



Alcohol and Entertainment Licensing Sub-Committee (C)

Friday 3 November 2017 at 10.00 am
Members Suite - 4th Floor, Brent Civic Centre,
Engineers Way, Wembley, HA9 0FJ

Membership:

Members

Councillors:

Long (Chair)
Daly (substituting for Khan)
McLeish

Substitute Members

Councillors:

Ahmed, Allie, Denselow, Duffy, Eniola,
Harrison, Jones, Kansagra, Maurice,
Pavey and Stopp

For further information contact: Joe Kwateng, Governance Officer
Tel: (020) 8937 1354; Email: joe.kwateng@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.

Notes for Members - Declarations of Interest:

If a Member is aware they have a Disclosable Pecuniary Interest* in an item of business, they must declare its existence and nature at the start of the meeting or when it becomes apparent and must leave the room without participating in discussion of the item.

If a Member is aware they have a Personal Interest** in an item of business, they must declare its existence and nature at the start of the meeting or when it becomes apparent.

If the Personal Interest is also a Prejudicial Interest (i.e. it affects a financial position or relates to determining of any approval, consent, licence, permission, or registration) then (unless an exception at 14(2) of the Members Code applies), after disclosing the interest to the meeting the Member must leave the room without participating in discussion of the item, except that they may first make representations, answer questions or give evidence relating to the matter, provided that the public are allowed to attend the meeting for those purposes.

***Disclosable Pecuniary Interests:**

- (a) **Employment, etc.** - Any employment, office, trade, profession or vocation carried on for profit gain.
- (b) **Sponsorship** - Any payment or other financial benefit in respect expenses in carrying out duties as a member, or of election; including from a trade union.
- (c) **Contracts** - Any current contract for goods, services or works, between the Councillors or their partner (or a body in which one has a beneficial interest) and the council.
- (d) **Land** - Any beneficial interest in land which is within the council's area.
- (e) **Licences**- Any licence to occupy land in the council's area for a month or longer.
- (f) **Corporate tenancies** - Any tenancy between the council and a body in which the Councillor or their partner have a beneficial interest.
- (g) **Securities** - Any beneficial interest in securities of a body which has a place of business or land in the council's area, if the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body or of any one class of its issued share capital.

****Personal Interests:**

The business relates to or affects:

(a) Anybody of which you are a member or in a position of general control or management, and:

- To which you are appointed by the council;
- which exercises functions of a public nature;
- which is directed is to charitable purposes;
- whose principal purposes include the influence of public opinion or policy (including a political party of trade union).

(b) The interests a of a person from whom you have received gifts or hospitality of at least £50 as a member in the municipal year;

or

A decision in relation to that business might reasonably be regarded as affecting, to a greater extent than the majority of other council tax payers, ratepayers or inhabitants of the electoral ward affected by the decision, the well-being or financial position of:

- You yourself;
- a member of your family or your friend or any person with whom you have a close association or any person or body who employs or has appointed any of these or in whom they have a beneficial interest in a class of securities exceeding the nominal value of £25,000, or any firm in which they are a partner, or any company of which they are a director
- any body of a type described in (a) above.

Agenda

Introductions, if appropriate.

Item	Page
6 Application from the Metropolitan Police for the Review of a Premises Licence held by Mansuckh Shamji Vekaria for the premises known as Savannah Lounge (4 Lancelot Parade, Lancelot Road, Wembley, HA0 2AJ) pursuant to the provisions of the Licensing Act 2003	160 - 193

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.

This page is intentionally left blank

Agenda Item 6

LICENSING ACT 2003

Application for the Review of a Premises Licence following Expedited Review

Name of Applicant:	Metropolitan Police
Name & Address of Premises:	Savannah Lounge 4 Lancelot Parade, Lancelot Road Wembley,
Applicants Agent:	Dadds Solicitors

1. Application

The application is for the review of a premises licence held by Mr Mansuckh Shamji Vekaria. The premises are known as Savannah Lounge.

2. Grounds for Review

The grounds for review are serious crime and disorder involving fighting on 7 October 2017 where one male was left with serious GBH injuries.

3. Relevant Representations

Representations were received from PC Michael Sullivan of the Metropolitan Police.

4. Background

These premises are currently licensed for regulated entertainment from 19:00hrs to 01:30hrs Sunday to Wednesday, and until 04:30hrs Thursday to Saturday. Late Night Refreshment from 23:00hrs to 00:00hrs Sunday to Wednesday and until 02:00hrs Thursday to Saturday. The sale of alcohol from 11:00hrs to 02:00hrs Sunday to Wednesday and until 04:30hrs Thursday to Saturday. To remain open from 10:00hrs to 02:30hrs Sunday to Wednesday and until 05:00hrs Thursday to Saturday.

