jamestsang.com]

Sent: 06 April 2017 18:01 **To:** Sullivan Michael J - QK

Cc: Yogini.Patel@brent.gov.uk; business.licence@brent.gov.uk; Linda.Legister@brent.gov.uk;

Susana.Figueiredo@brent.gov.uk

Subject: Golden Dragon Restaurant, 399 Edgware Road - Ref: 223714462

YOUR REF: 01QK/96/17/368 OUR REF: JT.AY.S243.1.Springstar

Brent Police Licensing

FAO: PC Michael Sullivan

By email only to: Michael.J.Sullivan@met.pnn.police.uk

CC: <u>Yogini.Patel@brent.gov.uk</u>; <u>business.licence@brent.gov.uk</u>; <u>Linda.Legister@brent.gov.uk</u>; <u>Susana.Figueiredo@brent.gov.uk</u>

6 April 2017

Dear Sirs,

Re: Premises Licence Application (Ref: 223714462)

Golden Dragon Restaurant, Ground Floor, 399 Edgware Road, Kingsbury, London NW9

Thank you for your email of 4 April 2017.

We confirm that your proposed conditions are accepted in full. These conditions are reproduced below for clarity:-

- 1. CCTV shall be installed to Home Office Guidance standards and maintained in a good working condition and recordings shall be kept for 31 days and shall be made available to police and authorised Officers from Brent Council.
- 2. Customers shall not be permitted to take open drink containers outside the premises as defined on the plan submitted to and approved by the Licensing Authority.
- 3. A "Challenge 25" policy shall be adopted and adhered to at all times.
- 4. A refusal book detailing date and time of the refused sale and the name of the person refusing the sale shall be kept and maintained and made available for inspection at the premises.
- 5. Regular documented staff training on licensing legislation and operating procedures shall be given. The training shall be signed and dated and a copy of these training records available for inspection by Police and local authority enforcement officers.
- 6. The licensee shall keep an incident book which shall be made available to the Police and Licensing Authority.
- 7. The supply of alcohol at the premises shall only be to a person seated taking a table meal there and for the consumption by such a person as ancillary to their meal
- 8. The supply/sale of alcohol shall be by waiter or waitress service only.
- 9. Signs must be displayed at suitable points along the bar reading 'Service is by waiter/waitress service only. Customers are not permitted to sit, stand or be served from the bar'.
- 10. A copy of the premises licence summary including the hours which licensable activities are permitted shall be visible from the outside of each entrance to the premises

We trust you would now be content to withdraw your representation.

Yours faithfully,

James Tsang & Co

James Tsang & Co

1st Floor 3 Rupert Court London W1D 6DX DX 44732 Soho Square

Tel: 020 7287 0451 Fax: 020 7287 9850

From: Figueiredo, Susana

Sent: 07 April 2017 11:41

To: 'info'

Cc: Patel, Yogini; Business Licence; Legister, Linda

Subject: Golden Dragon Restaurant, 399 Edgware Road - Ref: 223714462

Dear all,

Following the confirmation that the conditions below have been accepted, I would like to withdraw my representation.

Kind Regards

Susana Figueiredo Licensing Inspector Planning, Transportation & Licensing Brent Council

www.brent.gov.uk

From: info [mailto:info@jamestsang.com]

Sent: 06 April 2017 18:01

To: Michael.J.Sullivan@met.pnn.police.uk

Cc: Patel, Yogini; Business Licence; Legister, Linda; Figueiredo, Susana **Subject:** Golden Dragon Restaurant, 399 Edgware Road - Ref: 223714462

YOUR REF: 01QK/96/17/368 OUR REF: JT.AY.S243.1.Springstar

Brent Police Licensing

FAO: PC Michael Sullivan

By email only to: Michael.J.Sullivan@met.pnn.police.uk

CC: <u>Yogini.Patel@brent.gov.uk;</u> <u>business.licence@brent.gov.uk;</u> <u>Linda.Legister@brent.gov.uk;</u> <u>Susana.Figueiredo@brent.gov.uk</u>

6 April 2017

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- 10. A copy of the premises licence summary including the hours which licensable activities are permitted shall be visible from the outside of each entrance to the premises

We trust you would now be content to withdraw your representation.		
Yours faithfully,		

James Tsang & Co

