



# Brent

## **Alcohol and Entertainment Licensing Sub-Committee (A)**

**Wednesday 17 December 2014 at 10.30 am**  
Board Room 7&8 - Brent Civic Centre, Engineers Way,  
Wembley HA9 0FJ

### **Membership:**

#### **Members**

Councillors:

Ahmed  
Bradley  
Conneely

#### **Substitute Members**

Councillors:

Aden, Chohan, Collier, Duffy,  
Mahmood and McLeish

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

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**[democracy.brent.gov.uk](http://democracy.brent.gov.uk)**

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

# Agenda

Introductions, if appropriate.

Apologies for absence and clarification of alternate members

Item	Page
<b>1</b>	
<b>Declarations of personal and prejudicial interests</b>	
Members are invited to declare at this stage of the meeting, any relevant financial or other interest in the items on the agenda.	
<b>2</b>	1 - 6
<b>Application by Tavi Theverajajah for a temporary event notice for 'Carlton Lounge' (232-234 Kingsbury Road London NW9 0BH) pursuant to the provisions of the Licensing Act 2003</b>	
<b>3</b>	7 - 12
<b>Application by Tavi Theverajajah for a temporary event notice for 'Carlton Lounge' (232-234 Kingsbury Road London NW9 0BH) pursuant to the provisions of the Licensing Act 2003</b>	
<b>4</b>	13 - 16
<b>Application by Mr T'Jae Joscelyn Ellis for a temporary event notice for 'BBMC' (385 High Road, London NW10 2JR) pursuant to the provisions of the Licensing Act 2003</b>	
<b>5</b>	17 - 34
<b>Exclusion of press and public</b>	

The following reports relating to the temporary event notices (TENs) are not for publication as they relate to the following category of exempt information as specified in the Local Government Access to Information Act 1972, namely:

3. Information relating to the financial or business affairs of any particular person (including the Authority holding that information).

Notification of TEN application documents.



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.

## LICENSING ACT 2003

### Application for a Temporary Event Notice

#### 1. The Application

Name of Applicant:	Mr Tavi Thevarajajah
Name & Address of Premises:	Carlton Lounge 232-234 Kingsbury Road London NW9 0BH
Applicants Agent:	None

#### 1. Application

The application is for the sale of alcohol, provision of regulated entertainment and late night refreshments on Thursday 1<sup>st</sup> January 2015 (no time specified)

#### 2. Background

None

#### 3. Promotion of the Licensing Objectives

None

#### 4. Relevant Representations

Representations have been received from Metropolitan Police and Environmental Health.

#### 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 Representations

## **Viechweg, Dennis**

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**From:** Joshi, Ketan  
**Sent:** 11 December 2014 17:48  
**To:** 'tavi@carltonleisure.com'  
**Cc:** business licence  
**Subject:** Application Consultation ref: 223235352 / Carlton Lounge, 232-234 Kingsbury Road, London, NW9 0BH  
**Attachments:** 223235352.htm; Notification.pdf

Dear Mr Thevarajah,

**Premises: Carlton Lounge, 232-234 Kingsbury Road, London, NW9 0BH**  
**Application Refs. 223235352**  
**Date/times: 01/01/2015, 00.00-06.00**

The Nuisance Control Team representations are primarily concerned with the prevention of public nuisance. I certify that I have considered the applications shown above and **I wish to make representation** that the likely effect of the grant of the applications is detrimental to the licensing objectives.

The primary reason is the close proximity of the local residential properties surrounding the premises and the likely impact on the local residents from the proposed activities. Furthermore, the Council has received 5 complaints from local residents regarding noise from events that took place between 06/05/2013 - 30/07/2014.

However, I recommend adherence to the following conditions which should assist with mitigating potential for noise nuisance:

1. No noise or vibration arising from the activities on the premises shall be detectable at any neighbouring noise sensitive premises.
2. All doors and windows will remain closed during the licensed activities. Where a door is used for patrons to enter or leave the premises the door will either be fitted with a self-closing device and staff told to ensure that it is not propped open or a member of staff shall be positioned at the door to ensure it is opened for as brief a period as possible.
3. The licensee shall ensure that no music played in the licensed premises is audible outside. Music is not to be played outdoors. This condition applies to both amplified recorded music and live performances. A site supervisor will actively monitor the music/noise levels at the boundary of the premises and inform management and/or take appropriate action to remedy the issue immediately.
4. Staggered dispersal of patrons is recommended due to the surrounding residential properties and considering the lower background levels late at night and during the early hours of the morning. When the premises turn out a door supervisor shall supervise patrons and ensure they leave and enter in a prompt and courteous manor, respecting the neighbours
5. Licensed door supervisors and shisha area staff are to actively monitor the smoking and shisha areas to control the number of patrons using these area and ensure any noise from them do not cause disturbance to local residents.