The Designated Premises Supervisor is Mansuckh Shamji Vekaria.

Police officers applied for an expedited review which was heard on 13 October 2017. As an interim measure members agreed the following:

The licensable hours will be amended so that the premises will not be open beyond 01:00 hours on any day. All licensable activities cease at 12:30.

The ID scanning equipment is to be implemented as soon as reasonably practicable.

The applicant made a representation against the interim steps which was heard on 25 October 2017. The following was agreed:

At this stage, the sub-committee are satisfied that a variation of the operating hours, as agreed between the police and licence holder, will uphold the licencing objectives.

The application will be granted.

Licensable activities to cease 02:00 and the premises to close at 02:30am

The steps a Committee may take are:

- To modify, remove or add conditions
- To exclude the sale of alcohol or other licensable activity
- Remove the Designated Premises Supervisor
- Suspend the licence for up to 3 months.
- Revoke the licence

5. Associated Papers

- A. Copy of Review Application
- B. Copy of Expedited Review Decision
- C. Copy of Representation against interim steps
- D. OS Map



TOTAL POLICING

Certificate under Section 53A(1)(b) of the Licensing Act 2003

Metropolitan Police Service | New Scotland | Yard 8-10 Broadway | London | SW1H 0BG

I hereby certify that in my opinion the premises described below are associated with:
both serious crime and serious disorder

Premises (Include business name and address and any other relevant identifying details):

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

Savannah Lounge, 4 Lancelot Parade, Lancelot Road

Post town:

Wembley

Post code:
(if known)

HA0 2AJ

Premises licence number (if known):

1108710

Name of premises supervisor (if known):

Mr. Mansuckh Shamji Vekaria

I am a *Chief Superintendent* *in the Metropolitan Police Service.

*Insert rank of officer giving the certificate, which must be superintendent or above.

I am giving this certificate because I am of the opinion that other procedures under the Licensing Act are inappropriate in this case because:

(Give a brief description of why other procedures such as a standard review process are thought to be inappropriate, e.g. the degree of seriousness of the crime and/or disorder, the past history of compliance in relation to the premises concerned)

This was a large scale violent disorder incident where the victim received a GBH injury. The victim remains in hospital, heavily medicated and requiring CT scans in relation to a bubble found on his brain.

A standard review could take several months to reach a conclusion, especially if taken to appeal. Police fear that another serious incident may occur in the meantime. The expedited process is necessary to request interim steps. Police request interim steps to reduce the hours of licensable activity, add conditions in relation to the use of an I.D Scanner and use of approved SIA door supervisors. Police deem these measure as appropriate, proportionate and necessary for the promotion of the licensing objectives, particularly to prevent any further crime or disorder and to protect the public .

Signature

Signature:

Date:

10-10-2017.

PROTECTIVE MARKING

Retention Period: 7 years
MP 147/12



TOTAL POLICING

Form for Applying for a Summary Licence Review
Application for the review of a premises licence under section 53A of the Licensing Act 2003
 (premises associated with serious crime, serious disorder or both)

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 the 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.

Insert name and address of relevant licensing authority and its reference number:

Name:	Police Constable Michael Sullivan		
Address:	Wembley Police station, 603 Harrow Road		
Post town:	Wembley	Post code:	HA0 2HH
Ref. No.:			

I **Police Constable Michael Sullivan 368QK**
 on behalf of the chief officer of police for the Metropolitan Police area apply for the review of a premises licence under section 53A of the Licensing Act 2003.

1. Premises details

Postal address of premises or club premises, or if none, ordnance survey map reference or description:
 SAVANNAH LOUNGE, 4 Lancelot Parade, Lancelot Road, Wembley, HA0 2AJ Licence number 1108710

Post town:	Wembley	Post code: (if known)	HA0 2AJ
-------------------	---------	---------------------------------	---------

2. Premises licence details

Name of premises licence holder or club holding club premises certificate (if known):
 Mr Mansuckh Shamji Vekaria

Number of premises licence or club premises certificate (if known):
 1108710

3. Certificate under section 53A(1)(b) of the Licensing Act 2003 (Please read guidance note 1)

I confirm that a certificate has been given by a senior member of the police force for the police area above that in his opinion the above premises are associated with serious crime or serious disorder or both, and the certificate accompanies this application.

Please tick the box to confirm:

PROTECTIVE MARKING

4. Details of association of the above premises with serious crime, serious disorder or both

(Please read guidance note 2)

Savannah Lounge is a small night club located on Lancelot Road, Wembley, this is a residential road near the junction with High Road Wembley.

