



## Alcohol and Entertainment Licensing Sub-Committee

**Wednesday 19 December 2018 at 10.00 am**

Board Room 4 - Brent Civic Centre, Engineers Way,  
Wembley HA9 0FJ

### Membership:

#### Members

Councillors:

Ahmed (Chair)  
Long  
W Mitchell Murray

#### Substitute Members

Councillors:

Allie, Chohan, Hector, Kennelly, McLeish, Maurice and  
RS Patel

**For further information contact:** Devbai Bhanji, Governance Assistant  
Tel: 020 8937 4011; Email: [devbai.bhanji@brent.gov.uk](mailto:devbai.bhanji@brent.gov.uk)

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

**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 significant enough to affect your judgement of a public interest and either it affects a financial position or relates to a regulatory matter then 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 of 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 or trade union).
- (b) The interests 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 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 is the subject of a registrable personal interest.

# Agenda

Introductions, if appropriate.

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<b>1 Apologies for absence and clarification of alternate members</b>	
<b>2 Declarations of Interests</b>	
Members are invited to declare at this stage of the meeting, the nature and existence of any relevant disclosable pecuniary or personal interests in the items on this agenda and to specify the item(s) to which they relate.	
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| 13 | Application for a Temporary Event Notice by Valeriano Fernandes for the premises known as St Johns Community Centre, Crawford Avenue HA0 2HX, pursuant to the provisions of the Licensing Act 2003                         | 183 -<br>198 |
| 14 | Application for a Temporary Event Notice by Miss Deione Miles for the premises known as Park Kitchen, Unit A, Park House, 1 Manor Park Road, London, Brent, NW10 4JW, pursuant to the provisions of the Licensing Act 2003 | 199 -<br>214 |



Please remember to ***SWITCH OFF*** your mobile phone 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 Savan Patel
Name & Address of Premises:	The Arch 324 Harrow Road Wembley HA9 6LL
Applicants Agent:	

#### 1. Application

The application is for the provision of regulated entertainment, the sale of alcohol and late night refreshment from 01:00hrs to 03:00hrs on 25 December 2018

#### 2. Background

The premises is currently licensed for the sale and supply of alcohol until 01:00hrs; regulated entertainment, late night refreshment and to remain open until 01:30hrs Monday to Sunday.

#### 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 were received from Metropolitan Police and the Noise Team.

#### 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 Police Representation
- C. Copy of Noise Team Rep
- D. OS Map

Applicant: **Mr Savan Patel**

Previous Names:

Date of birth:

Place of birth:

National Insurance Number:

Applicant Address: **324 Harrow Road, Wembley, Brent, HA9 6LL**

Email Address:

Telephone number:

Mobile number:

Fax:

Premises: Address: **324 Harrow Road, Wembley, Brent, HA9 6LL**

Premises Licence Number/Club Certificate Number: **202011/**

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: **n/a**

Please describe the nature of the premises: **bar and restaurant**

Please describe the nature of the event: **christmas eve party**

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on):

The sale by retail of alcohol: **Yes**

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club: **No**

The provision of regulated entertainment: **Yes**

The provision of late night refreshment: **Yes**

Are you giving a late temporary event notice? **No**

Please state the dates on which you intend to use these premises for licensable activities: **24 December 2018 until 25 December 2018**

Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock):

**Day: 25/12/18**

**Start Time: 01:00**

**End Time: 03:00**

**Further Details:**

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, organisers or performers: **200**

If the licensable activities will include the sale or supply of alcohol, please state whether these will be for consumption: **On the premises**

Personal Licence Holder:

Previous TENS:

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?: **Yes - Number of temporary event notices = 8**

Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **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: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **No**

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: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **No**

The Licensing Officer  
Health Safety and Licensing  
London Borough of Brent  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 7FJ

11/12/2018  
Ref: 14398  
LA Ref: 01/QK/602/18/2157NW

***Police Representations to the Temporary Event Notices for***

**The Arch 324 Harrow Road, Wembley, HA9 6LL.**

*I certify that I have considered the notices 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 PC 2157NW
NW CU	Brent Licensing

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

*A Temporary Event Notices have been given under section 100 Licensing Act 2003 by*

***Mr Savan Patel for Regulated entertainment, late night refreshment and sale of alcohol on 25<sup>th</sup> December 0100 hours to 0300 hours.***

*Police are formally making representations to the notice under section 104 Licensing Act 2003. The Police objection is primarily concerned with the prevention of crime and disorder and public nuisance licensing objectives.*

This premise was issued with a formal Police warning by PC Norton in May 2018 for two accounts of exceeding the public safety capacity limit attached to the premises licence.

On 17<sup>th</sup> August 2018 there was an attempted murder in the vicinity of The Arch. This was the night a Temporary Event was being held at The Arch. Detectives investigating the crime attended the premises on 18<sup>th</sup> August and attempted to obtain CCTV footage from the venue. Unfortunately at the time of their visit there was no one able to operate the CCTV system so a formal request was left for Mr Savan the Designated Premises Supervisor to download the footage.

Investigating officers then phoned and left a voice mail for Savan Patel on 20<sup>th</sup> August, visited the premises and left an urgent message for him to contact them on 21<sup>st</sup> August, phone three times on 22<sup>nd</sup> August leaving urgent messages and re attended the venue on 24<sup>th</sup> August. The investigating officers were unable to obtain best evidence and came up against uncooperation. Licensing Police were contacted and on 4<sup>th</sup> September I text Mr Patel and we subsequently had a conversation about this footage. He agreed to be at The Arch at 1400hrs on that day for the officers to download the footage.

Unfortunately when officers examined the hard drive for the CCTV system in The Arch it only held 14 days of footage. Mr Patel said the remainder of the footage would be on the 'cloud' however he did not know how to access that. The investigating officer left his details and Mr Patel said he would inform him of progress the following day.

On 5<sup>th</sup> September the investigating officer informed me that Mr Patel had not made contact with him. I text Mr Patel and he told me he was waiting for CCTV engineer to attend the venue and hopefully would have something at some point that day.

Neither licensing Police nor the investigating Officers heard anything from Mr Patel on 6<sup>th</sup> September.

On 7<sup>th</sup> September at 1127hours I text Mr Patel asking if he have managed to obtain the footage but heard nothing.

On 11<sup>th</sup> September 2018 I visited the premises with PC Sullivan. I had taken premises licence dated 9<sup>th</sup> September 2015 with me.

The Premises licence summary that was displayed was incorrect, dated 2014, premises licence holder named as star pubs.

I asked to see the full part A of the licence, Mr Patel produced the incorrect licence dated 2014 with no full set of plans.

Savan Patel had no idea of the conditions of the premises licence with the exception of the football match day conditions.

I went through all the conditions with him the following breaches of Annex 2 were identified:

condition 1. CCTV had only been recording for 14 days breaching

condition 3. Door supervisors not working 4 hours prior to designated kick off

condition 7. No incident log

condition 9. Outside areas are open until 0100hrs

condition 11. Not one visible

condition 12. No noise limiter

condition 14. Not sure if this is a true capacity, one fire exit locked and not in use as it leads on to a new structure.

condition 15. No entry re-entry policy.

condition 18. No notices

Breaches from Annexe 3

condition 4. No signs.

There was a new structure that I was unaware if it was on the plans and other building alterations.

Mr Patel was advised to contact licensing authority immediately to obtain the correct premises licence with plans. Without this he has no idea of his conditions.

On Wednesday 12<sup>th</sup> September 2018 Miss Chan Local authority Licensing Officer and Chris Pearce from the Public health Dept visited The Arch and spoke to Mr Patel. It was confirmed that the plan connected to the premise licence was not accurate. The premises layout has been reconfigured and structural changes which would have an impact on public safety.

The outside area ( facing Oakington Manor Drive) is being used as a car park and area for customers for shisha smoking and the consumption of alcohol. According to the plan, the outside area is not shown, therefore customers cannot take open drink containers outside and no licensable activities can take place.

Mr Patel was advised to submit a variation application to vary the plan immediately.

However this application has not been made despite Miss Chan sending several reminders.



The prevention of crime and disorder and public safety are licensing objectives. From his lack of engagement and willingness to provide CCTV on the night there was an event at his premises, or take advice from Miss Chan I must challenge Mr Patel's integrity to uphold these objectives.

Police suggest the variation application should be submitted and approved by all the relevant authorities and that by operating under the TEN public safety and crime prevention objectives are undermined.

Based on these existing issues and considerations, Police request this TEN be rejected.

Yours sincerely,

PC Nicola McDonald 2157NW

Licensing Constable

Brent Licensing Team

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**From:** Wood, Martin

**Sent:** 12 December 2018 13:37

**To:** 'info@thearchwembley.com' <info@thearchwembley.com>; Business Licence <business.licence@brent.gov.uk>; ENS Noise Team <ens.noiseteam@brent.gov.uk>

**Cc:** 'LicensingBrent@met.pnn.police.uk' <LicensingBrent@met.pnn.police.uk>

**Subject:** FW: CONSULT - TEN - The Arch, 324 Harrow Road, Wembley, HA9 6LL - 14398

Dear Mr Patel

The Nuisance Control Team (NCT) object to this TEN due to concern that regulated entertainment over the period applied for may give rise to public nuisance.

On 17 June 2018, we received the following complaint via email:

The pub has recently started playing excessively loud music on event days (which is frequently). The music is so loud I'm unable to watch a movie or read a book - the music starts around 3pm in the afternoon and plays until the evening. I can literally hear every beat of the bass and every word that is sang from my living room with the double glazed windows closed.

The volume of the music is preventing me from enjoying quiet use of my home. Even today on a Sunday evening I can't sit and read quietly anywhere in my flat, and certainly not my balcony. I'm just off the phone to the pub and when I asked them to turn the music down they said they were busy and hung up.

The pub is not even next door to me! It's across the street and down the road.

(end)

A letter was sent to the premises that same months with a request that the business proprietor contact us to discuss this. No contact was received.

NCT will consider withdrawing this objection if you agree to the following conditions:

1. Doors and windows must remain closed during periods of regulated entertainment (other than for access and egress and in case of emergencies).
2. The volume and frequency of music (with special consideration given to low frequency sound) shall be arranged in such a manner that public nuisance is not experienced by the occupiers of neighbouring and nearby residential units.
3. Regulated entertainment will cease at 02:30hrs.

I look forward to hearing from you.

Kind regards

Martin Wood  
Environmental Health Officer  
Regulatory Services

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# Brent

Planning, Transportation & Licensing  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

TEL: 020 8937 5359

EMAIL: [business.licence@brent.gov.uk](mailto:business.licence@brent.gov.uk)

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

**Date: 30 October 2018**

## 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*

Original grant date: 17 August 2005  
Current issue date: 03 October 2018

.....  
Authorised signatory

Premises licence number: 202011

### Part 1 – premises details

Postal address of premises, or if none, ordinance survey map reference or description

**The Arch  
324 Harrow Road, Wembley, Brent, HA9 6LL**

Where the licence is time limited the dates

**Licensable activities authorised by the licence**

**Section Live Music:(Indoors)**  
**Section Recorded Music:(Indoors)**  
**Section Anything of a similar description to that falling within (E), (F) or (G):(Indoors)**  
**Section Films:(Indoors)**  
**Section Indoor sporting events**  
**Section I: Provision of Late Night Refreshments:(Indoor)**  
**Section J: Sale or Supply of Alcohol:(On and off the premises)**

The times the licence authorises the carrying out of licensable activities

**Section Live Music:(Indoors)**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	07:00	01:30
Tuesday	07:00	01:30
Wednesday	07:00	01:30
Thursday	07:00	01:30
Friday	07:00	01:30
Saturday	07:00	01:30
Sunday	07:00	01:30

**Section Recorded Music:(Indoors)**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	07:00	01:30
Tuesday	07:00	01:30
Wednesday	07:00	01:30
Thursday	07:00	01:30
Friday	07:00	01:30
Saturday	07:00	01:30
Sunday	07:00	01:30

**Section Anything of a similar description to that falling within (E), (F) or (G):(Indoors)**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	07:00	01:30
Tuesday	07:00	01:30
Wednesday	07:00	01:30
Thursday	07:00	01:30
Friday	07:00	01:30
Saturday	07:00	01:30
Sunday	07:00	01:30

<b>Section Films:(Indoors)</b>		
<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	07:00	01:30
Tuesday	07:00	01:30
Wednesday	07:00	01:30
Thursday	07:00	01:30
Friday	07:00	01:30
Saturday	07:00	01:30
Sunday	07:00	01:30

<b>Section Indoor sporting events</b>		
<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	07:00	01:30
Tuesday	07:00	01:30
Wednesday	07:00	01:30
Thursday	07:00	01:30
Friday	07:00	01:30
Saturday	07:00	01:30
Sunday	07:00	01:30

<b>Section I: Provision of Late Night Refreshments:(Indoor)</b>		
<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	23:00	01:30
Tuesday	23:00	01:30
Wednesday	23:00	01:30
Thursday	23:00	01:30
Friday	23:00	01:30
Saturday	23:00	01:30
Sunday	23:00	01:30

<b>Section J: Sale or Supply of Alcohol:(For consumption on and off the premises)</b>		
<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	10:00	01:00
Tuesday	10:00	01:00
Wednesday	10:00	01:00
Thursday	10:00	01:00
Friday	10:00	01:00
Saturday	10:00	01:00
Sunday	10:00	01:00

07:00 New Year's Eve - 01:00 on 2nd January.

**The opening hours of the premises**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	07:00	01:30
Tuesday	07:00	01:30
Wednesday	07:00	01:30
Thursday	07:00	01:30
Friday	07:00	01:30
Saturday	07:00	01:30
Sunday	07:00	01:30

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

**For consumption on and off the premises**

## **Part 2**

Name, (registered) address, telephone number and email (where relevant) of holder of the premises licence

**Indes Bar Limited**

Registered number of holder, for example company number, charity number (where applicable)

**Registered Number:** [REDACTED]

**Registered Address:** [REDACTED]

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

**Savan Patel**

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

**Licence Number:** [REDACTED]

**Issuing authority:** [REDACTED]

## **Annex 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—

1. (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 must 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<sup>11</sup> is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b)—permitted price<sup>11</sup> 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<sup>11</sup> 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<sup>11</sup> 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<sup>11</sup> 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<sup>11</sup>) would be different from the permitted price on the next day (—the second day<sup>11</sup>) 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

#### **Film Classification When required**

(i) The admission of children to the exhibition of any film must be restricted in accordance with the recommendation of the designated film classification body unless section (ii) applies.

(ii) Where the licensing authority notifies the holder of the licence that this subsection applies the admission of children must be restricted in accordance with any recommendation made by the licensing authority.

In this section-

"children" means persons aged under 18; and

"film classification body" means the person or persons designated as the authority

under section 4 of the Video Recordings Act 1984 (c. 39) (authority to determine suitability of video works for classification).

#### **Annex 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

authorised Officers from Brent Council.

2 Door supervisors shall wear clothing that can be clearly and easily identified on CCTV.

3 On football event days, SIA door supervisors are employed for the duration of the event (includes a minimum of 4 hours prior to the designated kick-off).

4 A register/log containing the names, badge number, dates & times of duty of security staff and any incidents that occur shall be kept and made available to the Police and Licensing Authority.

5 Customers shall not be permitted to take open drink containers outside the premises as defined on the plan submitted to and approved by the Licensing Authority.

6 A "Challenge 21" policy shall be adopted and adhered to at all times.

7 An incident log shall be kept at the premises, and made available for inspection on request to an authorised officer of Brent Council or the Police, which will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received
- (d) any faults in the CCTV system or searching equipment or scanning equipment
- (e) any refusal of the sale of alcohol
- (f) any visit by a relevant authority or emergency service.

8 On major event days at Wembley Stadium the following shall apply:

- \* Customers shall not be allowed to congregate outside the premises.
- \* No drinks shall be served in glass containers.
- \* The DPS or deputy shall work in partnership with the Police and if necessary comply with any direction given by a senior Police Officer on duty at the event.
- \* The premises will close 1 hour prior to the designated kick-off time and not re-open until 15 minutes after kick-off (football only)

9 The outside drinking areas shall cease at 23:30hrs.

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

11 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.

12 A noise limiter shall be fitted to any amplified noise system and shall be set at a level approved by Brent Council's Licensing Unit.

13 A suitable air cooling system shall be installed and maintained.

14 The maximum number of persons within the premises shall not exceed 340 not including staff.

15 No entry or re-entry shall be permitted after 23:00 hours.

16 The sound level of the video and associated apparatus shall be arranged so as not to cause nuisance to local residents.

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

18 Notices asking customers to leave quietly shall be conspicuously displayed at all exits.

### **Annex 3 – Conditions attached after a hearing by the licensing authority**

#### **Annex 4 – Plans**

See attached





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## LICENSING ACT 2003

### Application for a Temporary Event Notice

#### 1. The Application

Name of Applicant:	Jignesh Brahmbhatt
Name & Address of Premises:	Masti 576-582 High Road Wembley HA0 2AA
Applicants Agent:	

#### 1. Application

The application is for the provision of regulated entertainment, the supply of alcohol and late night refreshment from 02:00hrs to 05:00hrs on Tuesday 1 January 2019.

#### 2. Background

The premises are currently licensed for regulated entertainment, the supply of alcohol and late night refreshment from 10:00hrs to 02:00hrs Monday to Wednesday, 10:00hrs to 04:00hrs Thursday to Saturday and 12:00hrs to 00:00hrs Sunday and to remain open a further 30 minutes past these times.

#### 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 Police Representation
- C. Copy of Licence
- D. OS Map

Applicant: **Inderjeet Barmi**

Previous Names: **n/a**

Date of birth:

Place of birth:

National Insurance Number:

Applicant Address: **576 - 582 High Road, Wembley, Brent, HA0 2AA**

Email Address:

Telephone number:

Mobile number:

Fax:

Premises: Address: **576 - 582 High Road, Wembley, Brent, HA0 2AA**

Premises Licence Number/Club Certificate Number: **162287/**

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:

Please describe the nature of the premises: **Bar, Restaurand & Club**

Please describe the nature of the event: **New Years Eve Dinner & Dance**

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on):

The sale by retail of alcohol: **Yes**

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club: **No**

The provision of regulated entertainment: **Yes**

The provision of late night refreshment: **Yes**

Are you giving a late temporary event notice? **No**

Please state the dates on which you intend to use these premises for licensable activities: **31 December 2018 until 01 January 2019**

Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock):

**Day: Tuesday**

**Start Time: 02:00**

**End Time: 05:00**

**Further Details: Extension of licensable activities**

**Day:**

**Start Time:**

**End Time:**

**Further Details:** This is an application for an extension of licensable activities in respect of our in house family orientated New Years Eve Dinner & Dance.

