



## **Supplementary Alcohol and Entertainment Licensing Sub-Committee (C)**

**Thursday 19 November 2015 at 10.30 am**  
Boardroom - Brent Brent Civic Centre, Engineers Way,  
Wembley, HA9 0FJ

### **Membership:**

#### **Members**

Councillors:

Long (Chair)  
Hylton  
McLeish

#### **Substitute Members**

Councillors:

Bradley, Chohan, Harrison,  
Hector, Naheerathan and  
Shahzad

**For further information contact:** Joe Kwateng, Democratic Services Officer  
(020) 8937 1354; [joe.kwateng@brent.gov.uk](mailto: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](http://democracy.brent.gov.uk)**

**The press and public are welcome to attend this meeting**

# Agenda

Introductions, if appropriate.

Apologies for absence and clarification of alternate members

Item	Page
a) Supplementary 225 Kilburn High Road	1 - 14
<b>4 Application by Miss Samantha Johnson for provision of regulated entertainment, sale by retail of alcohol and late night refreshment on the premises on 28 to 29 November 2015 from 22:00 hours until 04:00 hours at Chesterfield House, 9 Park Lane, Wembley, HA9 7RH, pursuant to the provisions of the Licensing Act 2003.</b>	15 - 24

## 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
- Case for the Applicant
- Questioning of the Applicant by the Responsible Authority and Members
- Summing up by the Responsible Authority
- 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 2a

## List of Crimes reported to police since 1st January 2015 in the NW6 7JG postcode - Includes the vicinity

The below table shows 29 allegations of crime made to police, as of 09/11/2015, in the post code of the applicants shop. Crime number and crime type are shown below. Please note that names and addresses have been removed to protect the victims of these crimes. Further, at the time of writing, there have now been 232 allegations of crime made to police, just on Brent's side of the entire length of Kilburn High Road, NW6, since 1st January 2015.

1900033/15	<b>Name:</b> <b>Initial Classification:</b> S008/06 ABH <b>Address:</b> <b>OIC:</b>
1900510/15	<b>Name:</b> <b>Initial Classification:</b> S049/10 Theft Not Classified Elsewhere <b>Address:</b> <b>OIC:</b>
1901080/15	<b>Name:</b> <b>Initial Classification:</b> S125/09 Public Order Offence S4A POA 86 <b>Address:</b> <b>OIC:</b>
1902402/15	<b>Name:</b> <b>Initial Classification:</b> Serious sexual offence <b>Address:</b> <b>OIC:</b>
1906622/15	<b>Name:</b> <b>Initial Classification:</b> S044/00 Theft of Pedal Cycles <b>Address:</b> <b>OIC:</b>
1907851/15	<b>Name:</b> <b>Initial Classification:</b> S008/01 GBH/Serious Wounding <b>Address:</b> <b>OIC:</b>
1908317/15	<b>Name:</b> <b>Initial Classification:</b> S049/10 Theft Not Classified Elsewhere <b>Address:</b> <b>OIC:</b>
1908317/15	<b>Name:</b> <b>Initial Classification:</b> Theft

	<b>Address:</b> <b>OIC:</b>
1915024/15	<b>Name:</b> <b>Initial Classification:</b> S049/10 Theft Not Classified Elsewhere <b>Address:</b> <b>OIC:</b>
1916132/15	<b>Name:</b> <b>Initial Classification:</b> S105/01 Common Assault <b>Address:</b> <b>OIC:</b>
1918769/15	<b>Name:</b> <b>Initial Classification:</b> S580/00 Domestic Incident <b>Address:</b> <b>OIC:</b>
1918769/15	<b>Name:</b> <b>Initial Classification:</b> S580/00 Domestic Incident <b>Address:</b> <b>OIC:</b>
1919214/15	<b>Name:</b> <b>Initial Classification:</b> S030/83 Burglary Non Dwelling <b>Address:</b> <b>OIC:</b>
1919214/15	<b>Name:</b> <b>Initial Classification:</b> S030/83 Burglary Non Dwelling <b>Address:</b> <b>OIC:</b>
1919684/15	<b>Name:</b> <b>Initial Classification:</b> S030/83 Burglary Non Dwelling <b>Address:</b> <b>OIC:</b>
1919684/15	<b>Name:</b> <b>Initial Classification:</b> S030/83 Burglary Non Dwelling <b>Address:</b> <b>OIC:</b>
1919684/15	<b>Name:</b> <b>Initial Classification:</b> S030/83 Burglary Non Dwelling <b>Address:</b> <b>OIC:</b>
1919684/15	<b>Name:</b> <b>Initial Classification:</b> S030/83 Burglary Non Dwelling