On the 7th October 2017, Savannah Lounge hosted a private 25th Birthday party, during the early hours of Sunday the 8th October 2017 at approximately 02.45 hours party goers went outside and got into an altercation with people leaving a nearby night club known as Masti's.

there are conflicting accounts as to what started the incident, but it appears that people from Savannah Lounge approached a group from Masti's and asked for a light for a cigarette, words were exchanged and a fight started, a large group of people from Savannah Lounge came out of the club and started to assault people within the group that have left Masti's night club, there are currently, so far five people have been identified as victims of the assault varying from minor injuries to serious head injuries.

Brent CCTV shows a group of about 4 people sitting opposite Savannah Lounge, they are approached by people who come from the direction of Savannah Lounge, after a short period of time a fight breaks out, SIA security from Masti's club then come running down the road and try and intervene, more and more people then join in the fight and large scale disorder occurs, the main focus of the group seems to be towards someone who by this point has got into a parked car, the camera zooms in and people can be seen dragging people away from the car to get to the person/people inside the car, people can be seen punching someone inside the car, others have belts wrapped around their knuckles, a male can be seen smashing the car windows with what appears to be a pickaxe, other weapons have also been used during the violent disorder.

The main victim from this assault is still in hospital with head injuries, and waiting to have a CT scan as he has a bubble on his brain.

A large number of police resources were deployed to the scene, where people attempted to leave, two people have been arrested and one of these so far has been charged with several offences. There are numerous outstanding suspects for this incident.

From looking at the CCTV it would appear that some of the people involved were intoxicated, however this needs to be verified, further CCTV has been requested from the venue, to see what happened from inside the venue prior to the disorder occurring.

A meeting was held on the 10/10/2017 with the Licensee of Savannah Lounge, and it is apparent that there are a number of breaches to the licence conditions, namely people were allowed out the front of the premises, people were being allowed entry/re-entry in to the venue past its hours permitted, from looking at the SIA log sheets the door staff did not start work at the correct time, and were not briefed as to their roles and what conditions needed to be adhered to.

I have serious concerns that if the venue is allowed to continue running in the current manner, it is likely that further incidents of the above nature could occur.

Police propose numerous interim conditions be added to the licence until a full review hearing can be held and further enquiries can be conducted to establish the facts of why and how this large scale violent disorder occurred.

Police request the following interim steps: 1. The venues opening hours and all licensable activity be reduced until 1am, as allowing the venue to open and serve alcohol until 05.00 hours is promoting drunkenness by people drinking until the early hours of the morning, as previously stated Brent Council CCTV shows what appears to be drunkenness, but at this stage it can not be verified.

2. Police would also ask that the premises install an ID scanner, and the condition should read (Admission to club by Club Scan, photographic ID, which includes a date of birth, to be produced by all patrons to staff and electronic records to be kept on Club Scan and checked every time a patron attends the premises.)

This will assist police with any further enquiry that they need to conduct if any further incidents happen, and will help identify any possible suspects or witnesses. 3. Police would also ask that the venue employs SIA from the approved SIA contactor scheme; this will ensure that the SIA working are trusted and reliable. 4. Police would ask that the licence be suspended for a period of seven days to allow the licensee to implement the above conditions, this will help the premise to promote the four licensing objectives.

The licensee has indicated to police that he has a private booking this Friday 13th October 2017, for a birthday party, however he had not thought about implementing any further conditions to help prevent a repeat of the above, which raises concerns that no thought is currently being given to the safety of staff or patrons attending this venue.

Police deem these measures as appropriate, proportionate and necessary for the promotion of the licensing objectives, particularly to prevent any further crime or disorder and to protect the public from harm (public safety).

Signature of applicant

PROTECTIVE MARKING

Signature:	<i>Michael Sullivan</i>	Date:	<i>10/10/14</i>	a
Capacity:	<i>MICHAEL SULLIVAN</i>			
Contact details for matters concerning this application				
Surname:	<i>SULLIVAN</i>	First Names:	<i>Michael</i>	
Address:	<i>WEMBLEY POLICE STATION, 603 HARROW ROAD</i>			
Post town:	<i>LONDON</i>	Post code:	<i>HAD 2HH</i>	
Tel. No.:	<i>07500 993 897</i>	Email:	<i>Michael.Sullivan3@Met.Police.uk</i>	

Notes for guidance

- A certificate of the kind mentioned in the form must accompany the application in order for it to be valid under the terms of the Licensing Act 2003. The certificate must explicitly state the senior officer's opinion that the premises in question are associated with serious crime, serious disorder or both.

Serious crime is defined by reference to section 81 of the Regulation of Investigatory Powers Act 2000. In summary, it means:

 - conduct that amounts to one or more criminal offences for which a person who has attained the age of eighteen and has no previous convictions could reasonably be expected to be sentenced to imprisonment for a term of three years or more; or
 - conduct that amounts to one or more criminal offences and involves the use of violence, results in substantial financial gain or is conduct by a large number of persons in pursuit of a common purpose.