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, organisers or performers: **300**

If the licensable activities will include the sale or supply of alcohol, please state whether these will be for consumption: **On the premises**

**Day: Tuesday Start Time: 02:00 End Time: 05:00 Further Details: DJ Entertainment**

Personal Licence Holder:

Previous TENS:

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**

Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **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: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **No**

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: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **No**

The Licensing Officer  
Health Safety and Licensing  
London Borough of Brent  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 7FJ  
05/12/2018  
Ref: 01QK/597/18/157  
LA Ref: 143

*Police Representations to the Temporary Event Notice for*

**Masti 576-582 High Road, Wembley, HA0 2AA**

*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:	(Licensing Constable) Nicola McDonald PC157QK
NWCU	Brent

*An officer of the Metropolitan Police, in whose area the premises are situated, who is authorised 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 Inderjeet Barmi for regulated entertainment, sales of alcohol and late night refreshment for a New Year party on 1<sup>st</sup> January 2018 from 2000 to 1<sup>st</sup> January 2019 0500 hours.**

*Police are formally making representations to the notice under section 104 Licensing Act 2003. The Police objection is primarily concerned with the crime and disorder and prevention of public nuisance objectives.*

*Police are making representations as the premises user has not provided enough information with the Temporary Event Notice (TEN) for police to be satisfied that the event will uphold all four Licensing Objectives.*

**PLEASE ANSWER THE BELOW QUESTIONS IN FULL****SECTION A : Venue Details****1. Venue Details:**

Name	
Address	
Postcode	

**2. Applicant (s) Details:**

Name	Date Of Birth

**3. Does anyone applying for this TEN currently hold a Personal Licence**

YES [ ] NO [ ]

If you have selected "**YES**" then please complete **section B/C/D** below**4. Does the venue you are applying for a TEN currently hold a premise Licence**

YES [ ] NO [ ]

If you have selected "**YES**" then please complete **section C/D** belowIf you have selected "**NO**" then please complete **section D** below

**SECTION B: Personal Licence Holder Details****1. Personal Licence owners details**

Name of Personal Licence Holder	Licence Number	Issuing Borough

**2. Does the venue you are applying for a TEN currently hold a premise Licence**

YES [ ]      NO [ ]

If you have selected “**YES**” then please complete **section C/D** belowIf you have selected “**NO**” then please complete **section D** below



## SECTION C: Premise Licence Details

### 1. Premise Licence Details

Premise Licence Number

### 2. Will the venue be implementing all of its current licensing conditions for this event

YES [ ] NO [ ]

If you have selected “**NO**” then please state which conditions will not be complied with, and why)

Condition No	Condition	Reason why it will not be complied with /

### 3. How many staff will be employed for this event ?

### 4. Are there any members of staff who are first aider?

### 5. How many TENS has the venue applied for so far this year?



**SECTION D: Event Details****1. Is this a ticketed event?**

YES [ ]      NO [ ]

**2. Has the event been advertised?**

YES [ ]      NO [ ]

If you have selected “**YES**” then please provide more details below of the websites / radio stations, etc where the event has been advertised

--

**3. Is this a promoted Event?**

YES [ ]      NO [ ]

If you have selected “**YES**” then please provide more details below of the promoters name and contact number

Promoters Name	Contact Number



4. Are there any DJ's playing at this event?

YES [ ] NO [ ]

If you have selected "YES" then please complete the following

Total Number of DJ's

5. Has a full risk assessment been completed for this event?

YES [ ] NO [ ]

6. Is this a student event?

YES [ ] NO [ ]

7. What is the age range of the people attending?

18 – 21 [ ]  
22 – 30 [ ]  
31 – 40 [ ]  
41 – 50 [ ]  
51 + [ ]

8. Has this event been previously held at this venue ?

YES [ ] NO [ ]

If you have selected "YES" then please answer the following

Were there any issues? YES [ ] NO [ ]

Issues



**9. Will you be employing approved SIA Door Supervisors?**

YES [ ]      NO [ ]

If you have selected “**YES**” then please complete the following

Total Number of SIA	
SIA Company Name	
SIA Company Contact Number	

**10. How many people are expected to attend this event (please be as specific as possible)?**

--

**11. Any Further Information you can provide us in relation to the event?**

--

Yours sincerely

PC 2157NW Nicola McDonald

Licensing Constable

Brent Police Licensing Team

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Planning, Transportation & Licensing  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

TEL: 020 8937 5359  
EMAIL: [business.licence@brent.gov.uk](mailto:business.licence@brent.gov.uk)  
WEB: [www.brent.gov.uk](http://www.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***

**Original grant date: 12 September 2005**  
**Current issue date: 10 November 2018**

.....  
Authorised signatory

**Premises licence number: 162287**

#### **Part 1 – premises details**

Postal address of premises, or if none, ordinance survey map reference or description

**Masti**  
**576 - 582 High Road, Wembley, Brent, HA0 2AA**

Where the licence is time limited the dates

Licensable activities authorised by the licence

**Section Anything of a similar description to that falling within (E), (F) or (G):(Indoors)**

**Section Performance of dance:(Indoors)**

**Section Recorded Music:(Indoors)**

**Section Live Music:(Indoors)**

**Section I: Provision of Late Night Refreshments:(Indoor)**

**Section J: Sale or Supply of Alcohol:(On the premises)**

The times the licence authorises the carrying out of licensable activities

**Section Anything of a similar description to that falling within (E), (F) or (G):(Indoors)**

<b><u>Day</u></b>	<b><u>Start Time</u></b>	<b><u>End Time</u></b>
Monday	10:00	02:00
Tuesday	10:00	02:00
Wednesday	10:00	02:00
Thursday	10:00	04:00
Friday	10:00	04:00
Saturday	10:00	04:00
Sunday	12:00	00:00

**Section Performance of dance:(Indoors)**

<b><u>Day</u></b>	<b><u>Start Time</u></b>	<b><u>End Time</u></b>
Monday	10:00	02:00
Tuesday	10:00	02:00
Wednesday	10:00	02:00
Thursday	10:00	04:00
Friday	10:00	04:00
Saturday	10:00	04:00
Sunday	12:00	00:00

**Section Recorded Music:(Indoors)**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	10:00	02:00
Tuesday	10:00	02:00
Wednesday	10:00	02:00
Thursday	10:00	04:00
Friday	10:00	04:00
Saturday	10:00	04:00
Sunday	12:00	00:00

**Section Live Music:(Indoors)**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	10:00	02:00
Tuesday	10:00	02:00
Wednesday	10:00	02:00
Thursday	10:00	04:00
Friday	10:00	04:00
Saturday	10:00	04:00
Sunday	12:00	00:00

**Section I: Provision of Late Night Refreshments:(Indoor)**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	23:00	02:00
Tuesday	23:00	02:00
Wednesday	23:00	02:00
Thursday	23:00	02:00
Friday	23:00	02:00
Saturday	23:00	02:00
Sunday	23:00	00:00

**Section J: Sale or Supply of Alcohol:(For consumption on the premises)**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	10:00	02:00
Tuesday	10:00	02:00
Wednesday	10:00	02:00
Thursday	10:00	04:00
Friday	10:00	04:00
Saturday	10:00	04:00
Sunday	12:00	00:00

The opening hours of the premises

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	10:00	02:00
Tuesday	10:00	02:00
Wednesday	10:00	02:00
Thursday	10:00	04:30
Friday	10:00	04:30
Saturday	10:00	04:30
Sunday	10:00	00:00

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

**For consumption on the premises**

## **Part 2**

Name, (registered) address, telephone number and email (where relevant) of holder of the premises licence

**Masti (UK) Ltd**

Registered number of holder, for example company number, charity number (where applicable)

**09256250**

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

**Inderjeet Singh Barmi**

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol



**Licence Number:** [REDACTED]

**Issuing authority:** [REDACTED]

## **Annex 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—

1. (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 must 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)—valued 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 rat e 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

### **Film Classification When required**

- (i) The admission of children to the exhibition of any film must be restricted in accordance with the recommendation of the designated film classification body unless section (ii) applies.
- (ii) Where the licensing authority notifies the holder of the licence that this subsection applies the admission of children must be restricted in accordance with any recommendation made by the licensing authority.

In this section-

"children" means persons aged under 18; and

"film classification body" means the person or persons designated as the authority

under section 4 of the Video Recordings Act 1984 (c. 39) (authority to determine suitability of video works for classification).

### **Entertainment**

The noise level of Music shall be arranged so as not to cause nuisance to local residents. The total number of persons accommodated at any one time, shall not exceed 240 persons at the proposed Basement level and 150 at the proposed Lower Basement level. Alcohol shall be ancillary to the use of the premises for music and dancing and substantial refreshment and shall only be sold during the hours specified below: On weekdays, between 10:00 and 02:00 hours (or 03.00 on the morning of which summer time begins). Alcohol shall not be sold after midnight, on any day on which music and dancing is not provided after midnight. On any day that music and dancing ends between 00:00 and 02:00 hours (or 03:00 on the morning of which summer time begins), alcohol shall not be sold after the music and dancing ends. On Sundays, other than immediately before bank holidays, between 12:00 and 00:30 hours. Alcohol shall not be sold after midnight when music and dancing is not provided after 00:00 hours. Where music and dancing ends between 12:00 on a Sunday and 00:30 hours the following morning, alcohol shall not be sold after the music and dancing has ended. On Sundays immediately before bank holidays, between 12:00 and 02:00 hours the following morning. Alcohol shall not be sold after midnight when music and dancing is not provided after 00:00 hours. Where music and dancing ends between 00:00 on a Sunday and 02:00 hours the following morning, alcohol shall not be sold after the music and dancing has ended.

## **Annex 2 – Conditions consistent with the operating schedule**

- 1 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.
- 2 Notices clearly explaining the licensee's drugs and weapons policy shall be displayed at the entrance and at suitable places throughout the premises.
- 3 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.
- 4 The licensee or his/her deputy shall be a member of, and actively participate in the local pubwatch scheme.
- 5 Promotions that promote irresponsible drinking shall not be permitted.
- 6 The licensee shall keep an incident book which shall be made available to the Police and Licensing Authority.
- 7 Signs alerting customers to theft shall be displayed.
- 8 A suitable intruder alarm complete with panic button shall be fitted and maintained.
- 9 Toilets shall be checked every two (2) hour(s) for the use of drugs and other illegal activities.
- 10 A "Challenge 25" policy shall be adopted and adhered to.
- 11 The Licensee shall undertake a risk assessment agreed by the Police and Licensing Authority of any significant promotion or event, using the Metropolitan Police Service Promotion/Event Risk Assessment Form (Form 696) or an equivalent and provide a copy to the Metropolitan Police and Brent Council's Licensing Unit not less than 14 days before the event is due to take place.
- 12 Where an event has taken place the licensee shall complete a Debrief Risk Assessment Form (Form 696A) and submit this to the Metropolitan Police and Brent Council's Licensing Unit within 3days of the conclusion of the event.
- 13 A free supply of drinking water shall be made available to customers.
- 14 All deliveries shall take place during the normal working day (i.e. 09:0 to 18:00daily).
- 15 Nudity, striptease and other entertainment of an adult nature shall not be permitted on the premises.
- 16 Notices asking customers to leave quietly shall be conspicuously displayed at

all exits

17 On Thursday, Friday and Saturday children shall not be permitted to the lower basement floor from 00:00 hours. Children shall not be permitted to remain in the premise or access to the premise after 0200 hours. All children must be accompanied by a responsible adult.

18 The total number of people permitted on the premises including staff and performers shall not exceed 240 at the basement level and 110 at the lower basement level.

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

20 An incident log shall be kept at the premises, and made available for inspection on request to an authorised officer of Brent Council or the Police, which will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received
- (d) any incidents of disorder
- (e) all seizures of drugs or offensive weapons
- (f) any faults in the CCTV system or searching equipment or scanning equipment
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

21 On Thursday, Friday and Saturday from 2200 hours, there shall be a suitable number of door supervisors on duty. They must remain on duty until the premises are

closed and all customers have left.

22 A register/log containing the names, badge number, dates & times of duty security staff and any incidents that occur shall be kept and made available to the Police and Licensing Authority.

23 Door supervisors shall wear high visibility jackets, tabards or armbands so that they can be clearly and easily identified on CCTV.

24 No entry or re-entry shall be permitted after 0200 hours save for those patrons who are returning from a smoking area.

25 The premises shall have a comprehensive written dispersal policy in place. This document shall be produced to the police or an officer from Brent Council upon request.

26 CCTV shall be installed to Home Office Guidance standards and maintained in a good working condition and recordings shall be kept for 31 days and shall be made available to police and authorised Officers from Brent Council upon request. This must comply with the Data Protection Act including signage.

27 After 2200 hours smoking areas shall be limited to ten (10) persons and each area shall be suitably supervised.

28 Subject to risk assessment, the maximum number of persons permitted on the existing Ground Floor Basement level shall not exceed 240 not including staff.

29 Subject to risk assessment, the maximum number of persons permitted on the existing lower ground floor level shall not exceed 150 not including staff.

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

31 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 30milliamps).

### **Annex 3 – Conditions attached after a hearing by the licensing authority**

### **Annex 4 – Plans**

See attached





Masti 576-582 High Road HA0 2AA



1:1000

0 0.01 0.02 kilometres



Brent

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The Licensing Officer  
Health Safety and Licensing  
London Borough of Brent  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 7FJ  
05/12/2018  
Ref: 01QK/597/18/157  
LA Ref: 143

*Police Representations to the Temporary Event Notice for*

**Masti 576-582 High Road, Wembley, HA0 2AA**

*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:	(Licensing Constable) Nicola McDonald PC157QK
NWCU	Brent

*An officer of the Metropolitan Police, in whose area the premises are situated, who is authorised 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 Inderjeet Barmi for regulated entertainment, sales of alcohol and late night refreshment for a New Year party on 1<sup>st</sup> January 2018 from 2000 to 1<sup>st</sup> January 2019 0500 hours.**

*Police are formally making representations to the notice under section 104 Licensing Act 2003. The Police objection is primarily concerned with the crime and disorder and prevention of public nuisance objectives.*

*Police are making representations as the premises user has not provided enough information with the Temporary Event Notice (TEN) for police to be satisfied that the event will uphold all four Licensing Objectives.*



**PLEASE ANSWER THE BELOW QUESTIONS IN FULL**

**SECTION A : Venue Details**

**1. Venue Details:**

Name	Masti UK Ltd
Address	576-582 High Road, Wembley, Middlesex
Postcode	HA0 2AA

**2. Applicant (s) Details:**

Name	Date Of Birth
<b>Inderjeet Singh Barmi</b>	

**3. Does anyone applying for this TEN currently hold a Personal Licence**

YES [ ☒ ]      NO [ ☐ ]

If you have selected "YES" then please complete **section B/C/D** below

**4. Does the venue you are applying for a TEN currently hold a premise Licence**

YES [ ☒ ]      NO [ ☐ ]

If you have selected "YES" then please complete **section C/D** below

If you have selected "NO" then please complete **section D** below

**SECTION B: Personal Licence Holder Details****1. Personal Licence owners details**

Name of Personal Licence Holder	Licence Number	Issuing Borough
<b>Inderjeet Singh Barmi</b>	[REDACTED]	[REDACTED]

**2. Does the venue you are applying for a TEN currently hold a premise Licence**YES [ ☒ ]      NO [ ☐ ]If you have selected "YES" then please complete **section C/D** belowIf you have selected "NO" then please complete **section D** below

## SECTION C: Premise Licence Details

### 1. Premise Licence Details

Premise Licence Number	162287
------------------------	--------

### 2. Will the venue be implementing all of its current licensing conditions for this event

YES [ ☒ ]      NO [ ☐ ]

If you have selected “**NO**” then please state which conditions will not be complied with, and why)

Condition No	Condition	Reason why it will not be complied with /

### 3. How many staff will be employed for this event ?

15 Staff + 6 Security personnel
---------------------------------

### 4. Are there any members of staff who are first aider?

Yes
-----

### 5. How many TENS has the venue applied for so far this year?

0
---

**SECTION D: Event Details****1. Is this a ticketed event?**YES [ ☒ ]      NO [ ☐ ]**2. Has the event been advertised?**YES [ ☒ ]      NO [ ☐ ]

If you have selected “**YES**” then please provide more details below of the websites / radio stations, etc where the event has been advertised

Sunrise Radio  
Facebook – Masti London  
Website – [www.masti.london](http://www.masti.london)

**3. Is this a promoted Event?**YES [ ☐ ]      NO [ ☒ ]

If you have selected “**YES**” then please provide more details below of the promoters name and contact number

Promoters Name	Contact Number

**4. Are there any DJ's playing at this event?**

YES [☒]      NO [☐]

If you have selected **"YES"** then please complete the following

Total Number of DJ's	1
----------------------	---

**5. Has a full risk assessment been completed for this event?**

YES [☒]      NO [☐]

**6. Is this a student event?**

YES [☐]      NO [☒]

**7. What is the age range of the people attending?**

18 – 21      [☒]  
 22 – 30      [☒]  
 31 – 40      [☒]  
 41 – 50      [☒]  
 51 +      [☒]

**8. Has this event been previously held at this venue ?**

YES [☒]      NO [☐]

If you have selected **"YES"** then please answer the following

Were there any issues? YES [☐]      NO [☒]

Issues	





**9. Will you be employing approved SIA Door Supervisors?**

YES [ ] NO [ ]

If you have selected **"YES"** then please complete the following

Total Number of SIA	6
SIA Company Name	Smart Security
SIA Company Contact Number	[REDACTED]

**10. How many people are expected to attend this event (please be as specific as possible)?**

300 people
------------

**11. Any Further Information you can provide us in relation to the event?**

<p>This is an in-house family orientated dinner and dance and will be similar to our regular Friday and Saturday night dinner and dances that we host on a regular basis. The DJ entertainment will be offered by our resident DJ. We would also confirm our adherence to all licensing conditions.</p>
---

Yours sincerely

PC 2157NW Nicola McDonald

Licensing Constable

Brent Police Licensing Team

Please complete and return this form to the Brent Police Licensing team to the below email address : NWMailbox.licensingbrent@met.police.uk

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## LICENSING ACT 2003

### Application for a Temporary Event Notice

#### 1. The Application

Name of Applicant:	Nihat Algul
Name & Address of Premises:	Lezziz Charcoal Grill, 13-15 Walm Lane NW2 5SJ
Applicants Agent:	

#### 1. Application

The application is for the provision of late night refreshment from 00:00hrs to 04:00hrs on 24 – 25 December 2018.

#### 2. Background

The premises are currently licensed for the sale of alcohol from 11:00hrs to 23:30hrs Sunday to Thursday and 11:00hrs to 00:30hrs Friday & Saturday, late night refreshment from 23:00hrs to 00:00hrs Sunday to Thursday and from 23:00hrs to 01:00hrs Friday & Saturday. Also to remain open from 11:00hrs to 00:00hrs Sunday to Thursday and from 11:00hrs to 01:00hrs Friday & Saturday.

The current licence has not yet been produced as the committee decision to reduce the requested licensable hours of the Premises Licence is being appealed by the licence holder.

#### 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 Police Representation
- C. OS Map

Applicant: **Mr Nihat Algul**

Previous Names:

Date of birth:

Place of birth:

National Insurance Number:

Applicant Address: **13 - 15 Walm Lane, London, Brent, NW2 5SJ**

Email Address:

Telephone number:

Mobile number:

Fax:

Premises: Address: **13 - 15 Walm Lane, London, Brent, NW2 5SJ**

Premises Licence Number/Club Certificate Number: **152099/**

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:

Please describe the nature of the premises: **Restaurant serving Turkish, Middle Eastern cuisine and selection of vegetarian foods**

Please describe the nature of the event: **Christmas Eve celebrations**

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on):

The sale by retail of alcohol: **No**

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club: **No**

The provision of regulated entertainment: **No**

The provision of late night refreshment: **Yes**

Are you giving a late temporary event notice? **No**

Please state the dates on which you intend to use these premises for licensable activities: **24 December 2018 until 25 December 2018**

Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock):

**Day: Monday 24 December 2018**

**Start Time: 00:00**

**End Time: 04:00**

**Further Details:**

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, organisers or performers: **35**

If the licensable activities will include the sale or supply of alcohol, please state whether these will be for consumption:

Personal Licence Holder:

Previous TENS:

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?: **Yes**

**Number of temporary event notices = 1**

Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **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: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **No**

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: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **No**

The Licensing Officer  
Health Safety and Licensing  
London Borough of Brent  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 7FJ

11/12/2018  
Ref: 14387  
LA Ref: 01/QK/599/18/2965NW

***Police Representations to the Temporary Event Notices for***

**Lezziz Charcoal Grill, 13-15 Walm Lane, London, NW2 5SJ**

*I certify that I have considered the notices 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 PC 5157NW
NW CU	Brent Licensing

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

*A Temporary Event Notices have been given under section 100 Licensing Act 2003 by*

***Mr Nihat ALGUL for the provision of late night refreshments on 4th of December 2018 from 0000 to 0400hrs.***

*Police are formally making representations to the notice under section 104 Licensing Act 2003. The Police objection is primarily concerned with the prevention of crime and disorder and public nuisance licensing objectives.*

The restaurant is situated in a parade of shops in a densely populated residential area and had operated as a smaller premises for a number of years on Walm Lane. Due to its increasing popularity and the owners desire to make more of the economic opportunities, he purchased the premises next door and gained planning permission to knock through and completely redesign the old and new

premises into a brand new one. They applied for a New Premises Licence whilst the building work was nearing completion, as the old was no longer valid. The Police received this on 3<sup>rd</sup> August 2018. This had two notable changes to the old licence. An application for an even later time to offer late night refreshments and the addition of the sale by retail of alcohol.

This would have the effect of increasing late night refreshments and closing times from 0300hrs to 0400hrs from Sunday to Thursday and from 0400hrs to 0500hrs on Friday and Saturday. The sale by retail of alcohol was requested until 0200hrs.

