



The Licensing Officer  
Health, Safety and Licensing  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 7FJ

Your ref: N/A  
Our ref: 01QK/297/15/782

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

Brent Civic Centre  
5th Floor  
Engineers Way  
Wembley  
HA9 7FJ  
Telephone: 02087333206  
Mobile: 07500993899  
Email:  
paul.whitcomb@met.police.uk  
Your ref: N/A

Date: **24th June 2015**

**Police Representation to the Application for a variation of premises licence for Arada Mini Market, 17 Malvern Road, Kilburn, London NW6 5PS.**

I certify that I have considered the application shown above and I wish to make **representations** that the likely effect of the grant of the application is detrimental to the Council's Licensing Objectives for the reasons indicated below.

**Officer: Paul Whitcomb PC 782QK**

**Brent Police Licensing Constable**

An officer of the Metropolitan Police Service, 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.

The application has been made to vary the premises licence under section 34 of the act.

The Police representations are primarily concerned with crime and disorder and public nuisance.

Arada Mini Market is located wholly within a residential area, off a main road (Shirland Road). The premise is completely surrounded by residential properties. Flats are above and below the premise. Malvern Mews runs to the rear, which is a quiet cul-de-sac. Opposite the premise are various high rise blocks of flats situated on the South Kilburn estate, which overlook the premise and other small businesses including a late night shisha café and the Chippenham Hotel pub. The applicant intends to serve his alcohol through a 'night hatch'. It is in my opinion that queues of customers will congregate outside late at night causing public nuisance. Customers will have to queue outside residents' front doors, due to the close proximity some properties are to this premise, especially flats above and with the basement of this premise. Disorder is highly likely if sales are refused late at night, especially to customers who are already intoxicated. This scenario is highly likely, as the nearby Chippenham Hotel pub closes at 10.30pm on a Sunday and 11pm Monday-Saturday.

There is also a public seating area opposite the shop. Having visited this area both day and night, it is already very well used. I suspect that this area will also be used by the applicants' customers to loiter and consume alcohol, again causing residents nuisance with an increased chance of crime and disorder in the area.

This is an area which already suffers from ASB and street drinking. During my visit to the area, empty alcoholic tin cans were strewn on the floor, around seating areas and in alleyways. I believe that that should this application be granted, we would see an increase in street drinking within the immediate vicinity of this premise.

Further, I have consulted with the local safer neighbourhood police officer, PC Ged Hasse. He has advised me that he has a problem with ASB and drug dealing in this area. Those waiting to collect drugs, loiter on Malven Road consuming alcohol. I anticipate that the approval of this application will intensify this already ongoing issue.

On 10th June 2015, I visited the premises as part of this consultation process. I met with the applicant and current DPS, Mr. Hamid Raza. I carried out a licensing inspection and found the following breaches of his current premises licence; 1. High strength on display - Six (6) in total; Leffe (6.6% ABV), Guinness Foreign Stout (7.5% ABV), Guinness Foreign Extra (7.5% ABV), Brothers Festival cider (7.0% ANV), Zywieck (5.6% ABV) and Brothers Festival Pear Cider (7.0% ABV). 2. Mr. Raza was unable to operate his CCTV system. 3. Mr. Raza was unable to tell me what age verification policy that he has adopted. These breaches amount to an offence under s.134 Licensing Act 2003 namely, carrying out unauthorised licensable activity. At the time of writing this letter, police are still considering what action to take against the licence holder. These breaches completely contradict his operating schedule, which in itself, lacks any real detail about how he intends to uphold the licensing objectives. Despite possessing a personal licence, Mr. Raza appears to lack knowledge of basic licensing legislation. For example, when asked, he was unable to name any of the licensing objectives.

I have also received information from Brent council's licensing inspector, Ms. Susana Figueirido, that she visited the premises on Friday 19th June 2015 at 11.55pm. The shop was open and alcohol was on display for sale. This is contrary to the current premises licence which shows that the supply of alcohol must stop at 11.00pm and the closed by 11.00pm also.

Although the Licensing Act 2003 allows for all types of licensable activity up to 24hours, this is not an application which supports an extension of hours, the license holder has proven he is unable to promote the licensing objectives, observe his existing premises license conditions and neither is the Arada Mini Market ideally located for such a request. Police would respectfully ask that this application be refused.

However, if the committee are mindful to approve this application, police request that:

The following conditions be **removed**:

1. CCTV shall be installed and maintained in a working condition.  
*Outdated condition. To be replaced by an updated CCTV condition.*
2. All CCTV recordings shall be kept for 31 days and shall be made available to police and licensing officers if requested.  
*Outdated condition. To be replaced by an updated CCTV condition.*

3. A Challenge 21 policy shall be adopted and adhered to.  
*Outdated condition. To be replaced by an updated Challenge 25 condition.*

The following conditions to be **added**:

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. CCTV is to display correct time and date stamp.

2. A CCTV camera shall be installed to cover the entrance of the premises.

3. The CCTV system shall be capable of obtaining clear facial recognition images and a clear head and shoulders image of every person entering or leaving the premises.

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

5. 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.

6. Customers/members of the public shall not be permitted to congregate or loiter in the forecourt of the premises.

7. After 2100 hours a minimum of two (2) members of staff must be on duty and at least one (1) of these two (2) members of staff must be the holder of a personal licence and be fluent in English.

8. 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.

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:

All crimes reported to the venue

All ejections of patrons

Any complaints received

Any faults in the CCTV system

Any refusal of the sale of alcohol

Any visit by a relevant authority or emergency service.

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

11. Notices requesting customers to leave quietly shall be displayed at each exit.

12. The licensee shall ensure all public areas within three (3) metres of the premises are cleared of litter arising from the premises daily.

13. All deliveries shall take place during the normal working day (i.e. 09:0 to 18:00 daily).

All other existing conditions to remain the same.

Good afternoon Debra,

Thank you for your email in relation to Arada Mini Market. I'm afraid, even after reading your email, my stance on this application has not changed. Police feel this application should still be refused. I attached conditions to my letter of representation purely in case the licensing sub-committee were minded to grant the application. However, below, in your original email, I have addressed each point which you have asked me to look at. I have also revised my representation letter in response to this email.

**BIBS -**

Please find attached revised police representation for Arada Mini Market - One very small change to condition two, removing a typing error.

Kind Regards,

Yours sincerely

**Paul Whitcomb PC 782QK**  
Brent Police Licensing