Serious disorder is not defined in legislation, and so bears its ordinary English meaning.
- Briefly describe the circumstances giving rise to the opinion that the above premises are associated with serious crime, serious disorder, or both.

Retention Period: 7 years
MP 146/12



REGENERATION AND GROWTH
REGULATORY SERVICES
BRENT CIVIC CENTRE
ENGINEERS WAY
WEMBLEY
HA9 0FJ

TEL: 020 8937 5359
EMAIL: business.licence@brent.gov.uk

London Borough of Brent

Premises Licence

PART A

This Premises Licence was granted by Brent Council, Licensing Authority for the area of the Borough of Brent under the Licensing Act 2003.

Signed.....
Head of Regulatory Services

Date: 5 August 2015

Licence number 1108710

Licence start date: 03/09/2012

Part 1 - Premises Details

SAVANNAH LOUNGE, 4 Lancelot Parade, Lancelot Road, Wembley, HA0 2AJ

Licensable activities and the times authorised by this licence

Live Music:

Day	Start Time	End Time
Monday	19:00	01:00
Tuesday	19:00	01:00
Wednesday	19:00	01:00
Thursday	19:00	02:00
Friday	19:00	02:00
Saturday	19:00	02:00
Sunday	19:00	01:00

Seasonal variations: Christmas Eve and New Years Eve 19:00hrs to 02:00hrs

Recorded Music:

Day	Start Time	End Time
Monday	19:00	01:30
Tuesday	19:00	01:30
Wednesday	19:00	01:30
Thursday	19:00	04:30
Friday	19:00	04:30
Saturday	19:00	04:30
Sunday	19:00	01:30

Seasonal variations: Christmas Eve and New Years Eve 19:00hrs to 04:30hrs

Performances of Dance:

Day	Start Time	End Time
Monday	19:00	01:30
Tuesday	19:00	01:30
Wednesday	19:00	01:30
Thursday	19:00	02:00
Friday	19:00	02:00
Saturday	19:00	02:00
Sunday	19:00	01:30

Seasonal variations: Christmas Eve and New Years Eve 19:00hrs to 02:00hrs

Anything Similar to Performance of Live/Recorded Music or Dance:

Day	Start Time	End Time
Monday	19:00	01:30
Tuesday	19:00	01:30
Wednesday	19:00	01:30
Thursday	19:00	02:00
Friday	19:00	02:00
Saturday	19:00	02:00
Sunday	19:00	01:30

Seasonal variations: Christmas Eve and New Years Eve 19:00hrs to 02:00hrs

Provision of Entertainment Facilities for Dancing:

Day	Start Time	End Time
Monday	19:00	01:30
Tuesday	19:00	01:30
Wednesday	19:00	01:30
Thursday	19:00	04:30
Friday	19:00	04:30
Saturday	19:00	04:30
Sunday	19:00	01:30

Seasonal variations: Christmas Eve and New Years Eve 19:00hrs to 04:30hrs

Provision of Facilities for Entertainment of a Similar Description to Making Music or Dancing:

Day	Start Time	End Time
Monday	19:00	01:30
Tuesday	19:00	01:30
Wednesday	19:00	01:30
Thursday	19:00	04:30
Friday	19:00	04:30
Saturday	19:00	04:30
Sunday	19:00	01:30

Seasonal variations: Christmas Eve and New Years Eve 19:00hrs to 04:30hrs

Provision of Late Night Refreshment:

Day	Start Time	End Time
Monday	23:00	00:00
Tuesday	23:00	00:00
Wednesday	23:00	00:00
Thursday	23:00	02:00
Friday	23:00	02:00
Saturday	23:00	02:00
Sunday	23:00	00:00

Seasonal variations: Christmas Eve and New Years Eve 23:00hrs to 02:00hrs

Supply of Alcohol:

Day	Start Time	End Time
Monday	11:00	02:00
Tuesday	11:00	02:00
Wednesday	11:00	02:00
Thursday	11:00	04:30
Friday	11:00	04:30
Saturday	11:00	04:30
Sunday	11:00	02:00

Seasonal variations: Christmas & New Years Eve 1100 - 04:30 hours

Whether alcohol is authorised to be supplied on or off the premises: **Both**

The Opening Hours of the Premises:

Day	Start Time	End Time
Monday	10:00	02:30
Tuesday	10:00	02:30
Wednesday	10:00	02:30
Thursday	10:00	05:00
Friday	10:00	05:00
Saturday	10:00	05:00
Sunday	10:00	02:30

Seasonal variations: Christmas Eve & New Years Eve 1000 - 05:00hours

Part 2

Details of Holder of Premises Licence:

Name: Mansuckh Shamji Vekaria

Address: [REDACTED]

Telephone: [REDACTED]

Details of Designated Premises Supervisor:

Name: Mansuckh Shamji Vekaria

Address: [REDACTED]

Personal Licence Number: [REDACTED]

Issuing authority: [REDACTED]

Annexe 1 - Mandatory Conditions

No Irresponsible Drinks Promotions

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

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

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to— (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or (ii) drink as much alcohol as possible (whether within a time limit or otherwise);

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

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

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;

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

Free Water

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

Age Verification Policy

(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.