*As a Police Licensing officer, PC Norton had concerns over the extended hours as well as the introduction of alcohol sales, an obvious potentially aggravating factor to licensing concerns. I made representations on 16<sup>th</sup> August 2018 stating his concerns under the licensing objectives.*

*Part of the representations read:*

*"The applicant for the Lezziz Charcoal Grill has experience in running a similar business in the immediate area, but this was without supply of alcohol and with an earlier closing time.*

Willesden Green/Mapesbury wards have prevalent Anti-Social Behaviour (ASB) problems, drug dealing/user issues and other crime related problems. Due to these ongoing issues, it was necessary for the Metropolitan Police Service to authorise a temporary dispersal zone in an attempt to prevent and disrupt ASB and criminal activity in early 2018.

The combination of closing times at very late times and the extensive supply of alcohol often lead to a detrimental impact on licensing objectives, especially in areas already suffering issues. Extending alcohol supply into the early hours of the morning will add to crime, disorder and public nuisance and would likely exacerbate these existing problems in the area. Customers who drink alcohol over longer periods are likely to become more inebriated and less inhibited, leading to irrational and violent behaviour i.e. increased drunken disorder, crime and noise. Even if the premises patrons have no intention to commit crime, or cause ASB, they may find themselves a vulnerable victim of criminality, robbed, assaulted or involved in an affray in a hot spot area already known for such issues. Criminals often target prey upon the vulnerable, such as the heavily intoxicated out late at night. If the premises were open until 0500hrs, it would increase the possibility of disturbing the peace. Customers coming and going from the restaurant after finishing a meal or collecting a takeaway; inebriated patrons coming out to smoke; car doors banging and engines revving will all increase public nuisance issues. Therefore, Police would wish to have the opening times for the premises to match the applicant's previous establishment. We would also wish to reduce the licensable supply of alcohol hours as well for reason stated above. The plan is not clear as to whether or not there is a bar area, further clarification is needed. However, the conditions below assume a bar area of some kind is present in the application plans."



Police requested the sale of alcohol to cease at 2300hrs rather than 0200hrs. The applicant and Police could not come to an agreement and the matter went to a hearing on 25<sup>TH</sup> September 2018. Prior to this date, it became apparent that as the premises was already open and continued to provide similar late night refreshments to the old premises, despite having no license. Therefore, I visited the premises on 24<sup>th</sup> August 2018 in the interests of transparency and fairness to avoid any misunderstandings.

PC Norton recorded the meeting via Body Worn Video with the applicant's son, and clearly explained that no alcohol could be sold or displayed and that late night refreshments should cease at 2300hrs. He was clearly taken aback, but Police offered him a possible solution in that they could consider Temporary Event Notices (TEN) to tide them over. Police also sent this information to his father, the applicant, on the 24/08/2018. Again, PC Norton stipulated the need to apply for TEN's whilst we awaited the outcome of the hearing.

Despite Police efforts to cooperate and offer this permissive assistance in the spirit of good relations, the premises continued to operate without a license, both in staying open until 0300/400hrs and by selling alcohol. This was borne out by a large number of residential complaints that I was made aware of by Brent Council. In fact, it highlighted a ground swell of complaints by residents who essentially were sick of years of ASB, noise, strong smells and as a result of the premises being open as late as 0300 & 0400hrs.

Police asked the Hearing Committee members to consider the residents on the closure time of the premises, rather than just PC Norton's initial representations (which had allowed them a similar time to before). Police reasons for this was we hadn't been aware of the level of discord amongst residents until the hearing approached, after Police representations were submitted.

The hearing led to the Committee granting a New Premises licence, but after weighing up the various sides of the argument, the times for late night refreshments and sale of alcohol were reduced- not extended.

The New Premises Licence timings were granted as:

Opening times

Sun-Thu 1100-0000hrs

Fri-Sat 1100-0100hrs

Sale of alcohol

Sun-Thu 1100-2330hrs

Fri-Sat 1100-0030hrs

Late Night Refreshments

Sun-Thu 2300-0000hrs

Fri-Sat 2300-0100hrs

Since the hearing, the Lezziz has repeatedly continued to breach their new license and had numerous written warnings from the council for doing so. Police also have body worn evidence of such a breach on Saturday 27<sup>th</sup> October 2018 at 0140hrs. Not only this, but when Sgt Volrath spoke to a member of staff (believed to be the applicants son), he was shown a copy of the old invalid license on the Council website via a mobile phone. This isn't simply a misunderstanding, it is blatant attempt to contravene licensing laws.

The applicant has lodged an appeal against the committee decision and this is due to be heard by Magistrates on 7<sup>th</sup> February 2019.

In the interim the applicant has submitted TEN's for 1<sup>st</sup> and 2<sup>nd</sup> December 2018 from 0100 – 0400 hours that were rejected.

Clearly driven by economic motives, the applicant is now attempting to use this notification to circumvent the findings of the Committee from the 25<sup>th</sup> September 2018 and extend the licensing hours for the lucrative night trade. All this at the expense of local residents who thought they might avoid further nuisance and have some quality of life late at night.

Based on these existing issues and considerations, Police request this TEN be rejected.

Yours sincerely,

PC Nicola McDonald 2157NW

Licensing Constable

Brent Licensing Team

**From:** Nicola.McDonald@met.pnn.police.uk [mailto:Nicola.McDonald@met.pnn.police.uk]  
**Sent:** 11 December 2018 13:12  
**To:** Business Licence <business.licence@brent.gov.uk>; nihatalgul@hotmail.co.uk  
**Cc:** Patel, Yogini <Yogini.Patel@brent.gov.uk>; Legister, Linda  
<Linda.Legister@brent.gov.uk>  
**Subject:** RE: Licence Consultee Email. Licence Application Number:14387

**Please not my representation says 4<sup>th</sup> December however it is 24<sup>th</sup> December  
Nicola**

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[illegible] Brent

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## LICENSING ACT 2003

### Application for a Temporary Event Notice

#### 1. The Application

Name of Applicant:	Nihat Algul
Name & Address of Premises:	Lezziz Charcoal Grill, 13-15 Walm Lane NW2 5SJ
Applicants Agent:	

#### 1. Application

The application is for the provision of late night refreshment from 00:00hrs to 05:00hrs on 31 December to 1 January 2019.

#### 2. Background

The premises are currently licensed for the sale of alcohol from 11:00hrs to 23:30hrs Sunday to Thursday and 11:00hrs to 00:30hrs Friday & Saturday, late night refreshment from 23:00hrs to 00:00hrs Sunday to Thursday and from 23:00hrs to 01:00hrs Friday & Saturday. Also to remain open from 11:00hrs to 00:00hrs Sunday to Thursday and from 11:00hrs to 01:00hrs Friday & Saturday.

The current licence has not yet been produced as the committee decision to reduce the requested licensable hours of the Premises Licence is being appealed by the licence holder

#### 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 Police Representation
- C. OS Map



Applicant: **Mr Nihat Algul**

Previous Names:

Date of birth:

Place of birth:

National Insurance Number:

Applicant Address: **13 - 15 Walm Lane, London, Brent, NW2 5SJ**

Email Address:

Telephone number:

Mobile number:

Fax:

Premises: Address: **13 - 15 Walm Lane, London, Brent, NW2 5SJ**

Premises Licence Number/Club Certificate Number: **152099/**

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:

Please describe the nature of the premises: **Restaurant serving Turkish, Middle Eastern Cuisine and selection of vegetarian foods**

Please describe the nature of the event: **New Years Eve Celebrations**

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on):

The sale by retail of alcohol: **No**

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club: **No**

The provision of regulated entertainment: **No**

The provision of late night refreshment: **Yes**

Are you giving a late temporary event notice? **No**

Please state the dates on which you intend to use these premises for licensable activities: **31 December 2018** until **01 January 2019**

Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock):

**Day: 31/12/2018**

**Start Time: 00:00**

**End Time: 05:00**

## Further Details:

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, organisers or performers: **35**

If the licensable activities will include the sale or supply of alcohol, please state whether these will be for consumption:

Personal Licence Holder:

Previous TENS:

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?: **Yes**

### Number of temporary event notices = 2

Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **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: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **No**

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: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **No**

The Licensing Officer  
Health Safety and Licensing  
London Borough of Brent  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 7FJ

11/12/2018  
Ref: 14388  
LA Ref: 01/QK/600/18/2157NW

***Police Representations to the Temporary Event Notices for***

**Lezziz Charcoal Grill, 13-15 Walm Lane, London, NW2 5SJ**

*I certify that I have considered the notices 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 PC 2157NW
NW CU	Brent Licensing

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

*A Temporary Event Notices have been given under section 100 Licensing Act 2003 by*

***Mr Nihat ALGUL for the provision of late night refreshment on 31st December – 1<sup>st</sup> January 2019 from 0000 to 0500hrs.***

*Police are formally making representations to the notice under section 104 Licensing Act 2003. The Police objection is primarily concerned with the prevention of crime and disorder and public nuisance licensing objectives.*

The restaurant is situated in a parade of shops in a densely populated residential area and had operated as a smaller premises for a number of years on Walm Lane. Due to its increasing popularity and the owners desire to make more of the economic opportunities, he purchased the premises next door and gained planning permission to knock through and completely redesign the old and new

premises into a brand new one. They applied for a New Premises Licence whilst the building work was nearing completion, as the old was no longer valid. The Police received this on 3<sup>rd</sup> August 2018. This had two notable changes to the old licence. An application for an even later time to offer late night refreshments and the addition of the sale by retail of alcohol.

This would have the effect of increasing late night refreshments and closing times from 0300hrs to 0400hrs from Sunday to Thursday and from 0400hrs to 0500hrs on Friday and Saturday. The sale by retail of alcohol was requested until 0200hrs.

*As a Police Licensing officer, PC Norton had concerns over the extended hours as well as the introduction of alcohol sales, an obvious potentially aggravating factor to licensing concerns. I made representations on 16<sup>th</sup> August 2018 stating his concerns under the licensing objectives.*

*Part of the representations read:*

*"The applicant for the Lezziz Charcoal Grill has experience in running a similar business in the immediate area, but this was without supply of alcohol and with an earlier closing time.*

Willesden Green/Mapesbury wards have prevalent Anti-Social Behaviour (ASB) problems, drug dealing/user issues and other crime related problems. Due to these ongoing issues, it was necessary for the Metropolitan Police Service to authorise a temporary dispersal zone in an attempt to prevent and disrupt ASB and criminal activity in early 2018.

The combination of closing times at very late times and the extensive supply of alcohol often lead to a detrimental impact on licensing objectives, especially in areas already suffering issues. Extending alcohol supply into the early hours of the morning will add to crime, disorder and public nuisance and would likely exacerbate these existing problems in the area. Customers who drink alcohol over longer periods are likely to become more inebriated and less inhibited, leading to irrational and violent behaviour i.e. increased drunken disorder, crime and noise. Even if the premises patrons have no intention to commit crime, or cause ASB, they may find themselves a vulnerable victim of criminality, robbed, assaulted or involved in an affray in a hot spot area already known for such issues. Criminals often target prey upon the vulnerable, such as the heavily intoxicated out late at night. If the premises were open until 0500hrs, it would increase the possibility of disturbing the peace. Customers coming and going from the restaurant after finishing a meal or collecting a takeaway; inebriated patrons coming out to smoke; car doors banging and engines revving will all increase public nuisance issues. Therefore, Police would wish to have the opening times for the premises to match the applicant's previous establishment. We would also wish to reduce the licensable supply of alcohol hours as well for reason stated above. The plan is not clear as to whether or not there is a bar area, further clarification is needed. However, the conditions below assume a bar area of some kind is present in the application plans."

Police requested the sale of alcohol to cease at 2300hrs rather than 0200hrs. The applicant and Police could not come to an agreement and the matter went to a hearing on 25<sup>TH</sup> September 2018. Prior to this date, it became apparent that as the premises was already open and continued to provide similar late night refreshments to the old premises, despite having no license. Therefore, I visited the premises on 24<sup>th</sup> August 2018 in the interests of transparency and fairness to avoid any misunderstandings.

PC Norton recorded the meeting via Body Worn Video with the applicant's son, and clearly explained that no alcohol could be sold or displayed and that late night refreshments should cease at 2300hrs. He was clearly taken aback, but Police offered him a possible solution in that they could consider Temporary Event Notices (TEN) to tide them over. Police also sent this information to his father, the applicant, on the 24/08/2018. Again, PC Norton stipulated the need to apply for TEN's whilst we awaited the outcome of the hearing.

Despite Police efforts to cooperate and offer this permissive assistance in the spirit of good relations, the premises continued to operate without a license, both in staying open until 0300/400hrs and by selling alcohol. This was borne out by a large number of residential complaints that I was made aware of by Brent Council. In fact, it highlighted a ground swell of complaints by residents who essentially were sick of years of ASB, noise, strong smells and as a result of the premises being open as late as 0300 & 0400hrs.

Police asked the Hearing Committee members to consider the residents on the closure time of the premises, rather than just PC Norton's initial representations (which had allowed them a similar time to before). Police reasons for this was we hadn't been aware of the level of discord amongst residents until the hearing approached, after Police representations were submitted.

The hearing led to the Committee granting a New Premises licence, but after weighing up the various sides of the argument, the times for late night refreshments and sale of alcohol were reduced- not extended.

The New Premises Licence timings were granted as:

Opening times

Sun-Thu 1100-0000hrs

Fri-Sat 1100-0100hrs

Sale of alcohol

Sun-Thu 1100-2330hrs

Fri-Sat 1100-0030hrs

Late Night Refreshments

Sun-Thu 2300-0000hrs

Fri-Sat 2300-0100hrs

Since the hearing, the Lezziz has repeatedly continued to breach their new license and had numerous written warnings from the council for doing so. Police also have body worn evidence of such a breach on Saturday 27<sup>th</sup> October 2018 at 0140hrs. Not only this, but when Sgt Volrath spoke to a member of staff (believed to be the applicants son), he was shown a copy of the old invalid license on the Council website via a mobile phone. This isn't simply a misunderstanding, it is blatant attempt to contravene licensing laws.

The applicant has lodged an appeal against the committee decision and this is due to be heard by Magistrates on 7<sup>th</sup> February 2019.

In the interim the applicant has submitted TEN's for 1<sup>st</sup> and 2<sup>nd</sup> December 2018 from 0100 – 0400 hours that were rejected and Christmas Eve which Police have also objected to.

Clearly driven by economic motives, the applicant is now attempting to use this notification to circumvent the findings of the Committee from the 25<sup>th</sup> September 2018 and extend the licensing hours for the lucrative night trade. All this at the expense of local residents who thought they might avoid further nuisance and have some quality of life late at night.

Based on these existing issues and considerations, Police request this TEN be rejected.

Yours sincerely,

PC Nicola McDonald 2157NW

Licensing Constable

Brent Licensing Team

## LICENSING ACT 2003

### Application for a Temporary Event Notice

#### 1. The Application

Name of Applicant:	Srikanth Vudumula
Name & Address of Premises:	Exotic 117 Wembley Park Drive HA9 8HG
Applicants Agent:	

#### 1. Application

The application is for the an extension of the existing licence for the sale of alcohol from 02:00hrs to 04:00hrs on 24 December 2018 to 30 December 2018.

#### 2. Background

The premises are currently licensed for the sale of alcohol and to remain open from 07:00hrs to 02:00hrs Monday to Sunday.

#### 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 Police Representation
- C. Copy of Licence
- D. OS Map



Applicant:

Previous Names:

Date of birth:

Place of birth:

National Insurance Number:

Applicant Address: **117 Wembley Park Drive, Wembley, Brent, HA9 8HG**

Email Address:

Telephone number:

Mobile number:

Fax:

Premises: Address: **117 Wembley Park Drive, Wembley, Brent, HA9 8HG**

Premises Licence Number/Club Certificate Number: **223542030 /**

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: **N/A**

Please describe the nature of the premises: **Convenience Store and Off Licence**

Please describe the nature of the event:

**Serving late night groceries including alcohol**

**Temporary Licence purely for Christmas / New Year Period. Current Premises licence end time is 02:00. Requesting end time of 04:00 over the festive period if possible. Alcohol for sale and consumption off premises**

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on):

The sale by retail of alcohol: **Yes**

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club: **No**

The provision of regulated entertainment: **No**

The provision of late night refreshment: **No**

Are you giving a late temporary event notice? **No**

Please state the dates on which you intend to use these premises for licensable activities: **24 December 2018 until 30 December 2018**

Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock):

**Day: 24-12-2018**  
**Start Time: 02:00**  
**End Time: 04:00**  
**Further Details:Christmas Hours**  
**Day: 25-12-2018**  
**Start Time: 02:00**  
**End Time: 04:00**  
**Further Details:Christmas Hours**  
**Day: 26-12-2018**  
**Start Time: 02:00**  
**End Time: 04:00**  
**Further Details:Christmas Hours**  
**Day: 27-12-2018**  
**Start Time: 02:00**  
**End Time: 04:00**  
**Further Details:Christmas Hours**  
**Day: 28-12-2018**  
**Start Time: 02:00**  
**End Time: 04:00**  
**Further Details:Christmas Hours**  
**Day: 29-12-2018**  
**Start Time: 02:00**  
**End Time: 04:00**  
**Further Details:Christmas Hours**  
**Day: 30-12-2018**  
**Start Time: 02:00**  
**End Time: 04:00**  
**Further Details:Christmas Hours**

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, organisers or performers: **10**

If the licensable activities will include the sale or supply of alcohol, please state whether these will be for consumption: **Off the premises**

Personal Licence Holder:

Previous TENS:

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**

Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **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: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **No**

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: a) ends 24 hours or le

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The Licensing Officer  
Health Safety and Licensing  
London Borough of Brent  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 7FJ

11/12/2018  
Ref: 14390  
LA Ref: 01/QK/607/18/253NW

***Police Representations to the Temporary Event Notices for***

**117 Wembley Park Drive Brent, Exotic Off Licence and Groceries**

*I certify that I have considered the notices 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:	Damien Smith 253NW
NW BCU	Brent Licensing

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

*A Temporary Event Notices have been given under section 100 Licensing Act 2003 by*

**Srikanth Vudumula**

The notice was received in this office on Monday 7th December 2018. 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 (TEN) notice is to allow for the use of the premises from 24<sup>th</sup> December through until the 30<sup>th</sup> December 2018 from 0200 to 0400 hours each day. The licensable activity is for the sale of alcohol.

Police believe the premises would not be upholding the licensing objectives if it were to sell alcohol beyond the existing licence conditions and believe that beyond 0200 hours would create unnecessary noise and anti-social behaviour and increase the opportunity for crime and disorder.

In view of the request the venue is situated in a residential area and close to student accommodation. The request falls within the Christmas festivity period and students will be on leave.

The premises currently operate from 0700 hours daily and close at 0200 hours. They are seeking to remain open selling alcohol until 0400 hours and this would not afford the residents any quality 'quiet' time. Police are concerned at the staffing requirements and quick turn-around in between shifts and believe this will affect the individuals responsible for selling alcohol to the public.

Police believe that 0200 hours each day is sufficient enough to sell alcohol. Police would require the existing licence conditions to be affixed to this Temporary Event Notice.

The Christmas period is a busy and demanding time for the Police. Response times are affected by these demands and staffing the response teams is calculated by service demand.

Police suggest the application should be submitted and approved by all the relevant authorities and that by operating under the TEN public safety and crime prevention objectives are undermined.

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,

PS Damien Smith 253NW

Licensing Sergeant

Brent Licensing Team



Planning, Transportation & Licensing  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

TEL: 020 8937 5359  
EMAIL: [business.licence@brent.gov.uk](mailto:business.licence@brent.gov.uk)  
WEB: [www.brent.gov.uk](http://www.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***

Original grant date: 08 March 2016  
Current issue date: 23 January 2018

.....  
Authorised signatory

Premises licence number: 223542030

### Part 1 – premises details

Postal address of premises, or if none, ordinance survey map reference or description

**Exotic Off Licence & Groceries  
117 Wembley Park Drive, Wembley, London, Brent, HA9 8HG**

Where the licence is time limited the dates

Licensable activities authorised by the licence

**Section J: Sale or Supply of Alcohol:(Off the premises)**

The times the licence authorises the carrying out of licensable activities

**Section J: Sale or Supply of Alcohol:(For consumption off the premises)**

Day	Start Time	End Time
Monday	07:00	02:00
Tuesday	07:00	02:00
Wednesday	07:00	02:00
Thursday	07:00	02:00
Friday	07:00	02:00
Saturday	07:00	02:00
Sunday	07:00	02:00

**The opening hours of the premises**

Day	Start Time	End Time
Monday	07:00	02:00
Tuesday	07:00	02:00
Wednesday	07:00	02:00
Thursday	07:00	02:00
Friday	07:00	02:00
Saturday	07:00	02:00
Sunday	07:00	02:00

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

**For consumption off the premises**

**Part 2**

Name, (registered) address, telephone number and email (where relevant) of holder of the premises licence

**Exotic Food Store (Wembley) Ltd**

Registered number of holder, for example company number, charity number (where applicable)

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

**Srikanth Reddy Vudumula**

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

**Licence Number:** [REDACTED]  
**Issuing authority:** [REDACTED]

**Annex 1 – Mandatory conditions****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.

### **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<sup>11</sup> is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (b)—permitted price<sup>11</sup> 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<sup>11</sup> 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<sup>11</sup> 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<sup>11</sup> 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<sup>11</sup>) would be different from the permitted price on the next day (—the second day<sup>11</sup>) 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 (Only if 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

## **Annex 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 authorised Officers from Brent Council.

2 A "Challenge 25" policy shall be adopted and adhered to

3 Any staff directly involved in selling alcohol for retail to consumers and managers will undergo training of Licensing Act 2003 legislation. This shall be documented and signed for by the DPS and the member of staff receiving the training. This training log shall be kept on the premises and made available for inspection by police and relevant authorities upon request.