	<b>Address:</b> <b>OIC:</b>
1921804/15	<b>Name:</b> <b>Initial Classification:</b> S125/11 Public Order Offence S4 POA 86 <b>Address:</b> <b>OIC:</b>
1921804/15	<b>Name:</b> <b>Initial Classification:</b> S125/11 Public Order Offence S4 POA 86 <b>Address:</b> <b>OIC:</b>
1921842/15	<b>Name:</b> <b>Initial Classification:</b> S044/00 Theft of Pedal Cycles <b>Address:</b> <b>OIC:</b>
1922793/15	<b>Name:</b> <b>Initial Classification:</b> S105/01 Common Assault <b>Address:</b> <b>OIC:</b>
2304788/15	<b>Name:</b> <b>Initial Classification:</b> S105/01 Common Assault <b>Address:</b> <b>OIC:</b>
2308707/15	<b>Name:</b> <b>Initial Classification:</b> S105/01 Common Assault <b>Address:</b> <b>OIC:</b>
2311559/15	<b>Name:</b> <b>Initial Classification:</b> S053/25 Making Off Without Payment <b>Address:</b> <b>OIC:</b>
2311559/15	<b>Name:</b> <b>Initial Classification:</b> S053/25 Making Off Without Payment <b>Address:</b> <b>OIC:</b>
2325216/15	<b>Name:</b> <b>Initial Classification:</b> S039/00 Theft From The Person of Another <b>Address:</b> <b>OIC:</b>
2326057/15	<b>Name:</b> <b>Initial Classification:</b> S149/74 Crim Dam Other Building < £500

	<b>Address:</b> <b>OIC:</b>
2329204/15	<b>Name:</b> <b>Initial Classification:</b> S030/83 Burglary Non Dwelling <b>Address:</b> <b>OIC:</b>

## WITNESS STATEMENT

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN

Statement of: **Ged HASSE**Age if under 18: **OVER 18** (if over 18 insert 'over 18') Occupation: **Police Officer**

This statement (consisting of 1 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

Witness Signature: ..... Date: **10/10/2015**

I write this statement to support a letter of objection to an alcohol licence application by Brent Police.

This statement relates to anti social behaviour on Kilburn High Road NW6.

I have the full backing of the Kilburn Ward Panel and many more residents / business owners when I say that we don't need this on the High Road. We have too many betting shops, which attract street drinkers / drug dealers not to mention shops that sell alcohol, some already in breach of their licensing conditions.

Waterloo Passage is being used by drug dealers, prostitutes and anyone else passing through as a toilet. Residents will say that in the hot summer months the stench and smell of urine increases ten fold and becomes unbearable. Local residents have asked for the passage to be gated off because of the anti social behaviour which will not happen as it serves as a fire exit for some properties and so on.

There are many recent police reports which detail anti social behaviour and criminal behaviour on Kilburn High Road. Some of those incidents are very serious in nature and often violent incidents. Michael Constant is mentioned on one of those reports. He is an individual that has no self control when he consumes alcohol and will often turn violent towards members of the public and police when called to deal with him.

Some of the incidents recorded by police often occurred during the evenings and late at night. There are members of the public like Casey O'Toole, Craig Martin, Sonia Clayton and Abdul Khan who frequent the High Road on almost a daily basis. All involved in theft, drugs and alcohol misuse.