Small Measures to be Available

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

Minimum Price of Alcohol

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

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

- (a) —duty is to be construed in accordance with the Alcoholic Liquor 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.

3. Where the permitted price given by Paragraph (b) of paragraph 2 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.

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

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

Requirement for a DPS

(1) No supply of alcohol may be made under the premises licence—

(a) at a time when there is no designated premises supervisor in respect of the premises licence, or

(b) at a time when the designated premises supervisor does not hold a personal licence or their personal licence is suspended.

(2) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Door Supervisors and Security Staff to be Licensed by the SIA (when required)

Where the licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each individual must be licensed by the Security Industry Authority, with the following exceptions:

a) premises where the premises licence authorises plays or films

b) any occasion mentioned in paragraph 8(3)(b) or (c) of Schedule 2 to the Private Security Industry Act 2001 (premises being used exclusively by a club with a club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or

c) any occasion within paragraph 8(3)(d) of Schedule 2 to the Private Security Industry Act 2001

Embedded Conditions

Not Applicable

Annexe 2 - Conditions Consistent With the Operating Schedule

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 licensing officers if requested.
2. Door supervisors of a sufficient number and gender mix, shall be employed from 2100 hours on any day when the premises are open for the sale of alcohol past midnight.
3. In addition two stewards in high visibility clothing of suitable gender mix shall be employed from midnight on any day when the premises are open for sale of alcohol past midnight and shall patrol the premises and street to advise patrons regarding noise and anti-social behaviour.
4. During late night lower floor events (basement), the upper ground floor (street level) shall not be used in any capacity from 00:30 hours apart from to allow patrons to exit the premises.
5. A register/log containing the names, badge number, dates & times of duty of security staff/stewards and any incidents that occur shall be kept and made available to the Police and Licensing Authority.
6. Customers shall not be permitted to take open glass containers outside the premises as defined on the plan submitted to and approved by the Licensing Authority.
7. The licensee shall keep an incident book which shall be made available to the Police and Licensing Authority.
8. Signs alerting customers to theft shall be displayed.
9. A clear and unobstructed view into the premises shall be maintained at all times.
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.
11. A suitable intruder alarm complete with panic button shall be fitted and maintained.
12. The outside drinking areas shall cease at 2300 hours.
13. The smoking area at the front of the premises shall not be used after 23:00 hours and the rear yard smoking area shall be limited to 5 people after 23:00 hours and shall be suitably supervised.
14. No entry or re-entry to the premises shall be permitted after 00:30 hours.
15. A personal licence holder fluent in English shall be present on the premises and supervise the sale of alcohol throughout the permitted hours for the sale of alcohol.
16. On major event days at Wembley Stadium the following shall apply if the premises is

hosting fans attending the event:

- a. Customers shall not be allowed to congregate outside the premises.
- b. The DPS shall work in partnership with the Police and if necessary comply with any direction given by the most senior Police Officer on duty at the event.
- c. No alcohol or 'alcopop' type drinks shall be displayed or sold in glass containers with the exception of wines and spirits.
- d. No glass bottles shall be handed over the bar but decanted into plastic vessels.

17 The playing of live or recorded music shall not be permitted in any garden or external area.

18 No noise or vibration shall be detectable at any neighbouring noise sensitive premises.

19 The level of music shall be arranged so as not to cause a nuisance to local residents.

20 Nudity, striptease and other entertainment of an adult nature shall not be permitted on the premises.

21 The maximum number of persons permitted within the upper ground floor (street level) shall not exceed 25 not including staff.

The maximum number of persons within the lower ground floor (basement) shall not exceed 60 not including staff.

If the furniture was removed from the lower ground floor (basement) the total premises the maximum number of persons shall not exceed 120 not including staff.

22 Any locks and flush latches on the exit doors shall be unlocked and kept free from fastenings other than push bars or pads whilst the public are on the premises.

23 The rear exit gate to the assembly point shall be unlocked and open at all times whilst the public are on the premises. Likewise a clear route shall be maintained during this time.

24 The socket outlets (or other power supplies used for DJ equipment, band equipment and other portable equipment) that are accessible to performers, staff or the public shall be suitably protected by a residual current device (RCD having a rated residual operating current not exceeding 30 milliamps).

25 A "Challenge 25" policy shall be adopted and adhered to at all times.

Annexe 3 - Conditions Attached After a Hearing by the Licensing Authority

Annexe 4 - Plans

See attached sheet.