4 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.

5 No high strength beers, lagers, and ciders above 6.0% ABV shall be stocked.

6 A sign stating "No proof of age - No sale" shall be displayed at the point of sale.

7 The following crime prevention measures shall be implemented:

- A time delay safe with deposit slot and anti fishing mechanisms must be used at the counter till area
- Regular robbery awareness and cash minimisation training shall be given to all staff

8 An incident log shall be kept at the premises, and made available for inspection on request to an authorised officer of Brent Council or the Police, which will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received
- (d) any incidents of disorder
- (e) any faults in the CCTV system
- (f) any refusal of the sale of alcohol
- (g) any visit by a relevant authority or emergency service.

9 Outside of the hours authorised for the sale of alcohol, all alcohol within the trading area is to be secured behind grills, screens or cabinet doors so as to prevent access to the alcohol by customers or staff.

10 On All major event days at Wembley Stadium the following shall apply:

(a) Customers shall not be allowed to congregate outside the premises.

(b) No glass bottles shall be sold or displayed

(c) 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.

(d) No more than four (4) cans of alcohol per person shall be sold.

(e) Alcoholic beverages shall not be sold or supplied one (1) hour before the designated kick off or start time of a game or event and will not resume until 15 minutes after the game or event has started.

11 Security lighting shall be installed in and around the premises.

12 A suitable intruder alarm complete with panic button shall be fitted and maintained.

### **Annex 3 – Conditions attached after a hearing by the licensing authority**

### **Annex 4 – Plans**

See attached



Exotic, 117 Wembley Park Drive HA9 8HG



1:1250

0 0.02 0.04 kilometres



Brent

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## LICENSING ACT 2003

### Application for a Temporary Event Notice

#### 1. The Application

Name of Applicant:	Mitra Bandhu Bhattarai
Name & Address of Premises:	Everest Spice, Honeypot Lane, HA7 1EF
Applicants Agent:	

#### 1. Application

The application is for the provision of regulated entertainment, the supply of alcohol and late night refreshment from 20:00hrs to 04:00hrs on 31 December to 1 January 2019.

#### 2. Background

The premises are currently licensed for regulated entertainment and late night refreshment until 00:00hrs Sunday to Thursday and 01:30 Friday & Saturday, the sale of alcohol until 00:30hrs Sunday to Thursday and 01:30 Friday & Saturday and to remain open until 01:00hrs Sunday to Thursday and 02:00hrs Friday & Saturday.

#### 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 Police Representation
- C. Copy of Licence
- D. OS Map



Applicant: **Mitra Bandhu Bhattarai**

Previous Names:

Date of birth:

Place of birth:

National Insurance Number:

Applicant Address:

Email Address:

Telephone number:

Mobile number:

Fax:

Premises: Address: **Everest Spice The Honeypot, Honeypot Lane, Stanmore, Brent, HA7 1EE**

Premises Licence Number/Club Certificate Number: /

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:

Please describe the nature of the premises: **Licensed Public House**

Please describe the nature of the event: **New Year' Eve celebrations with recorded music to be played by DJ with dancing**

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on):

The sale by retail of alcohol: **Yes**

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club: **No**

The provision of regulated entertainment: **Yes**

The provision of late night refreshment: **Yes**

Are you giving a late temporary event notice? **No**

Please state the dates on which you intend to use these premises for licensable activities: **31 December 2018 until 01 January 2019**

Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock):

**Day: 31 DECEMBER 2018 - 1 JANUARY 2019**

**Start Time: 20:00**

**End Time: 04:00**

**Further Details:**

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, organisers or performers: **350**

If the licensable activities will include the sale or supply of alcohol, please state whether these will be for consumption: **On the premises**

**Day: 31 DECEMBER 2018 - 1 JANUARY 2019 Start Time: 20:00 End Time: 04:00 Further Details: New Year's Eve celebrations with recorded music to be payled by DJ with dancing**

Personal Licence Holder:

Previous TENS:

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?: **Yes**

**Number of temporary event notices = 1**

Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **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: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **No**

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: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **No**

The Licensing Officer  
Health Safety and Licensing  
London Borough of Brent  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 7FJ  
05/12/2018  
Ref: 01QK/588/18/157  
LA Ref: 14371

*Police Representations to the Temporary Event Notice for*

**Everest Spice The Honeypot, Honeypot Lane, Stanmore, HA7 1EE.**

*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:	(Licensing Constable) Nicola McDonald PC157QK
NWCU	Brent

*An officer of the Metropolitan Police, in whose area the premises are situated, who is authorised 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*

***Mitra Bandhu Bhattarai for regulated entertainment, sales of alcohol and late night refreshment for a New Year party on 31<sup>st</sup> December 2018 from 2000 to 1<sup>st</sup> January 2019 0400 hours.***

*Police are formally making representations to the notice under section 104 Licensing Act 2003. The Police objection is primarily concerned with the crime and disorder and prevention of public nuisance objectives.*

*Police are making representations as the premises user has not provided enough information with the Temporary Event Notice (TEN) for police to be satisfied that the event will uphold all four Licensing Objectives.*

## PLEASE ANSWER THE BELOW QUESTIONS IN FULL

### SECTION A : Venue Details

#### 1. Venue Details:

Name	
Address	
Postcode	

#### 2. Applicant (s) Details:

Name	Date Of Birth

#### 3. Does anyone applying for this TEN currently hold a Personal Licence

YES [ ]      NO [ ]

If you have selected “**YES**” then please complete **section B/C/D** below

#### 4. Does the venue you are applying for a TEN currently hold a premise Licence

YES [ ]      NO [ ]

If you have selected “**YES**” then please complete **section C/D** below

If you have selected “**NO**” then please complete **section D** below

**SECTION B: Personal Licence Holder Details****1. Personal Licence owners details**

Name of Personal Licence Holder	Licence Number	Issuing Borough

**2. Does the venue you are applying for a TEN currently hold a premise Licence**

YES [ ]      NO [ ]

If you have selected “**YES**” then please complete **section C/D** belowIf you have selected “**NO**” then please complete **section D** below



## SECTION C: Premise Licence Details

### 1. Premise Licence Details

Premise Licence Number

### 2. Will the venue be implementing all of its current licensing conditions for this event

YES [ ] NO [ ]

If you have selected “**NO**” then please state which conditions will not be complied with, and why)

Condition No	Condition	Reason why it will not be complied with /

### 3. How many staff will be employed for this event ?

### 4. Are there any members of staff who are first aider?

### 5. How many TENS has the venue applied for so far this year?

**SECTION D: Event Details****1. Is this a ticketed event?**

YES [ ]      NO [ ]

**2. Has the event been advertised?**

YES [ ]      NO [ ]

If you have selected “**YES**” then please provide more details below of the websites / radio stations, etc where the event has been advertised

--

**3. Is this a promoted Event?**

YES [ ]      NO [ ]

If you have selected “**YES**” then please provide more details below of the promoters name and contact number

Promoters Name	Contact Number



4. Are there any DJ's playing at this event?

YES [ ] NO [ ]

If you have selected "YES" then please complete the following

Total Number of DJ's	
----------------------	--

5. Has a full risk assessment been completed for this event?

YES [ ] NO [ ]

6. Is this a student event?

YES [ ] NO [ ]

7. What is the age range of the people attending?

18 – 21 [ ]  
22 – 30 [ ]  
31 – 40 [ ]  
41 – 50 [ ]  
51 + [ ]

8. Has this event been previously held at this venue ?

YES [ ] NO [ ]

If you have selected "YES" then please answer the following

Were there any issues? YES [ ] NO [ ]

Issues	





**9. Will you be employing approved SIA Door Supervisors?**

YES [ ]      NO [ ]

If you have selected “**YES**” then please complete the following

Total Number of SIA	
SIA Company Name	
SIA Company Contact Number	

**10. How many people are expected to attend this event (please be as specific as possible)?**

--

**11. Any Further Information you can provide us in relation to the event?**

--

Yours sincerely

PC 2157NW Nicola McDonald

Licensing Constable

Brent Police Licensing Team

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# 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.....  
Director of Environment and Neighbourhood*

*Date: 1 April 2016*

**Licence number 176239**  
**Licence start date: 24/11/2005**

<b>Part 1 - Premises Details</b>
----------------------------------

EVEREST SPICE THE HONEYPOT, Honeypot Lane, Stanmore, HA7 1EE  
Telephone: 020 8206 1024

*Licensable activities and the times authorised by this licence*

**Live Music:**

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

Non standard timings: An additional hour on the following days:  
Christmas Day; Christmas Eve; Boxing Day; Diwali; Birthday of Honeypot (19th May);  
Valentine's Day; Vasakhi; Easter; Bank Holidays

**Recorded Music:**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Tuesday	19:00	00:00
Wednesday	19:00	00:00
Thursday	19:00	00:00
Friday	19:00	01:00
Saturday	19:00	01:00
Sunday	19:00	00:00

Non standard timings: An additional hour on the following days:

Christmas Day; Christmas Eve; Boxing Day; Diwali

Birthday of Honeypot (19th May); Valentine's Day; Vasakhi; Easter; Bank Holidays

**Provision of Entertainment Facilities for Dancing:**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Tuesday	19:00	00:00
Wednesday	19:00	00:00
Thursday	19:00	00:00
Friday	19:00	01:00
Saturday	19:00	01:00
Sunday	19:00	00:00

Non standard timings: An additional hour on the following days:

Christmas Day; Christmas Eve; Boxing Day; Diwali; Birthday of Honeypot (19th May);

Valentine's Day; Vasakhi; Easter; Bank Holidays

**Provision of Late Night Refreshment:**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	23:00	00:00
Tuesday	23:00	00:00
Wednesday	23:00	00:00
Thursday	23:00	00:00
Friday	23:00	01:30
Saturday	23:00	01:30
Sunday	23:00	00:00

Non standard timings: An additional hour on the following days:

Christmas Day; Christmas Eve; Boxing Day; Diwali; Birthday of Honeypot (19th May);

Valentine's Day; Vasakhi; Easter; Bank Holidays

### **Supply of Alcohol:**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	12:00	00:30
Tuesday	12:00	00:30
Wednesday	12:00	00:30
Thursday	12:00	00:30
Friday	12:00	01:30
Saturday	12:00	01:30
Sunday	12:00	00:30

Non standard timings: An additional hour on the following days:

Christmas Day; Christmas Eve; Boxing Day; Diwali; Birthday of Honeypot (19th May);  
Valentine's Day; Vasakhi; Easter; Bank Holidays

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

<b>The Opening Hours of the Premises:</b>
---

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	12:00	01:00
Tuesday	12:00	01:00
Wednesday	12:00	01:00
Thursday	12:00	01:00
Friday	12:00	02:00
Saturday	12:00	02:00
Sunday	12:00	01:00

Non standard timings: An additional hour on the following days:

Christmas Day; Christmas Eve; Boxing Day; Diwali; Birthday of Honeypot (19th May);  
Valentine's Day; Vasakhi; Easter; Bank Holidays

## Part 2

### Details of Holder of Premises Licence:

Name: MacNeil Limited

Address: [REDACTED]

Telephone: [REDACTED]

Registered Address: [REDACTED]

Registered Number: [REDACTED]

### Details of Designated Premises Supervisor:

Name: Mitra Bandhu Bhattarai

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 must 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) —valued 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 authorised Officers from Brent Council.

2 A CCTV camera shall be installed to cover the public entrances of the premises and external areas.

3 Door supervisors shall wear clothing that can be clearly and easily identified on CCTV.

4 Customers shall not be permitted to take open drink containers outside the premises as defined on the plan submitted to and approved by the Licensing Authority.

5 Customers carrying open or sealed bottles or glasses shall not be admitted to the premises.

6 A sign stating 'No proof of age - No sale' shall be displayed at the point of sale.

7 A 'Challenge 21' policy shall be adopted and adhered to at all times.

An incident log shall be kept at the premises, and made available for inspection on request to an authorised officer of Brent Council or the Police, which will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received
- (d) any incidents of disorder
- (e) all seizures of drugs or offensive weapons
- (f) any faults in the CCTV system or searching equipment or scanning equipment
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

8 No alcohol shall be available for any customer when the premises are open primarily for use by persons under the age of 18.

9 A suitable intruder alarm complete with panic button shall be fitted and maintained.

10 No person under the age of 18 shall be permitted in the shisha area at anytime.

11 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.

12 The total number of people permitted on the Ground Floor including staff and performers shall not exceed 295.

13 A register/log containing the names, badge number, dates & times of duty of security staff and any incidents that occur shall be kept and made available to the Police and Licensing Authority.

14 All doors and windows shall remain closed when music is being played.

15 No children shall be admitted unless accompanied by a responsible adult.

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

17 The gates/doors from the rear garden to the front of the premises shall be kept unlocked and be easily opened if required when the public are on the premises. If the gates do not open outwards in the direction of escape they shall be fixed in the open position when the public are on the premises.

18 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).

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

1 On Fridays and Saturdays, from 20.00 hours, at least two door supervisors shall be deployed at the premises until the premises closes and all customers have left. The door supervisors shall have radio contact. All door supervisors shall be authorised by the Security Industry Authority.

2 On Fridays and Saturdays, from 20.00 hours, a steward shall be deployed at the premises' car park to monitor and supervise the use of the car park.

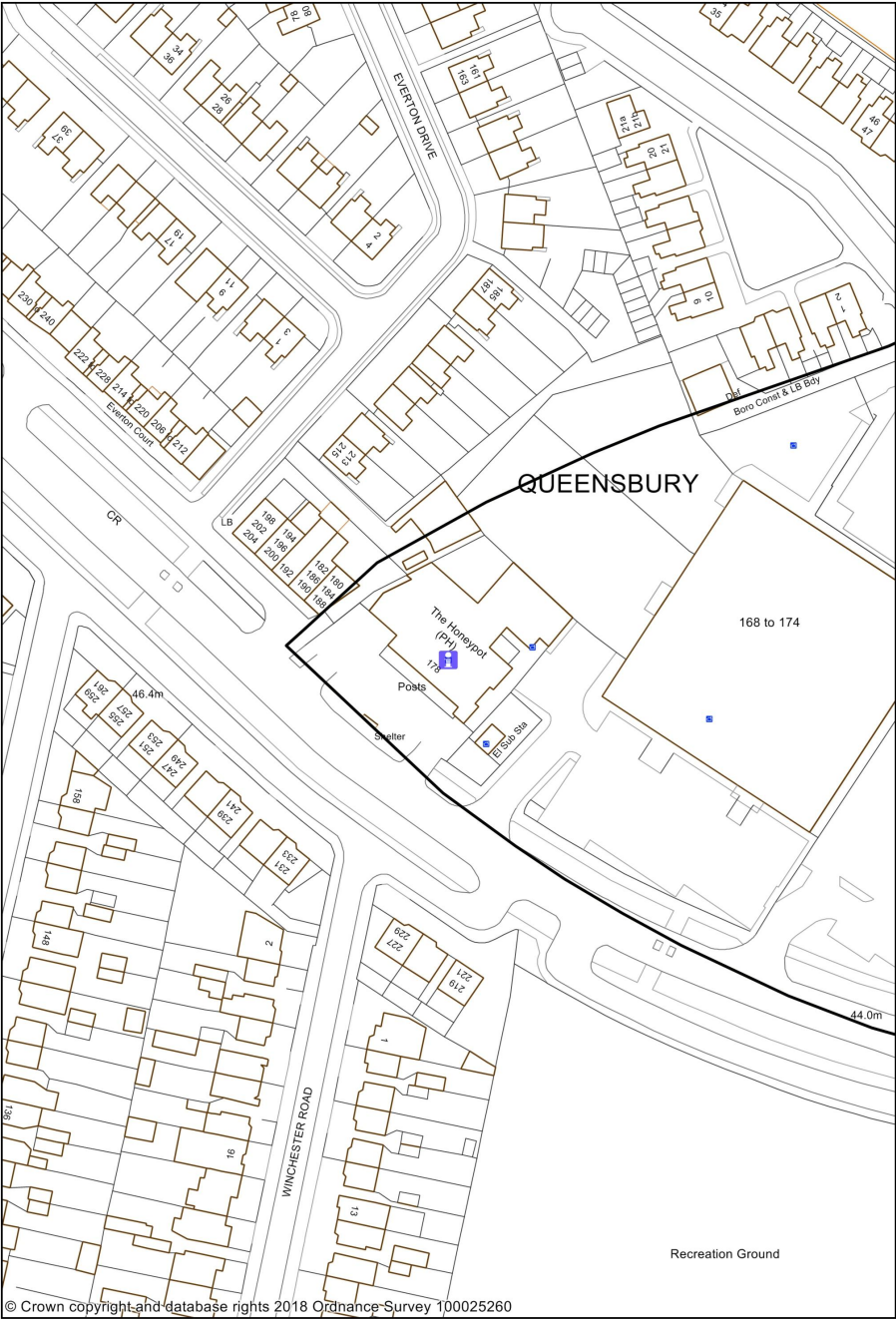
3 From 20:00 hours on Friday, Saturday and Sunday there shall be at least one member of staff who is a personal licence holder on duty. They shall remain on duty until the end of the permitted hours for the sale of alcohol, or at any such time that alcohol sales conclude.

4 Any staff directly involved in selling alcohol for retail to customers, staff who provide training and all managers shall undergo regular training of the Licensing Act 2003. The training shall be documented and signed by the DPS and the member of staff receiving the training. The training log shall be kept on the premises and made available for inspection by the police and relevant authorities upon request.

### **Annexe 4 - Plans**

See attached sheet.

Everest Spice Honeypot Lane



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1:1250

0 0.02 0.04 kilometres



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## LICENSING ACT 2003

### Application for a Temporary Event Notice

#### 1. The Application

Name of Applicant:	Peter Cro
Name & Address of Premises:	Boxpark Atrium, 18 Olympic Way, HA9 0JT
Applicants Agent:	

#### 1. Application

The application is for the provision of regulated entertainment, the supply of alcohol and late night refreshment from 23:00hrs to 02:30hrs, alcohol sales to cease at 02:00hrs on 31 December 2018 – 1 January 2019.

#### 2. Background

The premises are currently licensed for regulated entertainment and the supply of alcohol from 10:00hrs to 23:00hrs Monday to Sunday, late night refreshment from 23:00hrs to 23:30hrs Monday to Sunday and to remain open from 07:00hrs to 23:30hrs Monday to Sunday.