Please read the conditions set out above and **respond by replying to this email** to confirm whether or not you agree to abide by these conditions throughout the duration of your proposed event. Please note your application will not be granted unless this confirmation is received by the Nuisance Control Team.

### **Other comments:**

The Nuisance Control Team will actively monitor the event and investigate any noise complaints received. If the noise is witnessed at a statutory nuisance level, a noise abatement notice will be served on the

Licensee. Subsequent breach of the notice will result in prosecution which can lead to a maximum fine of **£20,000**.

The Licensee is reminded that persistent noise complaints may provide grounds for a licence review and may jeopardise approval of future TEN applications.

Regards

Ketan Joshi  
Enforcement Officer  
Regulatory Services  
Environment and Neighbourhoods  
Brent Council

Telephone: 020 8937 5176

Mobile: 07930223214

[www.brent.gov.uk](http://www.brent.gov.uk)



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  
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Telephone: 020 8733 3206  
Email:  
nicola.mcdonald@met.police.  
uk  
www.met.police.uk  
Our ref: 01QK/689/14/157  
10th December 2014

**Police representations to the Temporary Event Notice for The Carlton Lounge, 232-234 Kingsbury road NW9 0BH on 1st January 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: Nicola McDonald

An authorised officer of the Metropolitan Police, 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 Notices has been given under section 100 Licensing Act 2003 by Mr Tavi Thevarajah, received in this office on Wednesday 10th December 2014. Police are formally objecting to the notice under section 104 Licensing Act 2003. The Police objection is primarily concerned with the crime and disorder, public safety and public nuisance objectives:

The notices are to allow for the use of the premises on the dates above from 0001 to 0600 , the licensable activity is for the sale of alcohol, late night refreshment and provision of regulated entertainment. The nature of the event is New Year festivities.

**In view of the late closing time and the proximity of residential accommodation I would require the existing licence conditions to be affixed to this Temporary Event Notice.**

In addition I will be contacting the applicant to discuss the action required to ensure a safe and quiet dispersal.

If this cannot be agreed it is my opinion that the licensing objectives would be breached and complaints about public nuisance and public safety will follow.

Yours sincerely

**Nicola Mcdonald**





## LICENSING ACT 2003

### Application for a Temporary Event Notice

#### 1. The Application

Name of Applicant:	Mr Tavi Thevarajajah
Name & Address of Premises:	Carlton Lounge 232-234 Kingsbury Road London NW9 0BH
Applicants Agent:	None

#### 1. Application

The application is for the sale of alcohol, provision of regulated entertainment and late night refreshments on Thursday 25<sup>th</sup> December 2014 (no time specified)

#### 2. Background

None

#### 3. Promotion of the Licensing Objectives

None

#### 4. Relevant Representations

Representations have been received from Metropolitan Police and Environmental Health.

#### 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 Representations

## **Viechweg, Dennis**

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**From:** Joshi, Ketan  
**Sent:** 11 December 2014 18:09  
**To:** 'tavi@carltonleisure.com'  
**Cc:** business licence  
**Subject:** Application Consultation ref: 223235344 / Carlton Lounge, 232-234 Kingsbury Road, London, NW9 0BH  
**Attachments:** 223235352.htm; Notification.pdf

Dear Mr Thevarajah,

**Premises: Carlton Lounge, 232-234 Kingsbury Road, London, NW9 0BH**  
**Application Ref. 223235344**  
**Date/times: 25/12/2014, 00.00-06.00**

As with your previous application (ref: 223235352/ New Year's Eve Party), the conditions for this application are the same, please see below and respond.

The Nuisance Control Team representations are primarily concerned with the prevention of public nuisance. I certify that I have considered the applications shown above and **I wish to make representation** that the likely effect of the grant of the applications is detrimental to the licensing objectives.

The primary reason is the close proximity of the local residential properties surrounding the premises and the likely impact on the local residents from the proposed activities. Furthermore, the Council has received 5 complaints from local residents regarding noise from events that took place between 06/05/2013 - 30/07/2014.