From:
Sent: 24 October 2017 21:09
To: Business Licence
Subject: Savannah Lounge

Dear Sir

I have being customer at Savannah Lounge for over 2 years and I find very friendly people and I have also brought my family here ,we found that very friendly environment and trouble free even my family commented, mentioned about getting other family members

Yours faithfully

This page is intentionally left blank

From:
Sent: 21 October 2017 18:42
To: Business Licence
Subject: Re: Savannah Bar & Lounge

Re: Savannah Bar & Lounge

Dear sir/ madam,

As you seek to determine the future of the above named premises I wish to offer my input following the isolated incident on October 7.

I am a teacher by profession and attends the above named premises on a regular basis with my friends and colleagues. I can confirm that the atmosphere is always peaceful with a welcoming staff. Over the years that I have attended the premises for various occasions, no unlawful incident has been observed that could result in serious criminal activities.

Since the incident I have observed corrective measures that have been implemented to insure that no similar incident reoccurs.

With the above mentioned, I am requesting that positive consideration be given to ensure the facility continues to serve the community in the conducive atmosphere that predominate prevails.

Kindest regards,

This page is intentionally left blank

Re: Savannah Lounge

4 Lancelot Road

Wembley

Middlesex

HA0 2AJ

To whom it may concern

I am writing this in relation to a recent public order incident that took place outside the above establishment, and it is my understanding that Mans, the proprietor, is having his licence reviewed as a result. I am writing this in support of Mans in the hope that it will assist him in retaining his licence and livelihood.

I have known Mans for a while now as a customer of Savannah, and can testify to Mans' decency, moral uprightness and professionalism, and can also testify that he more than satisfies the duty of care that he owes to his customers.

I understand the seriousness of the public order incident that took place, and the results of the incident are most regrettable. However, I believe that there are mitigating circumstances in this particular case that demonstrate that this incident was not due to any wilful or professional negligence on the part of the proprietor and which show that the proprietor should not be held responsible for this incident.

I also understand that I have only heard the story from the point of view of the proprietor. However, if the facts as I understand them are true (and I believe that they are) I submit to you that they provide evidence that should be carefully considered by your department before you make a judgment in this particular case.

Firstly, it is my understanding that the incident took place due to a group of people outside Savannah being provoked by another group of people that had been removed from a neighbouring nightclub in Wembley called Masti. If the people from the neighbouring nightclub had not been present, I submit to you that the provocation would not have occurred and the resulting incident would not have happened. This version of events is made quite clear and supported in witness accounts provided by the SIA Door Supervisors present at the time at Savannah. It is also made clear in these witness accounts that the violence quickly spiralled out of control and could not be contained by the Door Supervisors. I submit to you that these were circumstances which were out of Mans' control. I also submit to you that Mans cannot be held responsible for this, could not be expected to anticipate the likelihood of this happening and did have qualified and experienced Door Supervisors in situ as required by your licencing regulations. Considering the problem seems to have started in the first place due to provocation from customers from another nightclub in

the area, I submit to you that it seems grossly unfair if blame is being allocated unilaterally in this case and if no investigation of the other establishment or their customers and/or their licencing responsibilities is being undertaken.

Secondly, it is my understanding that Mans has received correspondence from your Department requiring that he have ID Scanners installed at his premises and that he employs Door Supervisors recommended by your Department. Mans has already purchased these ID scanners and informed you of this, which I submit must surely indicate his desire to co-operate with you in any way possible to resolve this matter. As for the SIA qualified Door Supervisors, I fail to understand how and why you differentiate between the Door Supervisors which you feel are suitable and the Door Supervisors employed by Mans. My understanding is that Mans employs SIA qualified Door Supervisors who are legally and professionally qualified to do the job. I submit to you that, as long as the Door Supervisors are legally and professionally qualified and capable of doing the job, their company of origin makes no difference whatsoever and I also submit to you that you cannot justify making a request that seems to imply that this is not the case.

Thirdly, Mans has been operating Savannah in Lancelot Road for a number of years, and it is my understanding that there has been no trouble in this time as a result of this (prior to the recent incident that has taken place) and that he is both liked and respected by the local residents. If Mans was a threat to the peaceful and law abiding citizens of the area, I submit to you that this would not be the case and that there would be evidence to support that Mans was not conducive to the good of the area. I submit to you that there is no such evidence. I also submit to you that the recent public order incident under consideration in this case does not constitute evidence of this type and should not be treated as such. I submit to you that the blame for this incident is being disproportionately and unfairly laid at Mans' door. If this is the only evidence you have, I would suggest you carefully consider before making any decisions that could be potentially rash and unjust. It is my understanding that a petition is currently being drawn up which I submit will more than adequately illustrate to your department the esteem in which Mans is held in by the local community.