#### 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 were received and withdrawn from the Noise Team representations remain outstanding 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 Police Representation
- C. Copy of Noise Team Representation
- D. Copy of Licence
- E. OS Map

Applicant: **Mr Peter Cro**

Previous Names:

Date of birth:

Place of birth:

National Insurance Number:

Applicant Address: **18 Olympic Way, HA9 0JT**

Email Address:

Telephone number:

Mobile number:

Fax:

Premises: Address: **Boxpark Wembley, 18, Olympic Way, Wembley, Brent, HA9 0JT**

Premises Licence Number/Club Certificate Number: **13063/**

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: **Atrium**

Please describe the nature of the premises: **A multiple of 21 food kitchens serving an Atrium with one bar located centrally and another on the first floor, Dj's playing music & performing on stage.**

Please describe the nature of the event: **A New Years eve celebration with food sales / alcohol sales and music by DJ's and performers on stage.**

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on):

The sale by retail of alcohol: **Yes**

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club: **No**

The provision of regulated entertainment: **Yes**

The provision of late night refreshment: **Yes**

Are you giving a late temporary event notice? **No**

Please state the dates on which you intend to use these premises for licensable activities: **31 December 2018 until 01 January 2019**

Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock):

**Day: Monday 31st December 2018 - Tuesday 1st January 2019**

**Start Time: 23:00**

**End Time: 02:30**

**Further Details: Alcohol sales end at 02:00**

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, organisers or performers: **499**

If the licensable activities will include the sale or supply of alcohol, please state whether these will be for consumption: **On the premises**

Personal Licence Holder:

Previous TENS:

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**

Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **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: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **No**

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: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **No**



The Licensing Officer  
Health Safety and Licensing  
London Borough of Brent  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 7FJ

11/12/2018  
Ref: 14407,14408,14409  
LA Ref: 01QK/603,604,605,606/18/2965NW

Police Representations to the Temporary Event Notices' for

Boxpark Atrium  
Boxpark Unit 28  
Boxpark Unit 30/31  
Boxpark Beatbox  
18 Olympic Way, Wembley, HA9 0JT

*I certify that I have considered the notices' 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 PC 2157NW
NW CU	Brent Licensing

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

*A Temporary Event Notices have been given under section 100 Licensing Act 2003 by*

***Mr Peter CRO for the provision of late night refreshments, sales of alcohol and regulated entertainment on 31st of December 2018 from 2300 to 1<sup>st</sup> January 2019 at 0230hrs.***

*Police are formally making representations to the notice under section 104 Licensing Act 2003. The Police objection is primarily concerned with the prevention of crime and disorder and public nuisance licensing objectives.*



I am completing one letter of representation however it is relevant for each of the four TEN's submitted by Mr Cro.

An event risk assessment would be beneficial to answer Police concerns.

There is some confusion in these four applications. Apart from the location they are identical, however I am unsure if there is one stage in each area, DJ's in each area. Could details of the type

Each TEN permits a maximum of 499 persons, there is no indication how the applicant will maintain capacities in each TEN area and prevent open drinking vessels from one licensable area to another. It is not best practice to allow entry to a licensable area with alcohol purchased elsewhere.

Police require more details of a dispersal plan as at 0230 hours there could be almost 2000 customers leaving the venue.

Will there be a search regime, will this be upon entry to the building or each individual TEN area.

Is the event advertised, is it ticket entry, can tickets be bought on the door.

Police await response from the applicant, without further details Police are unable to assess whether the licensing objectives will be upheld.

Yours sincerely,

PC Nicola McDonald 2157NW

Licensing Constable

Brent Licensing Team

**From:** Wood, Martin  
**Sent:** 12 December 2018 14:58  
**To:** Business Licence <[business.licence@brent.gov.uk](mailto:business.licence@brent.gov.uk)>  
**Cc:** 'peter  
**Subject:** FW: CONSULT - TEN - Boxpark Atrium Communal Space - 14407

Dear Licensing

NCT withdraw this objection on the basis of the applicant (copied into this response) agreeing to the following conditions:

1. The volume and frequency of music (with special consideration given to low frequency sound) shall be arranged in such a manner that public nuisance is not experienced by the occupiers of neighbouring and nearby residential units.
2. Regulated entertainment will cease at 02:00hrs.

Kind regards

Martin

Martin Wood  
Environmental Health Officer

\*\*\*\*\*

**From:** Peter Cro  
**Sent:** 12 December 2018 14:49  
**To:** Wood, Martin <[Martin.Wood@brent.gov.uk](mailto:Martin.Wood@brent.gov.uk)>  
**Cc:** Business Licence <[business.licence@brent.gov.uk](mailto:business.licence@brent.gov.uk)>; ENS Noise Team <[ens.noiseteam@brent.gov.uk](mailto:ens.noiseteam@brent.gov.uk)>; [NWMailbox.LicensingBrent@met.police.uk](mailto:NWMailbox.LicensingBrent@met.police.uk)  
**Subject:** Re: CONSULT - TEN - Boxpark Atrium Communal Space - 14407

Hi Martin

Thank you for the phone to talk through our applications.  
I can confirm we will agree to the below conditions.  
If there is anything that you would need clarification on please let me know.

Thanks

Pete

**PETER CRO**  
SITE OPS MANAGER  
BOXPARK WEMBLEY

—

TWITTER @boxpark  
WEBSITE [boxpark.co.uk](http://boxpark.co.uk)

EAT.DRINK.PLAY!



On 12 Dec 2018, at 14:05, Wood, Martin <[Martin.Wood@brent.gov.uk](mailto:Martin.Wood@brent.gov.uk)> wrote:

Dear Peter

As discussed by phone a moment ago, the Nuisance Control Team (NCT) object to this TEN due to concern that regulated entertainment over the period applied for may give rise to public nuisance.

NCT will consider withdrawing this objection if you agree to the following conditions:

1. The volume and frequency of music (with special consideration given to low frequency sound) shall be arranged in such a manner that public nuisance is not experienced by the occupiers of neighbouring and nearby residential units.
2. Regulated entertainment will cease at 02:00hrs.

I look forward to hearing from you.

Kind regards

Martin

Martin Wood  
Environmental Health Officer  
Regulatory Services  
Regeneration & Environmental Services  
Brent Council

[020 8937 5561](tel:02089375561)

[www.brent.gov.uk](http://www.brent.gov.uk)  
[@Brent\\_Council](#)



# Brent

Planning, Transportation & Licensing  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

TEL: 020 8937 5359  
EMAIL: [business.licence@brent.gov.uk](mailto:business.licence@brent.gov.uk)  
WEB: [www.brent.gov.uk](http://www.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***

Original grant date: 09 October 2018  
Current issue date: 27 November 2018

.....*Akter. Choudhury*.....  
Authorised signatory

Premises licence number: 13063

### Part 1 – premises details

Postal address of premises, or if none, ordinance survey map reference or description

Atrium Communal Space  
Boxpark Wembley, 18, Olympic Way, Wembley, Brent, HA9 0JT

Where the licence is time limited the dates

Licensable activities authorised by the licence

**Section Films:(Indoors)**  
**Section Live Music:(Indoors)**  
**Section Recorded Music:(Indoors)**  
**Section I: Provision of Late Night Refreshments:(Indoor)**  
**Section J: Sale or Supply of Alcohol:(On the premises)**

The times the licence authorises the carrying out of licensable activities

**Section Films:(Indoors)**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	10:00	23:00
Tuesday	10:00	23:00
Wednesday	10:00	23:00
Thursday	10:00	23:00
Friday	10:00	23:00
Saturday	10:00	23:00
Sunday	10:00	23:00

**Section Live Music:(Indoors)**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	10:00	23:00
Tuesday	10:00	23:00
Wednesday	10:00	23:00
Thursday	10:00	23:00
Friday	10:00	23:00
Saturday	10:00	23:00
Sunday	10:00	23:00

**Section Recorded Music:(Indoors)**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	10:00	23:00
Tuesday	10:00	23:00
Wednesday	10:00	23:00
Thursday	10:00	23:00
Friday	10:00	23:00
Saturday	10:00	23:00
Sunday	10:00	23:00

**Section I: Provision of Late Night Refreshments:(Indoor)**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	23:00	23:30
Tuesday	23:00	23:30
Wednesday	23:00	23:30
Thursday	23:00	23:30
Friday	23:00	23:30
Saturday	23:00	23:30
Sunday	23:00	23:30

<b>Section J: Sale or Supply of Alcohol:(For consumption on the premises)</b>		
<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	10:00	23:00
Tuesday	10:00	23:00
Wednesday	10:00	23:00
Thursday	10:00	23:00
Friday	10:00	23:00
Saturday	10:00	23:00
Sunday	10:00	23:00

The opening hours of the premises

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	07:00	23:30
Tuesday	07:00	23:30
Wednesday	07:00	23:30
Thursday	07:00	23:30
Friday	07:00	23:30
Saturday	07:00	23:30
Sunday	07:00	23:30

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

**For consumption on the premises**

## **Part 2**

Name, (registered) address, telephone number and email (where relevant) of holder of the premises licence

**Boxpark Trading Ltd**

Registered number of holder, for example company number, charity number (where applicable)

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

**Peter Cro**

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

Licence Number: [REDACTED]  
Issuing authority: [REDACTED]

## **Annex 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—

1. (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 must 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<sup>11</sup> is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b)—permitted price<sup>11</sup> 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<sup>11</sup> 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<sup>11</sup> 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)—valued added tax<sup>11</sup> 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

#### **Film Classification When required**

(i) The admission of children to the exhibition of any film must be restricted in accordance with the recommendation of the designated film classification body unless section (ii) applies.

(ii) Where the licensing authority notifies the holder of the licence that this subsection applies the admission of children must be restricted in accordance with any recommendation made by the licensing authority.

In this section—

"children" means persons aged under 18; and

"film classification body" means the person or persons designated as the authority

under section 4 of the Video Recordings Act 1984 (c. 39) (authority to determine suitability of video works for classification).

## **Annex 2 – Conditions consistent with the operating schedule**

### **Annex 3 – Conditions attached after a hearing by the licensing authority**

1 CCTV shall be installed to Home Office Guidance standards and maintained in a good working condition and recordings shall be kept for 31 days and shall be made available to police and authorised Officers from Brent Council.

2 A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.

3 The CCTV system shall provide coverage of the entrance to the premises, and shall be capable of obtaining clear facial recognition images of every person entering the premises.

4 The CCTV images shall be kept in an easily downloadable format.

5 Door supervisors of a suitable gender mix, shall be employed on any day when the Boxpark venue is open for the sale of alcohol.

6 A register/log containing the names, badge number, dates & times of duty of security staff and any incidents that occur shall be kept and made available to the Police and Licensing Authority.

7 Customers will not take open drink containers outside the premises as defined on the plan submitted to and approved by the Licensing Authority.

8 No drinks shall be served other than in plastic/polycarbonate/cardboard or toughened glasses.

9 An incident log shall be kept at the premises, and made available for inspection on request to an authorised officer of Brent Council or the Police, which will record the following:

- (a) All crimes reported to the venue
- (b) All ejections of patrons
- (c) Any complaints received
- (d) Any incidents of disorder
- (e) All seizures of drugs or offensive weapons
- (f) Any faults in the CCTV system or searching equipment or scanning equipment
- (g) Any refusal of the sale of alcohol
- (h) Any visit by a relevant authority or emergency service.

10 A personal licence holder shall be present on the premises and supervise the sale of alcohol for all promoted ticketed events.

11 A "Challenge 25" policy shall be adopted and adhered to.

12 A sign stating "No proof of age -- No sale" shall be displayed at the point of sale.

13 No children under the age of 18 shall be allowed on the premises after 21.00 hours unless accompanied by an adult.

14 Notices asking customers to leave quietly shall be conspicuously displayed at all exits.

15 SIA Security shall wear clothing that can be clearly and easily identified on CCTV.

16 Substantial snacks and non-intoxicating beverages shall be available during the whole of licensed hours in all parts of the premises where intoxicants are provided.

17 The premises shall provide chairs and tables for customer use.

18 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.

- 19 A clear and unobstructed view into the premises shall be maintained at all times.
- 20 Any staff directly involved in selling alcohol for retail to consumers and staff who provide training including managers shall undergo regular training of the Licensing Act 2003 legislation (at least every 12 months). The training shall be documented and signed off by the DPS and the member of staff receiving the training. This training log shall be kept centrally and made available for inspection by police and relevant authorities upon request.
- 21 No noise or vibration shall be detectable at any neighbouring noise sensitive premises. The level of music shall be arranged so as not to cause a nuisance to local residents.
- 22 The placing of bottles into receptacles outside the building shall not be permitted between 23.00hrs hours and 07.00 hours the following morning.
- 23 There shall be a dispersal policy for the premises agreed with the relevant responsible authorities and approved by an authorised officer of the Licensing Authority. The premises dispersal policy shall be kept and made available to police and authorised officers from Brent Council.
- 24 There shall be no more than one mobile bar and one static bar on each floor of the atrium communal space.
- 25 No person shall be permitted to sit on the floor, on stairs or in gangways and passageways.
- 26 Notices asking customers to leave quietly shall be conspicuously displayed at all exits.
- 27 Suitable receptacles for rubbish shall be made available inside the premises for customers to use and they shall be emptied regularly to prevent overflow or odours.
- 28 The licensee shall ensure all public areas within 3 metres of the premises are cleared of litter arising from the premises daily.
- 29 The number of persons permitted to use the smoking area shall be risk assessed. A copy of the risk assessment shall be kept on the premises made available to the police and other responsible authorities on request.
- 30 On non-event days the no of persons permitted to use the smoking area (first floor front & rear balconies) shall be risk-assessed. A copy of the risk assessment shall be kept on the premises

made available to police and other responsible authorities on request.

31 On non-event days the use of the smoking area (first floor front & rear balconies) shall be checked hourly by SIA, and on event days a member of SIA shall be positioned in the smoking area (rear balcony and external ground floor area only).

32 On Wembley Stadium event days, SIA door supervisors of a suitable number and gender and other suitable measures shall be put in place after undertaking a sufficient and suitable risk assessment based on the proposed event at the Stadium, which promotes all four licensing objectives. This risk assessment shall be provided to the Licensing Police and authorised Council officers at least 7 days before the event.

33 On Wembley Stadium event days there shall be suitable measures in place to ensure there is a free flow of access and egress for customers. As such, the area between the exit doors from the premises to the external part of the building out on the public highway shall be free from any obstruction including persons.

34 On Wembley Stadium event days, a risk assessment shall be undertaken based on the proposed event and will be provided to police or authorised council officers at least 7 days before the event.

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

36 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).

37 Exits must not be obstructed (including by curtains, hangings or temporary decorations), and shall be accessible via non-slippery and even surfaces, free of trip hazards and clearly identified.

38 Where chairs and tables are provided, internal gangways shall be kept unobstructed.

39 Temporary electrical wiring and distribution systems shall not be provided without notification to the licensing authority at least ten days before commencement of the work and/or prior inspection by a suitable qualified electrician.

40 The maximum capacity for box park as a whole to include each individual unit will be set when the building work is nearing completion.

41 Save for access and egress to and from the premises, and in the event of an emergency, or power failure when sliding doors will default to the open position, all doors shall remain closed during licensed activities.

42 Music is not to be played outdoors at any time.

43 Signs shall be displayed in prominent areas informing patrons of residential nature of the area and to conduct their behaviour accordingly.

44 When the premises turn out, a door supervisor shall supervise patrons and ensure that they leave in a prompt and courteous manner, respecting local residents.

#### Wembley Stadium Football Event Day Conditions:

45 Customers shall not be allowed to congregate outside the premises.

46 No drinks shall be served in glass containers.

47 The DPS or deputy shall work in partnership with the Police and if necessary comply with any direction given by a senior Police Officer on duty at the event.

48 A personal licence holder shall be present on the premises and supervise the sale of alcohol.

49 On football event days at Wembley the premises shall stop the sale of alcohol (1) one hour before the advertised kick off time, and shall not resume the sales of alcohol until (15) fifteen minutes after the kick off time.

50 On Football event days at Wembley stadium the venue shall only take one set of supporters (Fan Zone) on the production of a valid ticket for the game, the designated team shall be allocated by the Metropolitan Police after a risk assessment have been undertaken.

51 The venue shall not show televised football matches on football event days.

52 On football event days, the designated smoking areas shall be the first floor rear balcony and the area behind the hoarding on Olympic Way. No alcohol shall be allowed in the smoking area. The

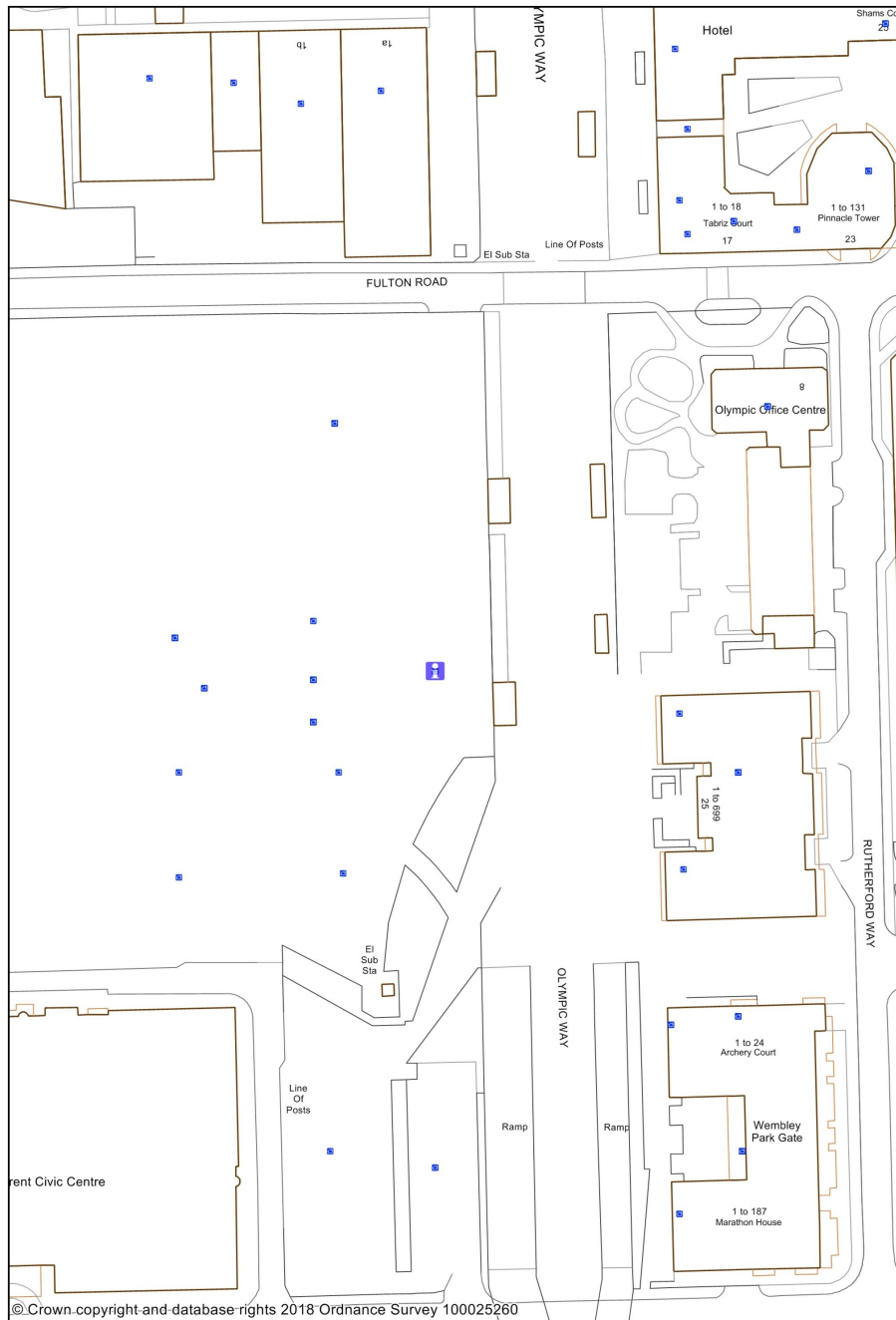
smoking area shall be supervised by SIA staff.

Annex 4 – Plans

See attached



# Boxpark Olympic Way Wembley



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## LICENSING ACT 2003

### Application for a Temporary Event Notice

#### 1. The Application

Name of Applicant:	Peter Cro
Name & Address of Premises:	Boxpark Beatbox, 18 Olympic Way, HA9 0JT
Applicants Agent:	

#### 1. Application

The application is for the provision of regulated entertainment, the supply of alcohol and late night refreshment from 23:00hrs to 02:30hrs, alcohol sales to cease at 02:00hrs on 31 December 2018 – 1 January 2019.

#### 2. Background

The premises are currently licensed for regulated entertainment and the supply of alcohol from 08:00hrs to 23:00hrs Monday to Sunday, late night refreshment from 23:00hrs to 23:30hrs Monday to Sunday and to remain open from 07:00hrs to 23:30hrs Monday to Sunday.