However, I recommend adherence to the following conditions which should assist with mitigating potential for noise nuisance:

1. No noise or vibration arising from the activities on the premises shall be detectable at any neighbouring noise sensitive premises.
2. All doors and windows will remain closed during the licensed activities. Where a door is used for patrons to enter or leave the premises the door will either be fitted with a self-closing device and staff told to ensure that it is not propped open or a member of staff shall be positioned at the door to ensure it is opened for as brief a period as possible.
3. The licensee shall ensure that no music played in the licensed premises is audible outside. Music is not to be played outdoors. This condition applies to both amplified recorded music and live performances. A site supervisor will actively monitor the music/noise levels at the boundary of the premises and inform management and/or take appropriate action to remedy the issue immediately.
4. Staggered dispersal of patrons is recommended due to the surrounding residential properties and considering the lower background levels late at night and during the early hours of the morning. When the premises turn out a door supervisor shall supervise patrons and ensure they leave and enter in a prompt and courteous manner, respecting the neighbours
5. Licensed door supervisors and shisha area staff are to actively monitor the smoking and shisha areas to control the number of patrons using these areas and ensure any noise from them do not cause disturbance to local residents.

Please read the conditions set out above and **respond by replying to this email** to confirm whether or not you agree to abide by these conditions throughout the duration of your proposed event. Please note your application will not be granted unless this confirmation is received by the Nuisance Control Team.

**Other comments:**

The Nuisance Control Team will actively monitor the event and investigate any noise complaints received. If the noise is witnessed at a statutory nuisance level, a noise abatement notice will be served on the Licensee. Subsequent breach of the notice will result in prosecution which can lead to a maximum fine of **£20,000**.

The Licensee is reminded that persistent noise complaints may provide grounds for a licence review and may jeopardise approval of future TEN applications.

Regards

Ketan Joshi  
Enforcement Officer  
Regulatory Services  
Environment and Neighbourhoods  
Brent Council

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Mobile: 07930223214

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Telephone: 020 8733 3206  
Email:  
nicola.mcdonald@met.police.  
uk  
www.met.police.uk  
Our ref: 01QK/688/14/157  
10th December 2014

**Police representations to the Temporary Event Notice for The Carlton Lounge, 232-234 Kingsbury road NW9 0BH on 25th December 2014.**

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: Nicola McDonald

An authorised officer of the Metropolitan Police, 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 Notices has been given under section 100 Licensing Act 2003 by Mr Tavi Thevarajah, received in this office on Wednesday 10th December 2014. Police are formally objecting to the notice under section 104 Licensing Act 2003. The Police objection is primarily concerned with the crime and disorder, public safety and public nuisance objectives:

The notices are to allow for the use of the premises on the dates above however **the times are not specified** for the licensable activity is for the sale of alcohol, late night refreshment and provision of regulated entertainment. The nature of the event is a Christmas Eve Party.

**In view of the late closing time and the proximity of residential accommodation I would require the existing licence conditions to be affixed to this Temporary Event Notice.**

In addition I will be contacting the applicant to discuss the action required to ensure a safe and quiet dispersal.

If this cannot be agreed it is my opinion that the licensing objectives would not be upheld.

Yours sincerely

**Nicola Mcdonald**

PC157QK Brent Licensing



## LICENSING ACT 2003

### Application for a Temporary Event Notice

#### 1. The Application

Name of Applicant:	Mr T'Jae Joscelyn Ellis
Name & Address of Premises:	BBMC, 385 High Road, London NW10 2JR
Applicants Agent:	None

#### 1. Application

The application is for the sale of alcohol, provision of regulated entertainment and late night refreshment on Wednesday 31<sup>st</sup> December 2014 to 1<sup>st</sup> January 2015 from 22:00 to 06:00 hours.

#### 2. Background

Five previous TEN applications have been received.

#### 3. Promotion of the Licensing Objectives

None

#### 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.

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## **7. Associated Papers**

- A. Copy of Application Form
- B. Copy of Representation





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Telephone: 020 8733 3206  
Email:  
nick.mortimer@met.police.uk  
[www.met.police.uk](http://www.met.police.uk)  
15th December 2014  
Our ref: 01QK/700/14/NM

**Police objection to the Temporary Event Notice for BBMC, 385 High Rd, Willesden, NW10 31st December 2014.**

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: Nick Mortimer, Licensing Manager

An authorised officer of the Metropolitan Police, 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 Mr Joscelyn Ellis, received in this office on Monday 15th December 2014. 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 a New Years Eve party for 200 persons from 2200 to 0600, the licensable activities are the sale of alcohol, provision of late night refreshment and regulated entertainment.

The purpose of this objection is to give the applicant 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 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 hearing.

Yours sincerely

**Nick Mortimer, Brent Police Licensing**

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By virtue of paragraph(s) 3 of Part 1 of Schedule 12A  
of the Local Government Act 1972.

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