I do hope that you take what I believe to be powerful and cogent extenuating circumstances into account, and that there can be a satisfactory and expeditious denouement to this matter to the benefit of Mans, Savannah and the local community which he so ably serves.

Regards

25/10/17

Email:

London Borough of Brent

Decision of the Alcohol and Entertainment Licensing Sub-Committee (B) following a hearing on 25 October 2017 at Brent Civic Centre, Engineers Way, Wembley HA9 0FJ

NOTICE OF DECISION

PREMISES

Savannah Lounge

4 Lancelot Parade
Lancelot Road
Wembley
HA0 2AJ

1. Members of the Sub-Committee

Councillors Allie (Chair), Long and Ahmed

2. The Application

Representations against interim steps imposed after an Expedited Review on the 20 October 2017.

3. Representation

David Dadds represented the Licence Holder, Mansuckh Shamji Vekaria, who was also present.

PC Sullivan represented the Metropolitan Police.

4. The Hearing

PC Sullivan set out the background to the matter. On the 7 and 8 October 2017 an incident took place which resulted in serious injury. Police were called c.02:45 to a large disturbance. From the investigation it was apparent patrons had been ejected from a nearby venue, Masti's. At a similar time some patrons at Savannah Lounge exited the premises and a large scale fight took place. Weapons, including belts and a pick axe were used. So far 2 people have been arrested.

After an expedited review on the 20 October 2017 the hours had been reduced.

Since that date further investigations had taken place. At present, no evidence had been found to link intoxication to the incident. A full hearing to take place on the 3 November.

Mr Dadds for the Licence Holder set out that he was seeking an amendment to the interim steps. It was submitted that, now the investigation had started, the picture was clearer. The position, it was submitted, now seemed that the victim appeared to have been the aggressor. This was new information which must be taken into account.

Mr Dadds explained that there was an agreed position between the licence holder and the police that a modification of the interim steps can take place and the licensing objectives be upheld.

The hours proposed were: Licensable activities to cease 02:00 and the premises to close at 02:30am

In support of the agreement Mr Dadds referred to the s.182 Guidance and that the police are the main source of information with regard to crime and disorder.

PC Sullivan concurred that new information has now come to light, although emphasised that the investigation was still ongoing. It was correct that the premises had previously opened until 02:30, and there had been no issues during this time. On the basis of the new information, the application was not opposed.

Councillor Long questioned the use of the ID scanner – it was clarified that it was in use for events only and not day to day operating hours. The relevant staff that are using the scanner have been trained. The Licence Holder gave an assurance that SIA officers would wear high visibility clothing.

5. Determination of the Application

The sub-committee determined the application in accordance the provisions of the Licensing Act 2003. Further the sub-committee considered the matter with a view to promoting the licensing objectives, namely:

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- The protection of children from harm.

In making its decision the sub-committee also had regard to the Guidance issued under Section 182 of the Licensing Act 2003 and Brent's licensing policy. In addition, the sub-committee took account of its obligations under section 17 of the Crime and Disorder Act 1998.

The sub-committee were mindful of the need to reach a decision that was necessary, proportionate, and justified on the evidence before them.

6. Decision

The sub-committee has listened carefully to the submissions made by both parties.

Whilst this was clearly a very serious incident, we have taken on board that this is an ongoing investigation. We also note that new information has come to light since the expedited review.

At this stage, the sub-committee are satisfied that a variation of the operating hours, as agreed between the police and licence holder, will uphold the licencing objectives.

The application will be granted.

Dated: 25 October 2017

This page is intentionally left blank

Licensing Authority
London Borough of Brent
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

Our Ref: dd/lb/VIK1-1

Your Ref:

19th October 2017

licensing@brent.gov.uk

Dear Sirs,

Re: Savannah Lounge, 4 Lancelot Parade, Lancelot Road, Wembley, HA0 2AJ
Mr Mansuckh Vekaria

We have been instructed to act on behalf of Mansuckh Vekaria, premise licence holder for the above premises.

We understand an expedited review under S53A has been made in respect of the above premises and the Licensing Sub-Committee has made the decision to suspend the Premises Licence.

We wish to make application against interim steps made under S.53A. Please accept this letter as formal notice of representation under S.53B(6). Please confirm safe receipt.

We look forward to hearing from you and would be grateful if you could advise the date and time of the hearing.

Yours faithfully

DADDS LLP

Dadds Solicitors

Crescent House, 51 High Street, Billericay, Essex CM12 9AX
T: 01277 631811 F: 01277 631055 E: office@dadds.co.uk
W: www.dadds.co.uk DX: 32202 BILLERICAY

Page 188

Authorised and regulated by the Solicitors Regulation Authority - Dadds LLP (OC358152). A list of the members is open to inspection at the office.