#### 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 were received and withdrawn from the Noise Team representations remain outstanding 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 Police Representation
- C. Copy of Noise Team Representation & withdrawal
- D. Copy of Licence
- E. OS Map

Applicant: **Mr Peter Cro**

Previous Names:

Date of birth:

Place of birth:

National Insurance Number:

Applicant Address:

Email Address:

Telephone number:

Mobile number:

Fax:

Premises: Address: **Boxpark Wembley, 18, Olympic Way, Wembley, Brent, HA9 0JT**

Premises Licence Number/Club Certificate Number: **13059/**

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: **Beatbox**

Please describe the nature of the premises: **A multiple of 21 food kitchens serving an Atrium with one bar located centrally and another on the first floor, DJ's playing music & performing on stage.**

Please describe the nature of the event: **A New Years eve celebration with food sales / alcohol sales and music by DJ's**

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on):

The sale by retail of alcohol: **Yes**

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club: **No**

The provision of regulated entertainment: **Yes**

The provision of late night refreshment: **Yes**

Are you giving a late temporary event notice? **No**

Please state the dates on which you intend to use these premises for licensable activities: **31 December 2018 until 01 January 2019**

Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock):

**Day: Monday 31st December 2018 - Tuesday 1st January 2019**

**Start Time: 23:00**

**End Time: 02:30**

**Further Details: Alcohol sales end at 02:00**

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, organisers or performers: **499**

If the licensable activities will include the sale or supply of alcohol, please state whether these will be for consumption: **On the premises**

Personal Licence Holder:

Previous TENS:

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?: **Yes - Number of temporary event notices = 1**

Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **Yes**

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: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **No**

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: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **No**

**From:** Wood, Martin  
**Sent:** 12 December 2018 14:54  
**To:** Business Licence <[business.licence@brent.gov.uk](mailto:business.licence@brent.gov.uk)>  
**Cc:** 'peter Cro  
**Subject:** FW: CONSULT - TEN - Boxpark Beatbox - 14407

Dear Licensing

NCT withdraw this objection on the basis of the applicant (copied into this response) agreeing to the following conditions:

1. The volume and frequency of music (with special consideration given to low frequency sound) shall be arranged in such a manner that public nuisance is not experienced by the occupiers of neighbouring and nearby residential units.
2. Regulated entertainment will cease at 02:00hrs.

Kind regards

Martin

Martin Wood  
Environmental Health Officer

\*\*\*\*\*

**From:** Peter Cro  
**Sent:** 12 December 2018 14:39  
**To:** Wood, Martin <[Martin.Wood@brent.gov.uk](mailto:Martin.Wood@brent.gov.uk)>  
**Cc:** Business Licence <[business.licence@brent.gov.uk](mailto:business.licence@brent.gov.uk)>; ENS Noise Team <[ens.noiseteam@brent.gov.uk](mailto:ens.noiseteam@brent.gov.uk)>; [NWMailbox.LicensingBrent@met.police.uk](mailto:NWMailbox.LicensingBrent@met.police.uk)  
**Subject:** Re: CONSULT - TEN - Boxpark Beatbox - 14407

Hi Martin

Thank you for the phone to talk through our applications.  
I can confirm we will agree to the below conditions.  
If there is anything that you would need clarification on please let me know.

**Thanks**  
**Pete**

**PETER CRO**  
SITE OPS MANAGER  
BOXPARK WEMBLEY  
—  
EMAIL

TWITTER @boxpark  
WEBSITE [boxpark.co.uk](http://boxpark.co.uk)

EAT.DRINK.PLAY!

On 12 Dec 2018, at 14:20, Wood, Martin <[Martin.Wood@brent.gov.uk](mailto:Martin.Wood@brent.gov.uk)> wrote:

Dear Peter

As discussed by phone a moment ago, the Nuisance Control Team (NCT) object to this TEN due to concern that regulated entertainment over the period applied for may give rise to public nuisance.

NCT will consider withdrawing this objection if you agree to the following conditions:

1. The volume and frequency of music (with special consideration given to low frequency sound) shall be arranged in such a manner that public nuisance is not experienced by the occupiers of neighbouring and nearby residential units.
2. Regulated entertainment will cease at 02:00hrs.

I look forward to hearing from you.

Kind regards

Martin

Martin Wood  
Environmental Health Officer  
Regulatory Services  
Regeneration & Environmental Services  
Brent Council

020 8937 5561

[www.brent.gov.uk](http://www.brent.gov.uk)  
@Brent\_Council





# Brent

Planning, Transportation & Licensing  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

TEL: 020 8937 5359  
EMAIL: [business.licence@brent.gov.uk](mailto:business.licence@brent.gov.uk)  
WEB: [www.brent.gov.uk](http://www.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***

Original grant date: 09 October 2018  
Current issue date: 27 November 2018

.....  
Authorised signatory

Premises licence number: 13059

### Part 1 – premises details

Postal address of premises, or if none, ordinance survey map reference or description

**Beatbox**  
**GF06, Boxpark Wembley, 18, Olympic Way, Wembley, Brent, HA9 0JT**

Where the licence is time limited the dates

Licensable activities authorised by the licence

**Section Recorded Music:(Indoors)**  
**Section Live Music:(Indoors)**  
**Section I: Provision of Late Night Refreshments:(Indoor)**  
**Section J: Sale or Supply of Alcohol:(On the premises)**

The times the licence authorises the carrying out of licensable activities

<b>Section Recorded Music:(Indoors)</b>		
<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	08:00	23:00
Tuesday	08:00	23:00
Wednesday	08:00	23:00
Thursday	08:00	23:00
Friday	08:00	23:00
Saturday	08:00	23:00
Sunday	08:00	23:00

<b>Section Live Music:(Indoors)</b>		
<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	08:00	23:00
Tuesday	08:00	23:00
Wednesday	08:00	23:00
Thursday	08:00	23:00
Friday	08:00	23:00
Saturday	08:00	23:00
Sunday	08:00	23:00

<b>Section I: Provision of Late Night Refreshments:(Indoor)</b>		
<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	23:00	23:30
Tuesday	23:00	23:30
Wednesday	23:00	23:30
Thursday	23:00	23:30
Friday	23:00	23:30
Saturday	23:00	23:30
Sunday	23:00	23:30

<b>Section J: Sale or Supply of Alcohol:(For consumption on the premises)</b>		
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Sunday	08:00	23:00

The opening hours of the premises

Day	Start Time	End Time
Monday	07:00	23:30
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Where the licence authorises supplies of alcohol whether these are on and/or off supplies

**For consumption on the premises**

## **Part 2**

Name, (registered) address, telephone number and email (where relevant) of holder of the premises licence

**Boxpark Trading Ltd**

Registered number of holder, for example company number, charity number (where applicable)

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

**Peter Cro**

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

**Licence Number:**

**Issuing authority:**

## **Annex 1 – Mandatory conditions**

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(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—

1. (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).

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The responsible person must 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<sup>11</sup> is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b)—permitted price<sup>11</sup> 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<sup>11</sup> 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<sup>11</sup> 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<sup>11</sup> 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<sup>11</sup>) would be different from the permitted price on the next day (—the second day<sup>11</sup>) 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

### **Film Classification When required**

(i) The admission of children to the exhibition of any film must be restricted in accordance with the recommendation of the designated film classification body unless section (ii) applies.

(ii) Where the licensing authority notifies the holder of the licence that this subsection applies the admission of children must be restricted in accordance with any recommendation made by the licensing authority.

In this section-

"children" means persons aged under 18; and

"film classification body" means the person or persons designated as the authority

under section 4 of the Video Recordings Act 1984 (c. 39) (authority to determine suitability of video works for classification).

**Annex 2 – Conditions consistent with the operating schedule**

### **Annex 3 – Conditions attached after a hearing by the licensing authority**

- 1 CCTV shall be installed to Home Office Guidance standards and maintained in a good working condition and recordings shall be kept for 31 days and shall be made available to police and authorised Officers from Brent Council.
- 2 A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
- 3 The CCTV system shall provide coverage of the entrance to the premises, and shall be capable of obtaining clear facial recognition images of every person entering the premises.
- 4 The CCTV images shall be kept in an easily downloadable format.
- 5 Door supervisors of a suitable gender mix, shall be employed on any day when the Boxpark venue is open for the sale of alcohol.
- 6 A register/log containing the names, badge number, dates & times of duty of security staff and any incidents that occur shall be kept and made available to the Police and Licensing Authority.
- 7 Customers will not take open drink containers outside the premises as defined on the plan submitted to and approved by the Licensing Authority.
- 8 No drinks shall be served other than in plastic/polycarbonate/cardboard or toughened glasses.
- 9 An incident log shall be kept at the premises, and made available for inspection on request to an authorised officer of Brent Council or the Police, which will record the following:
  - (a) All crimes reported to the venue
  - (b) All ejections of patrons
  - (c) Any complaints received
  - (d) Any incidents of disorder
  - (e) All seizures of drugs or offensive weapons
  - (f) Any faults in the CCTV system or searching equipment or scanning equipment
  - (g) Any refusal of the sale of alcohol
  - (h) Any visit by a relevant authority or emergency service.



- 10 A personal licence holder shall be present on the premises and supervise the sale of alcohol for all promoted ticketed events.
- 11 A "Challenge 25" policy shall be adopted and adhered to.
- 12 A sign stating "No proof of age -- No sale" shall be displayed at the point of sale.
- 13 No children under the age of 18 shall be allowed on the premises after 21.00 hours unless accompanied by an adult.
- 14 Notices asking customers to leave quietly shall be conspicuously displayed at all exits.
- 15 SIA Security shall wear clothing that can be clearly and easily identified on CCTV.
- 16 Substantial snacks and non-intoxicating beverages shall be available during the whole of licensed hours in all parts of the premises where intoxicants are provided.
- 17 The premises shall provide chairs and tables for customer use.
- 18 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.
- 19 A clear and unobstructed view into the premises shall be maintained at all times.
- 20 Any staff directly involved in selling alcohol for retail to consumers and staff who provide training including managers shall undergo regular training of the Licensing Act 2003 legislation (at least every 12 months). The training shall be documented and signed off by the DPS and the member of staff receiving the training. This training log shall be kept centrally and made available for inspection by police and relevant authorities upon request.
- 21 No noise or vibration shall be detectable at any neighbouring noise sensitive premises. The level of music shall be arranged so as not to cause a nuisance to local residents.
- 22 The placing of bottles into receptacles outside the building shall not be permitted between 23.00hrs hours and 07.00 hours the following morning.

- 23 There shall be a dispersal policy for the premises agreed with the relevant responsible authorities and approved by an authorised officer of the Licensing Authority. The premises dispersal policy shall be kept and made available to police and authorised officers from Brent Council.
- 24 On non-event days the number of persons permitted to use the smoking area (first floor front & rear balconies only) shall be risk-assessed. A copy of the risk assessment shall be kept on the premises made available to police and other responsible authorities on request.
- 25 On non-event days the use of the smoking area (first floor balconies) is to be checked hourly by SIA, and on event days a member of SIA shall be positioned in the smoking area (rear balcony and external ground floor area).
- 26 On Wembley Stadium event days, SIA door supervisors of a suitable number and gender and other suitable measures shall be put in place after undertaking a sufficient and suitable risk assessment based on the proposed event at the Stadium, which promotes all four licensing objectives. This risk assessment shall be provided to the Licensing Police and authorised Council officers at least 7 days before the event.
- 27 On Wembley Stadium event days there must be suitable measures in place to ensure there is a free flow of access and egress for customers. As such, the area between the exit doors from the premises to the external part of the building out on the public highway shall be free from any obstruction including persons.
- 28 On Wembley Stadium event days, a risk assessment will be undertaken based on the proposed event and will be provided to police or authorised council officers at least 7 days before the event.
- 29 Save for access and egress to and from the premises, and in the event of an emergency, or power failure when sliding doors will default to the open position, all doors will remain closed during licensed activities.
- 30 Music is not to be played outdoors at any time.
- 31 Signs shall be displayed in prominent areas informing patrons of residential nature of the area and to conduct their behaviour accordingly.
- 32 When the premises turn out, a door supervisor shall supervise patrons and ensure that they leave in a prompt and courteous manner, respecting local residents.

Wembley Stadium Football Event Day Conditions:

33 No drinks shall be served in glass containers.

34 The DPS or deputy shall work in partnership with the Police and if necessary comply with any direction given by a senior Police Officer on duty at the event.

35 A personal licence holder shall be present on the premises and supervise the sale of alcohol.

36 On football event days, the premises will stop the sale of alcohol (1) one hour before the advertised kick off time, and will not resume the sales of alcohol until (15) fifteen minutes after the kick off time.

37 On football event days at Wembley stadium the venue will only take one set of supporters (Fan Zone) on the production of a valid ticket for the game, the designated team will be allocated by the Metropolitan Police after a risk assessment has been conducted.

38 The venue will not show televised football matches on football event days.

39 On football event days the designated smoking areas will be the first floor rear balcony and the area behind the hoarding on Olympic way. No alcohol will be allowed in the smoking area. The smoking area will be supervised by SIA staff.

#### Annex 4 – Plans

See attached



## LICENSING ACT 2003

### Application for a Temporary Event Notice

#### 1. The Application

Name of Applicant:	Peter Cro
Name & Address of Premises:	Boxpark Unit 28, 18 Olympic Way, HA9 0JT
Applicants Agent:	

#### 1. Application

The application is for the provision of regulated entertainment, the supply of alcohol and late night refreshment from 23:00hrs to 02:30hrs, alcohol sales to cease at 02:00hrs on 31 December 2018 – 1 January 2019.

#### 2. Background

The premises are currently licensed for regulated entertainment and the supply of alcohol from 10:00hrs to 23:00hrs Monday to Sunday, late night refreshment from 23:00hrs to 23:30hrs Monday to Sunday and to remain open from 07:00hrs to 23:30hrs Monday to Sunday.

#### 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 were received and withdrawn from the Noise Team representations remain outstanding 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 Police Representation
- C. Copy of Noise Team Representation and withdrawal
- D. Copy of Licence
- E. OS Map

Applicant: **Mr Peter Cro**

Previous Names:

Date of birth:

Place of birth:

National Insurance Number:

Applicant Address: **18 Olympic Way, HA9 0JT**

Email Address:

Telephone number:

Mobile number:

Fax:

Premises: Address: **Boxpark Wembley, 18, Olympic Way, Wembley, Brent, HA9 0JT**

Premises Licence Number/Club Certificate Number: **13058/**

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: **First floor - Unit 28**

Please describe the nature of the premises: **A multiple of 21 food kitchens serving an Atrium with one bar located centrally and another on the first floor, Dj's playing music & performing on stage.**

Please describe the nature of the event: **A New Years eve celebration with food sales / alcohol sales and music by DJ's**

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on):

The sale by retail of alcohol: **Yes**

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club: **No**

The provision of regulated entertainment: **Yes**

The provision of late night refreshment: **Yes**

Are you giving a late temporary event notice? **No**

Please state the dates on which you intend to use these premises for licensable activities: **31 December 2018 until 01 January 2019**

Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock):

**Day: Monday 31st December 2018 - Tuesday 1st January 2019**

**Start Time: 23:00**

**End Time: 02:30**

**Further Details: Alcohol sales end at 02:00**

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, organisers or performers: **499**

If the licensable activities will include the sale or supply of alcohol, please state whether these will be for consumption: **On the premises**

Personal Licence Holder:

Previous TENS:

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?: **Yes - Number of temporary event notices = 2**

Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **Yes**

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: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **No**

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: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **No**



**From:** Wood, Martin  
**Sent:** 12 December 2018 14:55  
**To:** Business Licence <[business.licence@brent.gov.uk](mailto:business.licence@brent.gov.uk)>  
**Cc:** 'peter  
**Subject:** FW: CONSULT - TEN - Boxpark Unit 28 - 14409

Dear Licensing

NCT withdraw this objection on the basis of the applicant (copied into this response) agreeing to the following conditions:

1. The volume and frequency of music (with special consideration given to low frequency sound) shall be arranged in such a manner that public nuisance is not experienced by the occupiers of neighbouring and nearby residential units.
2. Regulated entertainment will cease at 02:00hrs.

Kind regards

Martin

Martin Wood  
Environmental Health Officer

\*\*\*\*\*

**From:** Peter Cro  
**Sent:** 12 December 2018 14:48  
**To:** Wood, Martin <[Martin.Wood@brent.gov.uk](mailto:Martin.Wood@brent.gov.uk)>  
**Cc:** Business Licence <[business.licence@brent.gov.uk](mailto:business.licence@brent.gov.uk)>; ENS Noise Team <[ens.noiseteam@brent.gov.uk](mailto:ens.noiseteam@brent.gov.uk)>; [NWMailbox.LicensingBrent@met.police.uk](mailto:NWMailbox.LicensingBrent@met.police.uk)  
**Subject:** Re: CONSULT - TEN - Boxpark Unit 28 - 14409

Hi Martin

Thank you for the phone to talk through our applications.  
I can confirm we will agree to the below conditions.  
If there is anything that you would need clarification on please let me know.

Thanks

Pete

**PETER CRO**  
SITE OPS MANAGER  
BOXPARK WEMBLEY  
—  
[EMAIL\\_peter@boxpark.co.uk](mailto:EMAIL_peter@boxpark.co.uk)  
DIRECT 07973310670

TWITTER @boxpark  
WEBSITE boxpark.co.uk

EAT.DRINK.PLAY!



On 12 Dec 2018, at 14:14, Wood, Martin <[Martin.Wood@brent.gov.uk](mailto:Martin.Wood@brent.gov.uk)> wrote:

Dear Peter

As discussed by phone a moment ago, the Nuisance Control Team (NCT) object to this TEN due to concern that regulated entertainment over the period applied for may give rise to public nuisance.

NCT will consider withdrawing this objection if you agree to the following conditions:

1. The volume and frequency of music (with special consideration given to low frequency sound) shall be arranged in such a manner that public nuisance is not experienced by the occupiers of neighbouring and nearby residential units.
2. Regulated entertainment will cease at 02:00hrs.

I look forward to hearing from you.

Kind regards

Martin

Martin Wood  
Environmental Health Officer  
Regulatory Services  
Regeneration & Environmental Services  
Brent Council

[020 8937 5561](tel:02089375561)

[www.brent.gov.uk](http://www.brent.gov.uk)  
[@Brent\\_Council](#)



Planning, Transportation & Licensing  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

TEL: 020 8937 5359  
EMAIL: [business.licence@brent.gov.uk](mailto:business.licence@brent.gov.uk)  
WEB: [www.brent.gov.uk](http://www.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*

Original grant date: 09 October 2018  
Current issue date: 27 November 2018

.....AKter. choudhury.....  
Authorised signatory

Premises licence number: 13058

### Part 1 – premises details

Postal address of premises, or if none, ordinance survey map reference or description

FR28, Boxpark Wembley, 18, Olympic Way, Wembley, Brent, HA9 0JT

Where the licence is time limited the dates

**Licensable activities authorised by the licence**

**Section Recorded Music:(Indoors)  
Section Live Music:(Indoors)  
Section I: Provision of Late Night Refreshments:(Indoor)  
Section J: Sale or Supply of Alcohol:(On the premises)**

The times the licence authorises the carrying out of licensable activities

<b>Section Recorded Music:(Indoors)</b>		
<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	10:00	23:00
Tuesday	10:00	23:00
Wednesday	10:00	23:00
Thursday	10:00	23:00
Friday	10:00	23:00
Saturday	10:00	23:00
Sunday	10:00	23:00

Recorded Music at the managements discretion

<b>Section Live Music:(Indoors)</b>		
<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	10:00	23:00
Tuesday	10:00	23:00
Wednesday	10:00	23:00
Thursday	10:00	23:00
Friday	10:00	23:00
Saturday	10:00	23:00
Sunday	10:00	23:00

Live Music at the managements discretion

<b>Section I: Provision of Late Night Refreshments:(Indoor)</b>		
<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	23:00	23:30
Tuesday	23:00	23:30
Wednesday	23:00	23:30
Thursday	23:00	23:30
Friday	23:00	23:30
Saturday	23:00	23:30
Sunday	23:00	23:30

<b>Section J: Sale or Supply of Alcohol:(For consumption on the premises)</b>		
<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	10:00	23:00
Tuesday	10:00	23:00
Wednesday	10:00	23:00
Thursday	10:00	23:00
Friday	10:00	23:00
Saturday	10:00	23:00
Sunday	10:00	23:00

The opening hours of the premises

Day	Start Time	End Time
Monday	07:00	23:30
Tuesday	07:00	23:30
Wednesday	07:00	23:30
Thursday	07:00	23:30
Friday	07:00	23:30
Saturday	07:00	23:30
Sunday	07:00	23:30

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

**For consumption on the premises**

## **Part 2**

Name, (registered) address, telephone number and email (where relevant) of holder of the premises licence

**Boxpark Trading Ltd**

Registered number of holder, for example company number, charity number (where applicable)

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

**Peter Cro**

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

**Licence Number:**

**Issuing authority:**

## **Annex 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—

1. (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 must 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<sup>11</sup> is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b)—permitted price<sup>11</sup> 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<sup>11</sup> 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<sup>11</sup> 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<sup>11</sup> 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<sup>11</sup>) would be different from the permitted price on the next day (—the second day<sup>11</sup>) 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

## **Film Classification When required**

(i) The admission of children to the exhibition of any film must be restricted in accordance with the recommendation of the designated film classification body unless section (ii) applies.