A 24 hours licensed premises become a problem for us when we don't have the staff to police it. Safer Neighbourhood Teams have been reduced in size with all teams consisting of one or two officers. Safer Neighbourhood Teams don't work nights. If anything happens it's down to response teams to deal with and you only need one or two major crime scenes to stretch them out to breaking point. Just this weekend we had three major scenes on the borough. One murder, one attempted murder and a police shooting.

The A5 is also one of the main corridors in and out of London which makes it a very busy area at anytime of the day. I would also add that we have extremely vulnerable individuals in supported housing on Kilburn High Road (Crown House) and on the South Kilburn Estate (St Mungos). These individuals are all alcoholics and most suffer from severe depression. A shop that sells alcohol 24/7 will not help these individuals one bit nor will the local community benefit from it in any way.

We have gangs that operate in the area which has let to shootings and stabbings. An innocent woman, Sabrina Gachette was gunned down in 2013 just down the road from 225 Kilburn High Road. I don't need to say anymore.

Witness Signature: .....

Signature Witnessed by Signature: .....

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## Witness Statement

(CJ Act 1967, s.9 MC Act 1980, ss.5A(3)(a) and 5B; MC Rules 1981, r.70)

Statement of **PC Paul Whitcomb PC 782QK**

Age if under 18 'Over 18' (if over 18 insert 'over 18') Occupation **Police Officer**

This statement (Consisting of: page(s) each signed by me ) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything which I know to be false or do not believe to be true.

Dated: **6th November 2015**

Signature: *P. Whitcomb PC 782QK*

\* Delete as appropriate



**Picture one (1)** shows the premises in question, currently called 'Aryubi Express' and it's extremely close proximity to residential flats above, which will be subject to likely increased public as a result of this application. **Picture Credit: Google.**

Signature: *P. Whitcomb PC 782QK*

Signature Witnessed by:  
**Page 7**

Continuation Statement Of *PC WHITCOMBS*



**Picture two (2)** shows the residential road opposite the premises, Messina Avenue, Kilburn, NW6. Again, likely to be subject to increased public nuisance by this application. **Picture Credit: Google**



Signature:

*P. Whitcombs*  
*PC782AN*

Signature Witnessed by:

Page 8

Continuation Statement Of *PC NIZALUMS*

**Picture three (3)** shows Aryubi express (first from left) and it's proximity to the Kingdom public house. This image also shows the residential properties above premises situated in the immediate vicinity of the premise. **Picture credit: Google**



**Picture four (4)** shows the problematic alleyway, Waterloo Passage, NW6, which runs at the rear of the premise in question. **Picture Credit: Google.**

Signature: *P. Nizalums* Signature Witnessed by: *P. Nizalums*

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**Recent Reports Regarding Street Drinking in and Around the applicants' shop**

**QKRT00452424**

Officers were on patrol in KILBURN on **TUESDAY the 6TH OCTOBER 2015** 1500HRS. Along WATERLOO PASSAGE NW6 which is situated behind KILBURN HIGH STREET, directly behind shops were a number off empty glass alcohol bottles and empty cans. Also directly at the back off the shops mainly in line AHMEDZAI SUPERSTORE was a number off empty small self seal bags which may indicate drug taking particularly cannabis. Police have spoken to some off the shopkeepers along KILBURN HIGH ROAD who have indicated that \*\*\*\*\* congregate along WATERLOO PASSAGE drinking, but no indication off drug taking.

Venue = WATERLOO PASSAGE NW6

**QKRT00452370**

On **MONDAY 05/10/2015** at 1205hrs on KILBURN HIGH ROAD \*\*\*\*\* was stopped in company of 2 others, one of which was drinking a beer can and was told to pour it away.

Persons concerned:

\*\*\*\*\*  
\*\*\*\*\*

**QKRT00448076**

Information received (**0n 23/052015**) via telephone call to Kilburn SNT (Safer Neighborhood Teams)

\*\*\*\*\* states that on 23/05/2015 at approx. 11.30hours, \*\*\*\*\* saw 3 males drinking, urinating and being loud and noisy near:

\*\*\*\*\* GLENGALL ROAD, Kilburn NW6

\*\*\*\*\* is concerned because this is an ongoing issue that becomes worse during the summer months when the weather is warmer.