This page is intentionally left blank

London Borough of Brent

Decision of the Alcohol and Entertainment Licensing Sub-Committee following a hearing
on 13 October 2017 at Brent Civic Centre, Engineers Way, Wembley HA9 0FJ

NOTICE OF DECISION

PREMISES

Savannah Lounge
4 Lancelot Parade,
Lancelot Road,
HA0 2AJ

1. Members of the Sub-Committee

Councillors Harrison (chair), Mcleish and Jones

2. The Applications

The Application was for a Summary Licence Review of the premises known as Savannah Lounge.

3. Representation

The police were represented by Pc Michael Sullivan

The premises were represented by Mr Mansuckh Shamji Vekaria, the Licence holder

4. The Hearing

Case for the Police

On 7 October 2017, a private party took place at Savannah Lounge. Located close by is another licenced premises, Masti. The police are investigating disorder that occurred when the group from Savannah Lounge violently clashed with a group from Masti. The group from Masti are currently being treated as the victims and one of that party has suffered head injuries that require further medical attention although he is expected to make a full recovery.

The police showed CCTV from 8 October 2017 which showed that at around 02:45:56, a male comes out of Savannah Lounge and crosses the road. He approaches a male stood

on the other side of the road. This male was with others around a vehicle. The police believe that at least one of the group had been asked to leave Masti as a result of intoxicated behaviour.

The CCTV shows that the interaction turns into a physical altercation which grows until there is serious disorder in the street. A large number of people can be seen to exit Savannah Lounge and join in the violence. Door supervisors from Masti exit the premises to assist, a large number of people exit with them. The disorder is so widespread that vehicles are prevented from driving down the street. The victim's group retreat to their vehicle but are prevented from leaving by those from the Savannah Lounge, the CCTV shows the group trying to gain access to them and assaulting the persons sat in the front seats. During the altercation, it appears that various weapons were used.

The following licence breaches are alleged by the police to have occurred:

- There was no female security officer on the premises;
- There was no security officer wearing high visibility clothing after 00:00 hours;
- The security staff did not attend until 22:00 hours (although it was noted that the party did not start until 22:00 hours);
- Patrons of the premises were allowed to leave through the front door but then re-enter.

Case for the Licence Holder

The Licence Holder provided a statement from Vishal Jeshani which suggested that the group of people from Masti had been waiting opposite Savannah Lounge for over an hour. The group claimed that they were waiting for a taxi.

The first male from Savannah Lounge had gone across the road to ask for a light for his cigarette. Something was said resulting in a physical altercation. When the Savannah males returned to the bar, family and friends saw blood and began to attack the males from Masti. They beat them for around 20 minutes before the group eventually dispersed on Police arrival.

The Licence Holder made it clear that he had been running the premises for three years and there had never been previous difficulties. He runs a night party every month which is the lifeblood of his business as a particular DJ with a following attends, each time the group disperses with no issues. The Licence Holder also had a booking for a 40th birthday on the evening of the hearing. The Licence Holder provided an invoice for an ID scanner but there was no guarantee it would arrive on the day of the hearing and he admitted that it was unlikely that he would be able to train his staff to use the equipment by the evening.

5. Determination of the Application

The sub-committee determined the applications in accordance with section 53A of the Licensing Act 2003. Further the sub-committee considered the matter with a view to promoting the licensing objectives, namely:

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- The protection of children from harm.

In making its decision the sub-committee also had regard to the Guidance issued under Section 182 of the Licensing Act 2003 and Brent's licensing policy. In addition, the sub-committee took account of its obligations under section 17 of the Crime and Disorder Act 1998.

The sub-committee were mindful of the need to reach a decision that was necessary, proportionate, and justified on the evidence before them and bearing in mind that the decision had interim effect until 3 November 2017.

6. Decision

The sub-committee have listened carefully to the submissions made by all parties and taken into account the written evidence provided by Vishal Jeshani.

We have some concerns about the management of this premises, we are satisfied on the evidence before us that, on balance, various breaches the licence conditions have taken place. We also note that incidents of this nature have not previously been connected to this premises.

The sub-committee have considered whether the imposition of further conditions onto the licence would remedy this situation. We consider that the conditions currently on the licence should be sufficient to prevent this sort of anti-social behaviour, however they are not being implemented.

We do have confidence that the Licence Holder is willing to co-operate with the police to prevent any issues of this nature in future and we have confidence that he understands that he is responsible for the implementation of the licence conditions. As such, we do not find it necessary to suspend the licence.

The licensable hours will be amended so that the premises will not be open beyond 01:00 hours on any day. All licensable activities cease at 12:30.

The ID scanning equipment is to be implemented as soon as reasonably practicable.

These interim measures will remain in place until the final hearing on 3 November 2017.

Dated 16 October 2017