(ii) Where the licensing authority notifies the holder of the licence that this subsection applies the admission of children must be restricted in accordance with any recommendation made by the licensing authority.

In this section-

"children" means persons aged under 18; and

"film classification body" means the person or persons designated as the authority

under section 4 of the Video Recordings Act 1984 (c. 39) (authority to determine suitability of video works for classification).



## **Annex 2 – Conditions consistent with the operating schedule**

## **Annex 3 – Conditions attached after a hearing by the licensing authority**

- 1 CCTV shall be installed to Home Office Guidance standards and maintained in a good working condition and recordings shall be kept for 31 days and shall be made available to police and authorised Officers from Brent Council.
- 2 A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
- 3 The CCTV system shall provide coverage of the entrance to the premises, and shall be capable of obtaining clear facial recognition images of every person entering the premises.
- 4 The CCTV images shall be kept in an easily downloadable format.
- 5 Door supervisors of a suitable gender mix, shall be employed on any day when the Boxpark venue is open for the sale of alcohol.
- 6 A register/log containing the names, badge number, dates & times of duty of security staff and any incidents that occur shall be kept and made available to the Police and Licensing Authority.
- 7 Customers will not take open drink containers outside the premises as defined on the plan submitted to and approved by the Licensing Authority.
- 8 No drinks shall be served other than in plastic/polycarbonate/cardboard or toughened glasses.
- 9 An incident log shall be kept at the premises, and made available for inspection on request to an authorised officer of Brent Council or the Police, which will record the following:
  - (a) All crimes reported to the venue
  - (b) All ejections of patrons
  - (c) Any complaints received

(d) Any incidents of disorder

(e) All seizures of drugs or offensive weapons

(f) Any faults in the CCTV system or searching equipment or scanning equipment

(g) Any refusal of the sale of alcohol

(h) Any visit by a relevant authority or emergency service.

10 A personal licence holder shall be present on the premises and supervise the sale of alcohol for all promoted ticketed events.

11 A "Challenge 25" policy shall be adopted and adhered to.

12 A sign stating "No proof of age -- No sale" shall be displayed at the point of sale.

13 No children under the age of 18 shall be allowed on the premises after 21.00 hours unless accompanied by an adult.

14 Notices asking customers to leave quietly shall be conspicuously displayed at all exits.

15 SIA Security shall wear clothing that can be clearly and easily identified on CCTV.

16 Substantial snacks and non-intoxicating beverages shall be available during the whole of licensed hours in all parts of the premises where intoxicants are provided.

17 The premises shall provide chairs and tables for customer use.

18 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.

19 A clear and unobstructed view into the premises shall be maintained at all times.

20 Any staff directly involved in selling alcohol for retail to consumers and staff who provide training including managers shall undergo regular training of the Licensing Act 2003 legislation (at least every 12 months). The training shall be documented and signed off by the DPS and the member of staff receiving the training. This training log shall be kept centrally and made available for inspection by police and relevant authorities upon request.

21 No noise or vibration shall be detectable at any neighbouring noise sensitive premises. The level of music shall be arranged so as not to cause a nuisance to local residents.

22 The placing of bottles into receptacles outside the building shall not be permitted between 23.00hrs hours and 07.00 hours the following morning.

23 There shall be a dispersal policy for the premises agreed with the relevant responsible authorities and approved by an authorised officer of the Licensing Authority. The premises dispersal policy shall be kept and made available to police and authorised officers from Brent Council.

24 On non-event days the number of persons permitted to use the smoking area (balconies only) shall be risk-assessed. A copy of the risk assessment shall be kept on the premises made available to police and other responsible authorities on request.

25 On non-event days the use of the smoking area (balconies only) is to be checked hourly by SIA, and on event days a member of SIA shall be positioned in the smoking area (rear balcony and external ground floor area only).

26 On Wembley Stadium event days, SIA door supervisors of a suitable number and gender and other suitable measures shall be put in place after undertaking a sufficient and suitable risk assessment based on the proposed event at the Stadium, which promotes all four licensing objectives. This risk assessment shall be provided to the Licensing Police and authorised Council officers at least 7 days before the event.

27 On Wembley Stadium event days there must be suitable measures in place to ensure there is a free flow of access and egress for customers. As such, the area between the exit doors from the premises to the external part of the building out on the public highway shall be free from any obstruction including persons.

28 On Wembley Stadium event days, a risk assessment will be undertaken based on the proposed event and will be provided to police or authorised council officers at least 7 days before the event.

29 Save for access and egress to and from the premises, and in the event of an emergency, or power failure when sliding doors will default to the open position, all doors will remain closed during licensed activities.

30 Music is not to be played outdoors at any time.

31 Signs shall be displayed in prominent areas informing patrons of residential nature of the area and to conduct their behaviour accordingly.

32 When the premises turn out, a door supervisor shall supervise patrons and ensure that they leave in a prompt and courteous manner, respecting local residents.

Wembley Stadium Football Event Day Conditions:

33 No drinks shall be served in glass containers.

- 34 The DPS or deputy shall work in partnership with the Police and if necessary comply with any direction given by a senior Police Officer on duty at the event.
- 35 A personal licence holder shall be present on the premises and supervise the sale of alcohol.
- 36 On football event days the premises will stop the sale of alcohol (1) one hour before the advertised kick off time, and will not resume the sales of alcohol until (15) fifteen minutes after the kick off time.
- 37 On Football event days at Wembley stadium the venue will only take one set of supporters (Fan Zone) on the production of a valid ticket for the game, the designated team will be allocated by the Metropolitan Police after a risk assessment has been conducted.
- 38 The venue will not show televised football matches on football event days.
- 39 On football event days the designated smoking areas will be the first floor rear balcony and the area behind the hoarding on Olympic way. No alcohol will be allowed in the smoking area. The smoking area will be supervised by SIA.
- Restaurant Conditions:
- 40 Alcohol shall only be supplied as an accompaniment to a substantial meal, and seated at a table.
- 41 The supply/sale of alcohol shall be by waiter or waitress service only.
- 42 Customers must not be allowed to sit, stand or be served from the bar area or any other staff area used for the preparation of alcoholic beverages.
- 43 Signs must be displayed at suitable points along the bar reading, 'Service is by waiter/ waitress service only. Customers are not permitted to sit, stand or be served from the bar'
- 44 Substantial food and non-intoxicating beverages shall be available during the whole of licensed hours in all parts of the premises where alcohol is provided

#### Annex 4 – Plans

See attached

## LICENSING ACT 2003

### Application for a Temporary Event Notice

#### 1. The Application

Name of Applicant:	Peter Cro
Name & Address of Premises:	Boxpark Unit 30/31, 18 Olympic Way, HA9 0JT
Applicants Agent:	

#### 1. Application

The application is for the provision of regulated entertainment, the supply of alcohol and late night refreshment from 23:00hrs to 02:30hrs, alcohol sales to cease at 02:00hrs on 31 December 2018 – 1 January 2019.

#### 2. Background

The premises are currently licensed for regulated entertainment and the supply of alcohol from 10:00hrs to 23:00hrs Monday to Sunday, late night refreshment from 23:00hrs to 23:30hrs Monday to Sunday and to remain open from 07:00hrs to 23:30hrs Monday to Sunday.

#### 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 were received and withdrawn from the Noise Team representations remain outstanding 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 Police Representation
- C. Copy of Noise Team Representation & withdrawal
- D. Copy of Licence
- E. OS Map

Applicant: **Mr Peter Cro**

Previous Names:

Date of birth:

Place of birth:

National Insurance Number:

Applicant Address: **18 Olympic Way, HA9 0JT**

Email Address:

Telephone number:

Mobile number:

Fax:

Premises: Address: **30, Boxpark Wembley, 18, Olympic Way, Wembley, Brent, HA9 0JT**

Premises Licence Number/Club Certificate Number: **13061/**

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: **Units 30/31 - Restaurant serving food and alcohol**

Please describe the nature of the premises: **A multiple of 21 food kitchens serving an Atrium with one bar located centrally and another on the first floor, Dj's playing music & performing on stage.**

Please describe the nature of the event: **A New Years eve celebration with food sales / alcohol sales and music by DJ's**

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on):

The sale by retail of alcohol: **Yes**

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club: **No**

The provision of regulated entertainment: **Yes**

The provision of late night refreshment: **Yes**

Are you giving a late temporary event notice? **No**

Please state the dates on which you intend to use these premises for licensable activities: **31 December 2018 until 01 January 2019**

Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock):

**Day: Monday 31st December 2018 - Tuesday 1st January 2019**

**Start Time: 23:00**

**End Time: 02:30**

**Further Details:Alcohol sales end at 02:00**

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, organisers or performers: **499**

If the licensable activities will include the sale or supply of alcohol, please state whether these will be for consumption: **On the premises**

Personal Licence Holder:

Previous TENS:

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?: **Yes - Number of temporary event notices = 3**

Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **Yes**

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: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **No**

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: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **No**



**From:** Wood, Martin  
**Sent:** 12 December 2018 14:56  
**To:** Business Licence <[business.licence@brent.gov.uk](mailto:business.licence@brent.gov.uk)>  
**Cc:** 'peter cro  
**Subject:** FW: CONSULT - TEN - Boxpark Units 30/31 - 14411

Dear Licensing

NCT withdraw this objection on the basis of the applicant (copied into this response) agreeing to the following conditions:

1. The volume and frequency of music (with special consideration given to low frequency sound) shall be arranged in such a manner that public nuisance is not experienced by the occupiers of neighbouring and nearby residential units.
2. Regulated entertainment will cease at 02:00hrs.

Kind regards

Martin

Martin Wood  
Environmental Health Officer

\*\*\*\*\*

**From:** Peter Cro  
**Sent:** 12 December 2018 14:49  
**To:** Wood, Martin <[Martin.Wood@brent.gov.uk](mailto:Martin.Wood@brent.gov.uk)>  
**Cc:** Business Licence <[business.licence@brent.gov.uk](mailto:business.licence@brent.gov.uk)>; ENS Noise Team <[ens.noiseteam@brent.gov.uk](mailto:ens.noiseteam@brent.gov.uk)>; [NWMailbox.LicensingBrent@met.police.uk](mailto:NWMailbox.LicensingBrent@met.police.uk)  
**Subject:** Re: CONSULT - TEN - Boxpark Units 30/31 - 14411

Hi Martin

Thank you for the phone to talk through our applications.  
I can confirm we will agree to the below conditions.  
If there is anything that you would need clarification on please let me know.

Thanks

Pete

**PETER CRO**  
SITE OPS MANAGER  
BOXPARK WEMBLEY

—  
TWITTER @boxpark  
WEBSITE [boxpark.co.uk](http://boxpark.co.uk)

EAT.DRINK.PLAY!



On 12 Dec 2018, at 14:10, Wood, Martin <[Martin.Wood@brent.gov.uk](mailto:Martin.Wood@brent.gov.uk)> wrote:

Dear Peter

As discussed by phone a moment ago, the Nuisance Control Team (NCT) object to this TEN due to concern that regulated entertainment over the period applied for may give rise to public nuisance.

NCT will consider withdrawing this objection if you agree to the following conditions:

1. The volume and frequency of music (with special consideration given to low frequency sound) shall be arranged in such a manner that public nuisance is not experienced by the occupiers of neighbouring and nearby residential units.
2. Regulated entertainment will cease at 02:00hrs.

I look forward to hearing from you.

Kind regards

Martin

Martin Wood  
Environmental Health Officer  
Regulatory Services  
Regeneration & Environmental Services  
Brent Council

[020 8937 5561](tel:02089375561)

[www.brent.gov.uk](http://www.brent.gov.uk)  
[@Brent\\_Council](#)



# Brent

Planning, Transportation & Licensing  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

TEL: 020 8937 5359  
EMAIL: [business.licence@brent.gov.uk](mailto:business.licence@brent.gov.uk)  
WEB: [www.brent.gov.uk](http://www.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***

Original grant date: 09 October 2018  
Current issue date: 27 November 2018

..... AKter. chandhury .....

Authorised signatory

Premises licence number: 13061

### Part 1 – premises details

Postal address of premises, or if none, ordinance survey map reference or description

FR30/FR31, Boxpark Wembley, 18, Olympic Way, Wembley, Brent, HA9 0JT

Where the licence is time limited the dates

**Licensable activities authorised by the licence**

**Section Recorded Music:(Indoors)  
Section Live Music:(Indoors)  
Section I: Provision of Late Night Refreshments:(Indoor)  
Section J: Sale or Supply of Alcohol:(On the premises)**

The times the licence authorises the carrying out of licensable activities

<b>Section Recorded Music:(Indoors)</b>		
<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	10:00	23:00
Tuesday	10:00	23:00
Wednesday	10:00	23:00
Thursday	10:00	23:00
Friday	10:00	23:00
Saturday	10:00	23:00
Sunday	10:00	23:00

<b>Section Live Music:(Indoors)</b>		
<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	10:00	23:00
Tuesday	10:00	23:00
Wednesday	10:00	23:00
Thursday	10:00	23:00
Friday	10:00	23:00
Saturday	10:00	23:00
Sunday	10:00	23:00

<b>Section I: Provision of Late Night Refreshments:(Indoor)</b>		
<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	23:00	23:30
Tuesday	23:00	23:30
Wednesday	23:00	23:30
Thursday	23:00	23:30
Friday	23:00	23:30
Saturday	23:00	23:30
Sunday	23:00	23:30

<b>Section J: Sale or Supply of Alcohol:(For consumption on the premises)</b>		
<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	10:00	23:00
Tuesday	10:00	23:00
Wednesday	10:00	23:00
Thursday	10:00	23:00
Friday	10:00	23:00
Saturday	10:00	23:00
Sunday	10:00	23:00

The opening hours of the premises

Day	Start Time	End Time
Monday	07:00	23:30
Tuesday	07:00	23:30
Wednesday	07:00	23:30
Thursday	07:00	23:30
Friday	07:00	23:30
Saturday	07:00	23:30
Sunday	07:00	23:30

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

**For consumption on the premises**

## **Part 2**

Name, (registered) address, telephone number and email (where relevant) of holder of the premises licence

**Boxpark Trading Ltd**

Registered number of holder, for example company number, charity number (where applicable)

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

**Peter Cro**

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

**Licence Number:**

**Issuing authority:**

## **Annex 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—

1. (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 must 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<sup>ll</sup> is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b)—permitted price<sup>ll</sup> 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<sup>ll</sup> 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<sup>ll</sup> 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<sup>ll</sup> 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<sup>ll</sup>) would be different from the permitted price on the next day (—the second day<sup>ll</sup>) 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

### **Film Classification When required**

(i) The admission of children to the exhibition of any film must be restricted in accordance with the recommendation of the designated film classification body unless section (ii) applies.

(ii) Where the licensing authority notifies the holder of the licence that this subsection applies the admission of children must be restricted in accordance with any recommendation made by the licensing authority.

In this section-

"children" means persons aged under 18; and

"film classification body" means the person or persons designated as the authority

under section 4 of the Video Recordings Act 1984 (c. 39) (authority to determine suitability of video works for classification).



## **Annex 2 – Conditions consistent with the operating schedule**

### **Annex 3 – Conditions attached after a hearing by the licensing authority**

- 1 CCTV shall be installed to Home Office Guidance standards and maintained in a good working condition and recordings shall be kept for 31 days and shall be made available to police and authorised Officers from Brent Council.
- 2 A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
- 3 The CCTV system shall provide coverage of the entrance to the premises, and shall be capable of obtaining clear facial recognition images of every person entering the premises.
- 4 The CCTV images shall be kept in an easily downloadable format.
- 5 Door supervisors of a suitable gender mix, shall be employed on any day when the Boxpark venue is open for the sale of alcohol.
- 6 A register/log containing the names, badge number, dates & times of duty of security staff and any incidents that occur shall be kept and made available to the Police and Licensing Authority.
- 7 Customers will not take open drink containers outside the premises as defined on the plan submitted to and approved by the Licensing Authority.
- 8 No drinks shall be served other than in plastic/polycarbonate/cardboard or toughened glasses.
- 9 An incident log shall be kept at the premises, and made available for inspection on request to an authorised officer of Brent Council or the Police, which will record the following:
  - (a) All crimes reported to the venue
  - (b) All ejections of patrons
  - (c) Any complaints received
  - (d) Any incidents of disorder
  - (e) All seizures of drugs or offensive weapons
  - (f) Any faults in the CCTV system or searching equipment or scanning equipment
  - (g) Any refusal of the sale of alcohol
  - (h) Any visit by a relevant authority or emergency service.

- 10 A personal licence holder shall be present on the premises and supervise the sale of alcohol for all promoted ticketed events.
- 11 A "Challenge 25" policy shall be adopted and adhered to.
- 12 A sign stating "No proof of age -- No sale" shall be displayed at the point of sale.
- 13 No children under the age of 18 shall be allowed on the premises after 21.00 hours unless accompanied by an adult.
- 14 Notices asking customers to leave quietly shall be conspicuously displayed at all exits.
- 15 SIA Security shall wear clothing that can be clearly and easily identified on CCTV.
- 16 Substantial snacks and non-intoxicating beverages shall be available during the whole of licensed hours in all parts of the premises where intoxicants are provided.
- 17 The premises shall provide chairs and tables for customer use.
- 18 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.
- 19 A clear and unobstructed view into the premises shall be maintained at all times.
- 20 Any staff directly involved in selling alcohol for retail to consumers and staff who provide training including managers shall undergo regular training of the Licensing Act 2003 legislation (at least every 12 months). The training shall be documented and signed off by the DPS and the member of staff receiving the training. This training log shall be kept centrally and made available for inspection by police and relevant authorities upon request.
- 21 No noise or vibration shall be detectable at any neighbouring noise sensitive premises. The level of music shall be arranged so as not to cause a nuisance to local residents.
- 22 The placing of bottles into receptacles outside the building shall not be permitted between 23.00hrs hours and 07.00 hours the following morning.

23 There shall be a dispersal policy for the premises agreed with the relevant responsible authorities and approved by an authorised officer of the Licensing Authority. The premises dispersal policy shall be kept and made available to police and authorised officers from Brent Council.

24 On non-event days the number of persons permitted to use the smoking area (balconies only) shall be risk-assessed. A copy of the risk assessment shall be kept on the premises made available to police and other responsible authorities on request.

25 On non-event days the use of the smoking area (balconies only) is to be checked hourly by SIA, and on event days a member of SIA shall be positioned in the smoking area (rear balcony and external ground floor area only).

26 On Wembley Stadium event days, SIA door supervisors of a suitable number and gender and other suitable measures shall be put in place after undertaking a sufficient and suitable risk assessment based on the proposed event at the Stadium, which promotes all four licensing objectives. This risk assessment shall be provided to the Licensing Police and authorised Council officers at least 7 days before the event.

27 On Wembley Stadium event days there must be suitable measures in place to ensure there is a free flow of access and egress for customers. As such, the area between the exit doors from the premises to the external part of the building out on the public highway shall be free from any obstruction including persons.

28 On Wembley Stadium event days, a risk assessment will be undertaken based on the proposed event and will be provided to police or authorised council officers at least 7 days before the event.

29 Save for access and egress to and from the premises, and in the event of an emergency, or power failure when sliding doors will default to the open position, all doors will remain closed during licensed activities.

30 Music is not to be played outdoors at any time.

31 Signs shall be displayed in prominent areas informing patrons of residential nature of the area and to conduct their behaviour accordingly.

32 When the premises turn out, a door supervisor shall supervise patrons and ensure that they leave in a prompt and courteous manner, respecting local residents.

**Wembley Stadium Football Event Day Conditions:**

33 No drinks shall be served in glass containers.

34 The DPS or deputy shall work in partnership with the Police and if necessary comply with any direction given by a senior Police Officer on duty at the event.

35 A personal licence holder shall be present on the premises and supervise the sale of alcohol.

36 On football event days the premises will stop the sale of alcohol (1) one hour before the advertised kick off time, and will not resume the sales of alcohol until (15) fifteen minutes after the kick off time.

37 On Football event days at Wembley stadium the venue will only take one set of supporters (Fan Zone) on the production of a valid ticket for the game, the designated team will be allocated by the Metropolitan Police after a risk assessment has been conducted.