**QKRT00450014**

Location: O/S \*\*\*\*\* GLENGALL ROAD NW6 - Glengall Passage - Near \*\*\*\*\* and Off-Licence

\*\*\*\*\* reported ongoing issues with a group of approximately 5 males at the location. Males urinate up \*\*\*\*\* door which faces onto Glengall Passage, drink alcohol in the street, make a lot of noise and cause distress to residents.

Report made to police on: **18/07/2015**

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**WITNESS STATEMENT**


CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of **PC 782QK Paul Whitcomb** ..... URN: 

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Age if under 18 **Over 18**..... (if over 18 insert 'over 18') Occupation: **Police Officer**.....


This statement (consisting of: .... **1**..... pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature:  Date: 14/10/2015.....

Tick if witness evidence is visually recorded  (supply witness details on rear)

I am the above named person and write this statement in my capacity of licensing constable for Brent borough police. I am currently dealing with an application for a 24 hour new premises licence in respect of 225 Kilburn High Road, Kilburn, NW6. In respect of this licence, I have been in communication with PC Ged HASSE, who is the local safer neighbourhoods police officer for Kilburn ward. He expressed some serious concerns about the impact that this application will have on the local community, particularly around street drinking, crime and anti-social behaviour. I decided to attend Kilburn High Road, at 12:00pm, and patrol the immediate surrounding area of 225 Kilburn High Road, to see first hand some of the issues in this area. Outside the old GAUMONT STATE THEATRE (Now Rauch Ministries church) 197-199 Kilburn High Road, NW6, I noticed a group of around 4-5 males sat on the steps leading up to the building, openly drinking from open tin cans of alcohol. All appeared to be drunk. I attach a photograph below as evidence of this. I then attended WATERLOO PASSAGE, NW6. This is an alleyway which runs between Willesden Lane, Burton Road and Buckley Road. Again, it didn't take long to discover another group of street drinkers. I noticed a group around four Eastern European males, all drinking from open cans of alcohol in the mouth of WATERLOO PASSAGE, just the junction of BURTON ROAD, NW6. After a very short amount of time in the area, it is clear that street drinking remains a very big problem in this area. Later, when I walked back past the Old Gaumont theatre, the street drinkers had left and staff were throwing down buckets of water cleaning away what I can only assume to be urine, left behind by the street drinkers.



Signature:  Signature witnessed by: .....

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## LICENSING ACT 2003

### Application for a Temporary Event Notice

#### 1. The Application

Name of Applicant:	Miss Samantha Johnson
Name & Address of Premises:	Chesterfield House, 9 Park Lane, Wembley, HA9 7RH
Applicants Agent:	

#### 1. Application

The application is for provision of regulated entertainment, sale by retail of alcohol and late night refreshment on the premises on 28 to 29 November 2015 from 22:00 hours until 04:00 hours.

#### 2. Background

The premises does not have a Premises Licence.

#### 3. Promotion of the Licensing Objectives

The following licensing objectives should be promoted;

- The prevention of public nuisance
- The prevention of Crime and Disorder
- Public Safety and
- The protection of children from harm

#### 4. Relevant Representations

Representations have been received from Metropolitan Police.

#### 5. Interested Parties

None

#### 6. Policy Considerations

Paragraph Nos: 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. Associated Papers**

- A. Copy of Application Form
- B. Copy of Representation
- C. OS Map

**Applicant**

Title Miss  
Forename 1 Samantha  
Surname Johnson

Address [REDACTED]

Town [REDACTED]

County [REDACTED]

Postcode [REDACTED]

Email address [REDACTED]

Daytime Phone [REDACTED]

Evening Phone [REDACTED]

Mobile Phone [REDACTED]

Fax

Date of Birth [REDACTED]

Previous or Maiden Names

**Premises Details**

Postcode HA9 7RH

Address Reference 202015194

Address Fifth Floor  
Chesterfield House  
9 Park Lane  
Wembley  
HA9 7RH

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details.

One Hall

Nature of the premises Create London Space - Community workshop & space

Nature of the event Birthday Party

**Licensable Activities**

The sale by retail of alcohol Yes

The provision of regulated entertainment Yes

The provision of late night refreshment Yes

If the licensable activities will include the supply of alcohol, will the supplies be for consumption On the premises

[REDACTED]

**Operating Schedule**

Please state the proposed period during which you intend to use these premises for licensable activities.

*N.B. The maximum period for using premises for licensable activities under the order of temporary event notice is 168 hours (seven days).*

From 28/11/2015

To 29/11/2015

Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organiser or performers.

N.B. If you intend to have more than 499 attending the event, you should obtain a premises licence for the event.

**Operating Schedule**

Start Date 28/11/2015

Start Time 22:00

End Date 29/11/2015

End Time 04:00

**Personal Licence**

Do you currently hold a valid personal licence? No

**Previous Temporary Event Notices You Have Given**

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?

No

No

**Associates and Business Colleagues**

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

No

Has any associate of yours already given a temporary event notice for the same premises in which the event period:

No

a) ends 24 hours or less before; or  
b) begins 24 hours or less after the event period proposed in this notice?

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

No

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:

No

a) ends 24 hours or less before; or  
b) begins 24 hours or less after the event period proposed in this notice?

**Associated documents**

Associated documents

No files attached

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	<a href="mailto:environmentandprotection@brent.gov.uk">environmentandprotection@brent.gov.uk</a>
Contact phone	020 8937 5359
Channel	Customer Portal
Contact reference	223200918
Received on	10/11/2015
Form reference	223479803
Status	Submitted on 09/11/2015 23:34
Contact method	Self service
Type	Temporary Event Notice - Notification
Amount paid	£21.00
Payment method	Debit Card



The Licensing Officer  
5th Floor  
Brent Civic Centre  
Engineers Way  
Wembley  
HA90FJ

**QK - Brent Borough  
QD - Licensing Department**

Brent Police Licensing  
5th Floor  
Brent Civic Centre  
Engineers Way  
Wembley  
HA90FJ

Telephone: 020 8733 3206

Mobile: 07500993899

Email:

paul.whitcomb@met.police.uk

[www.met.police.uk](http://www.met.police.uk)

**10th November 2015**

Our ref: 01QK/632/15/782

**Police objection to the Temporary Event Notice for 5th Floor, Chesterfield House, Park Lane, Wembley, Middlesex HA9 7RH on 28/11/2015.**

I certify that I have considered the notice shown above and **I wish to make representations** that the use of the premises for the temporary event would undermine the crime prevention initiative, for the reasons indicated below.

Officer: PC 782QK Whitcomb , Licensing Constable,

An authorised officer of the Metropolitan Police Service, in whose area the premises are situated, for the purposes of exercising its statutory function as a 'Responsible Authority' under the Licensing Act 2003.

A Temporary Event Notice has been given under section 100 Licensing Act 2003 by Ms. Samantha Johnson, received in this office on Tuesday 10th November 2015. Police are formally objecting to the notice under section 104 Licensing Act 2003. The Police objection is concerned with the crime and disorder, public safety and public nuisance objectives.

The notices is to allow for the use of the premises for birthday party for 300 persons from 2200 to 0400, the licensable activities are the sale of alcohol, provision of late night refreshment and regulated entertainment.

The purpose of this objection is to give Ms. Johnson the opportunity to furnish the relevant authority with a **Form 696 Risk Assessment** in relation to this event. This is to include the proposed details of the event and should include detailed security plans, genre of music, and how the event is to be advertised.

The reason for this, is that there is no licence for this premise and therefore no existing conditions.

I will contact the applicant in the near future to see if this matter may be resolved prior to a council licensing hearing.