38 The venue will not show televised football matches on football event days.

39 On football event days the designated smoking areas will be the first floor rear balcony and the area behind the hoarding on Olympic way. No alcohol will be allowed in the smoking area. The smoking area will be supervised by SIA.

Restaurant Conditions:

40 Alcohol shall only be supplied as an accompaniment to a substantial meal, and seated at a table.

41 The supply/sale of alcohol shall be by waiter or waitress service only.

42 Customers must not be allowed to sit, stand or be served from the bar area or any other staff area used for the preparation of alcoholic beverages.

43 Signs must be displayed at suitable points along the bar reading, 'Service is by waiter/ waitress service only. Customers are not permitted to sit, stand or be served from the bar'

44 Substantial food and non-intoxicating beverages shall be available during the whole of licensed hours in all parts of the premises where alcohol is provided

Annex 4 – Plans

See attached



## LICENSING ACT 2003

### Application for a Temporary Event Notice

#### 1. The Application

Name of Applicant:	Valeriano Fernandes
Name & Address of Premises:	St Johns Community Centre, Crawford Avenue HA0 2HX
Applicants Agent:	

#### 1. Application

The application is for the provision of regulated entertainment, the sale of alcohol and late night refreshment from 18:00hrs to 01:30hrs on 31 December 2018 to 1 January 2019.

#### 2. Background

None

#### 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 were 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 Police Representation
- C. OS Map



Applicant: **Valeriano Fernandes**

Previous Names: **GRACE PROMOTERS**

Date of birth:

Place of birth:

National Insurance Number

Applicant Address:

Email Address:

Telephone number:

Mobile number:

Fax:

Premises: Address: **St Johns Community Centre, 1, Crawford Avenue, Wembley, Brent, HA0 2HX**

Premises Licence Number/Club Certificate Number: /

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:

Please describe the nature of the premises: **A CHURCH HALL - INDOOR/COMPACT**

Please describe the nature of the event: **NEW YEARS EVE PARTY**

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on):

The sale by retail of alcohol: **Yes**

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club: **No**

The provision of regulated entertainment: **Yes**

The provision of late night refreshment: **Yes**

Are you giving a late temporary event notice? **No**

Please state the dates on which you intend to use these premises for licensable activities: **31 December 2018 until 01 January 2019**

Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock):

**Day: 31/12/2018**

**Start Time: 18:00**

**End Time: 01:30**

**Further Details:END DATE 01/01/2019 - ITS A SOCIAL EVENT FOR THE PARISHONERS AND LOCAL COMMUNITY TO CELEBRATE THE NEW YEAR.**

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, organisers or performers: **250**

If the licensable activities will include the sale or supply of alcohol, please state whether these will be for consumption: **On the premises**

Personal Licence Holder:

Previous TENS:

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?: **Yes**

**Number of temporary event notices = 1**

Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **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: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **No**

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: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **No**

The Licensing Officer  
Health Safety and Licensing  
London Borough of Brent  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 7FJ  
06/12/2018  
Ref: 01QK/590/18/157  
LA Ref: 14375

*Police Representations to the Temporary Event Notice for*

**St Johns Community Centre, 1 Crawford Ave, Wembley, HA9 6DN.**

*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:	(Licensing Constable) Nicola McDonald PC157QK
NWCU	Brent

*An officer of the Metropolitan Police, in whose area the premises are situated, who is authorised 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*

***Valeriano Fernandes for regulated entertainment, sales of alcohol and late night refreshment for a New Year party on 31<sup>st</sup> December 2018 from 1800 to 1<sup>st</sup> January 2019 0130 hours.***

*Police are formally making representations to the notice under section 104 Licensing Act 2003. The Police objection is primarily concerned with the crime and disorder and prevention of public nuisance objectives.*

*Police are making representations as the premises user has not provided enough information with the Temporary Event Notice (TEN) for police to be satisfied that the event will uphold all four Licensing Objectives.*

## PLEASE ANSWER THE BELOW QUESTIONS IN FULL

### SECTION A : Venue Details

#### 1. Venue Details:

Name	ST JOHNS EVANGELIST CHRUCH HALL
Address	3 CRAWFORD AVENUE, WEMBLEY, MIDDLESEX
Postcode	HA0 2HX

#### 2. Applicant (s) Details:

Name	Date Of Birth
<b>VALERIANO FERNANDES</b>	
<b>(GRACE PROMOTERS)</b>	

#### 3. Does anyone applying for this TEN currently hold a Personal Licence

YES [☒]      NO [☐]

If you have selected “**YES**” then please complete **section B/C/D** below

#### 4. Does the venue you are applying for a TEN currently hold a premise Licence

YES [☐]      NO [☒]

If you have selected “**YES**” then please complete **section C/D** below

If you have selected “**NO**” then please complete **section D** below

**SECTION B: Personal Licence Holder Details****1. Personal Licence owners details**

Name of Personal Licence Holder	Licence Number	Issuing Borough
<b>SUIL JOE ALBUQUERQUE</b>		

**2. Does the venue you are applying for a TEN currently hold a premise Licence**YES [ ☐ ]      NO [ ☒ ]If you have selected “**YES**” then please complete **section C/D** belowIf you have selected “**NO**” then please complete **section D** below

## SECTION C: Premise Licence Details

### 1. Premise Licence Details

Premise Licence Number

### 2. Will the venue be implementing all of its current licensing conditions for this event

YES [☒]      NO [☐]

If you have selected “**NO**” then please state which conditions will not be complied with, and why)

Condition No	Condition	Reason why it will not be complied with /

### 3. How many staff will be employed for this event ?

Approximately 26 staff including door security

### 4. Are there any members of staff who are first aider?

2 First Aider

### 5. How many TENS has the venue applied for so far this year?

Just one On Easter Sunday 2018

**SECTION D: Event Details****1. Is this a ticketed event?**YES [☒]      NO [☐]**2. Has the event been advertised?**YES [☒]      NO [☐]

If you have selected “**YES**” then please provide more details below of the websites / radio stations, etc where the event has been advertised

GOAN VOICE - A GOAN COMMUNITY WEB SITE

**3. Is this a promoted Event?**YES [☒]      NO [☐]

If you have selected “**YES**” then please provide more details below of the promoters name and contact number

Promoters Name	Contact Number
<b>GRACE PROMOTERS</b>	



4. Are there any DJ's playing at this event?

YES [☒]      NO [☐]

If you have selected "YES" then please complete the following

Total Number of DJ's	TWO
----------------------	-----

5. Has a full risk assessment been completed for this event?

YES [☒]      NO [☐]

6. Is this a student event?

YES [☐]      NO [☒]

7. What is the age range of the people attending?

18 – 21      [☒  
22 – 30      [☒  
31 – 40      [☒  
41 – 50      [☒  
51 +      [☒

8. Has this event been previously held at this venue ?

YES [☒]      NO [☐]

If you have selected "YES" then please answer the following

Were there any issues? YES [☐]      NO [☒

Issues	





**9. Will you be employing approved SIA Door Supervisors?**

YES [ ☒ ]      NO [ ☐ ]

If you have selected “**YES**” then please complete the following

Total Number of SIA	04 (FOUR) (2 MALE AND 2 FEMALE)
SIA Company Name	PRIVATE INDIVIDUALS WITH SIA LICENCES
SIA Company Contact Number	

**10. How many people are expected to attend this event (please be as specific as possible)?**

APPROXIMATELY 250. MOSTLY FAMILIES AND FRIENDS.

**11. Any Further Information you can provide us in relation to the event?**

ITS OUR ANNUAL EVENT WE ORGANISE THESE EVENT EVERY YEAR TO BRING TOGETHER OUR COMMUNITY AND RAISE FUNDS FOR A GOOD CAUSE. ALL OUR PAST EVENTS, WE NEVER HAD ANY ISSUES BUT GREAT SUCCESS.

Yours sincerely

PC 2157NW Nicola McDonald

Licensing Constable

Brent Police Licensing Team

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**From:** Nicola.McDonald@met.pnn.police.uk [mailto:Nicola.McDonald@met.pnn.police.uk]  
**On Behalf Of** NWMailbox.LicensingBrent@met.pnn.police.uk  
**Sent:** 10 December 2018 15:43  
**To:** Business Licence <business.licence@brent.gov.uk>; gracepromoters  
**Cc:** Patel, Yogini <Yogini.Patel@brent.gov.uk>; Legister, Linda  
<Linda.Legister@brent.gov.uk>  
**Subject:** Licence Consultee Email. Licence Application Number:14375

Dear Mr Fernandez

Thank you for the information so far.

I look forward to receiving the details of the security company you will be using for this event.

Regards

Nicola

\*\*\*\*\*

**From:** gracepromoters  
**Sent:** 06 December 2018 23:24  
**To:** NW Mailbox - Licensing Brent  
**Subject:** Re: Licence Consultee Email. Licence Application Number:14375

Greetings Nicola McDonald, PC2157NW,

Thanks for you prompt response in regards to the above subject.

Please find attached file with relevant information pertaining to the upcoming event.

Should you require any further information, please feel free to contact me.

Thanks once again and assuring you, issue free event as always.

Kind Regards,

Valeriano Fernandes  
Grace Promoters

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# St Johns Community Centre



1:1250

0 0.02 0.04 kilometres



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## LICENSING ACT 2003

### Application for a Temporary Event Notice

#### 1. The Application

Name of Applicant:	Miss Deione Miles
Name & Address of Premises:	Park Kitchen, Unit A, Park House, 1, Manor Park Road, London, Brent, NW10 4JW
Applicants Agent:	

#### 1. Application

The application is for the provision of regulated entertainment, the sale of alcohol and late night refreshment from 23:30hrs to 04:00hrs on 22-23 December 2018

#### 2. Background

The premises is currently licensed for the sale and supply of alcohol until 23:00hrs Monday to Sunday, late night refreshment until 23:30hrs Monday to Sunday and to remain open until 00:00hrs Monday to Sunday.

#### 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 were 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 Police Representation
- D. OS Map



Applicant: **Miss Deione Miles**

Previous Names:

Date of birth:

Place of birth:

National Insurance Number:

Applicant Address:

Email Address:

Telephone number:

Mobile number:

Fax:

Premises: Address: **Unit A, Park House, 1, Manor Park Road, London, Brent, NW10 4JW**

Premises Licence Number/Club Certificate Number: /

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:

Please describe the nature of the premises: **Restaurant**

Please describe the nature of the event: **Birthday Party**

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on):

The sale by retail of alcohol: **Yes**

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club: **No**

The provision of regulated entertainment: **Yes**

The provision of late night refreshment: **Yes**

Are you giving a late temporary event notice? **No**

Please state the dates on which you intend to use these premises for licensable activities: **22 December 2018** until **23 December 2018**

Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock):

**Day: 22/12/18 - 23/12/18**

**Start Time: 23:30**

**End Time: 04:00**

**Further Details:**

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, organisers or performers: **100**

If the licensable activities will include the sale or supply of alcohol, please state whether these will be for consumption: **On the premises**

Personal Licence Holder:

Previous TENS:

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?: **Yes**

**Number of temporary event notices = 2**

Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **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: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **No**

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: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?: **No**

**From:** Nicola.McDonald@met.pnn.police.uk [mailto:Nicola.McDonald@met.pnn.police.uk]  
**On Behalf Of** NWMailbox.LicensingBrent@met.pnn.police.uk  
**Sent:** 06 December 2018 14:12  
**To:** Business Licence <business.licence@brent.gov.uk>;  
**Subject:** Licence Consultee Email. Licence Application Number:14332

Dear Deione

Can you confirm that the premises licence conditions will be adhered to during this event?

Regards

Nicola

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# 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.....  
Operational Director, Planning & Regeneration

*Date: 21 October 2017*

**Licence number 223291250**

**Licence start date: 25/04/2015**

#### **Part 1 - Premises Details**

PARK KITCHEN, Unit A, Park House, 1 Manor Park Road, London, NW10 4JW  
Telephone: 02088380401

*Licensable activities and the times authorised by this licence*

#### **Provision of Late Night Refreshment:**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	23:00	23:30
Tuesday	23:00	23:30
Wednesday	23:00	23:30
Thursday	23:00	23:30
Friday	23:00	23:30
Saturday	23:00	23:30

**Supply of Alcohol:**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	11:00	23:00
Tuesday	11:00	23:00
Wednesday	11:00	23:00
Thursday	11:00	23:00
Friday	11:00	23:00
Saturday	11:00	23:00
Sunday	11:00	23:00

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

<b>The Opening Hours of the Premises:</b>
---

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	07:00	00:00
Tuesday	07:00	00:00
Wednesday	07:00	00:00
Thursday	07:00	00:00
Friday	07:00	00:00
Saturday	07:00	00:00
Sunday	07:00	23:00

## Part 2

### Details of Holder of Premises Licence:

Name: European Eateries

Address: [REDACTED]

Telephone: [REDACTED]

Email: [REDACTED]

Registered Address: [REDACTED]

### Details of Designated Premises Supervisor:

Name: Deione Miles

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 must 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<sup>ll</sup> is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) —permitted price<sup>ll</sup> 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<sup>ll</sup> 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<sup>ll</sup> 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<sup>ll</sup> 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<sup>ll</sup>) 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

### **Film Classification When required**

- (i) The admission of children to the exhibition of any film must be restricted in accordance with the recommendation of the designated film classification body unless section (ii) applies.
- (ii) Where the licensing authority notifies the holder of the licence that this subsection applies the admission of children must be restricted in accordance with any recommendation made by the licensing authority.

In this section-

"children" means persons aged under 18; and

"film classification body" means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c. 39) (authority to determine suitability of video works for classification).

## **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 authorised Officers from Brent Council.

2 A CCTV camera shall be installed to cover the entrance of the premises and

3 Customers shall not be permitted to take open drink containers outside the premises as defined on the plan submitted to and approved by the Licensing Authority.

4 A "Challenge 25" policy shall be adopted and adhered to

5 Alcohol shall only be provided as an accompaniment to a main meal, seated at a table or awaiting to be seated at a table. If there is no prospect of a table becoming available then alcohol is not to be supplied.

Alcohol supplied whilst awaiting a table meal must be consumed in the drinking area as highlighted on the plans submitted with this application.

6 An incident log shall be kept at the premises, and made available for inspection on request to an authorised officer of Brent Council or the Police, which will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received
- (d) any incidents of disorder
- (e) all seizures of drugs or offensive weapons
- (f) any faults in the CCTV system or searching equipment or scanning equipment
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

7 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.

8 The use of outside terrace area shall cease at 2100 hours.

9 The maximum number of persons within the premises shall not exceed 100 including staff.

10 The maximum number of persons on the outside terrace shall not exceed 20.

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

12 Any 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).

13 No amplified sound shall be played outdoors or within the external seating area when premises licence is in operation.

14 No vertical drinking shall take place outside the venue or within the designated external seating area.

15 A canopy shall be installed over the designated external seating/smoking area, it shall be so designed to ensure that smoke/smells shall not cause nuisance within any residential or un-associated premises. The canopy shall remain in situ and maintained for the duration of its use.

16 The number of patrons utilizing the outside seating area shall be restricted to no more than 15 people at any one time.

17 The use of the outdoor seating area shall be restricted to 21:00 hours on all days.

18 The Designated premises Supervisor (DPS) shall provide comprehensive training for staff on the Licensing Act and its implications for making and authorising sales of alcohol.

19 Clear and conspicuous notices shall be displayed warning of potential criminal activity affecting customers, such as theft.

20 Vigilance shall be shown in preventing illegal drug use in the retail unit area.

21 Staff shall be trained in engaging with customers to prevent them from leaving the premises with alcohol purchased at the premises and to prevent prohibited alcohol consumption in the retail unit (such as canned or bottled beer procured elsewhere).

22 Deliveries of goods necessary for the operation of the business shall be carried out at such a time and in such a manner so as to prevent nuisance and disturbance to nearby residents.

23 Notices asking customers to leave quietly shall be conspicuously displayed at all exits. Customers shall be asked not to stand around talking loudly in the street outside the premises.

24 Customers shall not be admitted to the premises outside the opening hours.

25 The movement of bins and rubbish outside the premises shall be kept to a minimum after 2300 hours.

26 Any lighting on or outside the premises shall be positioned and screened in such a way as not to cause a disturbance to nearby residents.

27 Adequate waste receptacles for use by customers shall be provided in the local vicinity.

28 Full details of training shall be provided in the Training Record Book which shall be kept available at the venue.

Notting Hill Carnival August Bank Holiday Sunday and Monday

29 Customers shall not be allowed to congregate outside the premises.

<b>Annexe 3 - Conditions Attached After a Hearing by the Licensing Authority</b>
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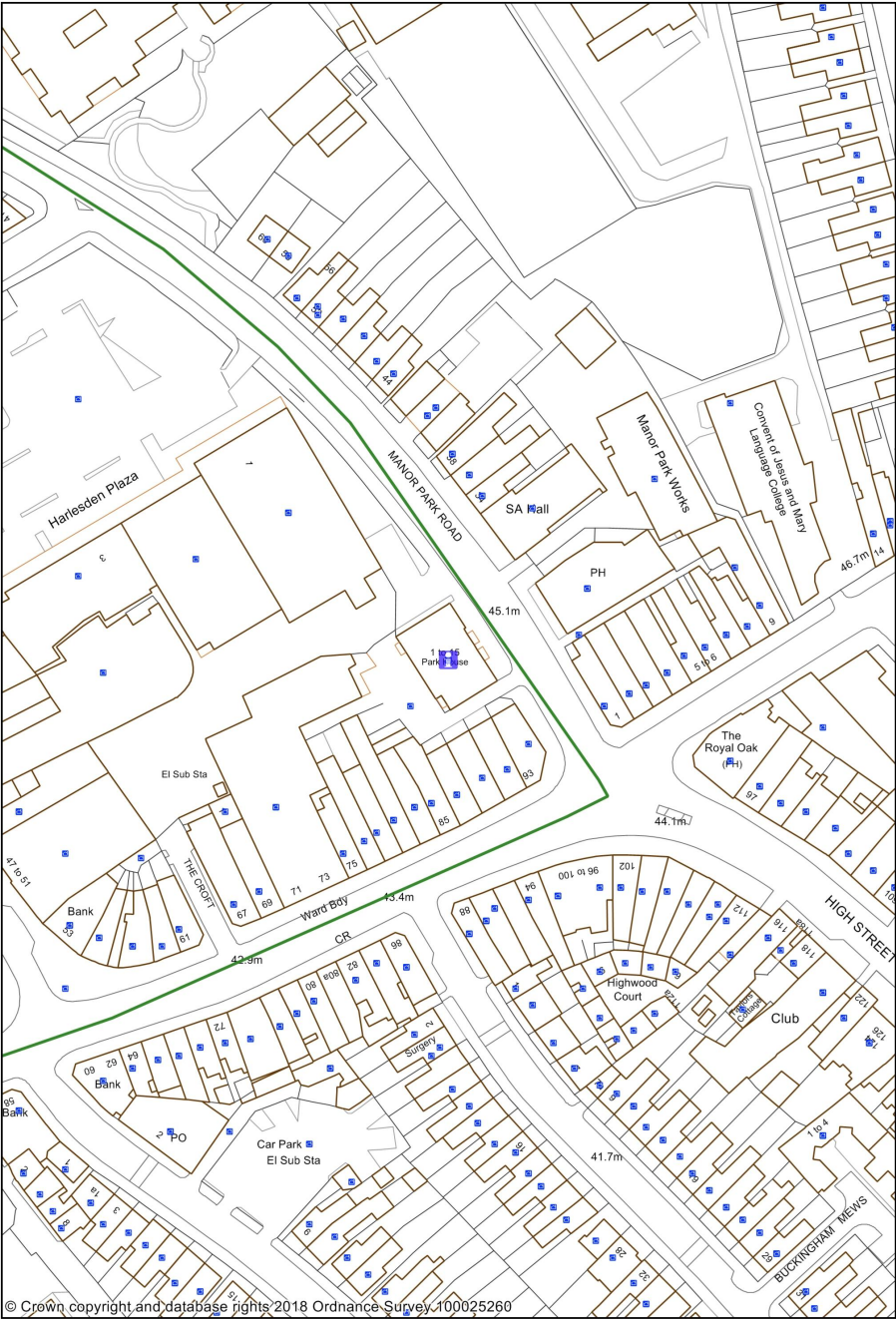
None

<b>Annexe 4 - Plans</b>
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See attached sheet.

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Park Kitchen 1 Manor Park Road



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