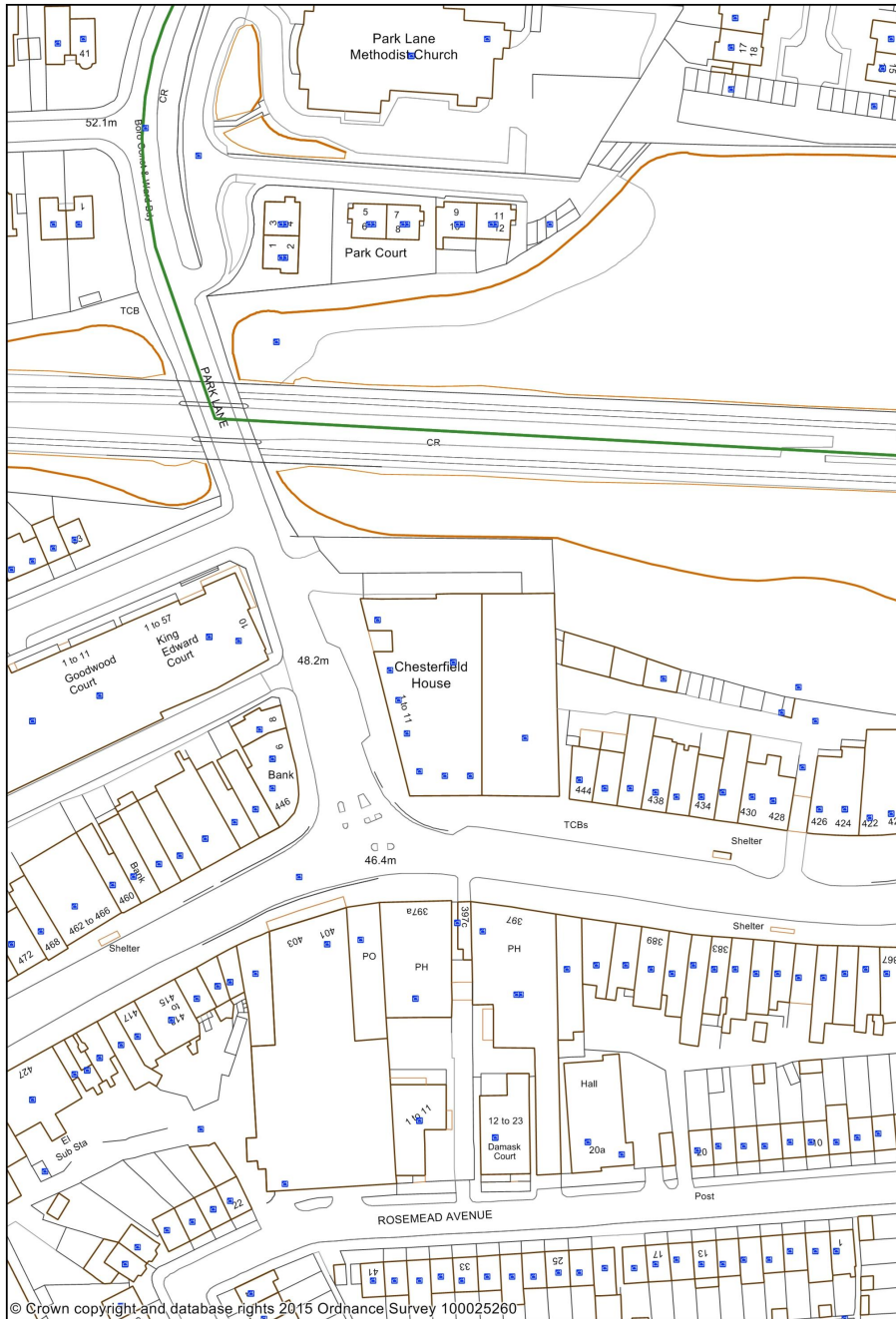
Yours sincerely

**PC 782QK Whitcomb - Brent Police Licensing Constable**

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5th Floor Chesterfield House, 9 Park Lane HA9 7RH



1:1250

0 0.02 0.04 kilometres



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