

From: Richard Arnot []
Sent: 20 February 2018 10:39
To: 'Susana.Figueiredo@brent.gov.uk' <Susana.Figueiredo@brent.gov.uk>; McDonald Nicola - QK <Nicola.McDonald@met.pnn.police.uk>
Subject: Our client COOP and Olympic Way, Wembley [WH-WH.FID2753631]

Good morning,

Just to let you both know that we're not being deliberately evasive and are keen to continue discussing conditions. My Area Manager's little has been poorly so he's been out of the loop but he and I will hopefully speak today. I would intend drafting a schedule of what we can at least agree so that the Committee appreciates that we're not entirely at odds.

Might we not benefit from a quick meeting before the hearing starts to hammer out what we can? The Committee will appreciate us trying our best to narrow the issues.

Kind Regards,

Richard

From: Nicola.McDonald@met.pnn.police.uk [<mailto:Nicola.McDonald@met.pnn.police.uk>]
Sent: 20 February 2018 15:45
To: Richard Arnot
Cc: Susana.Figueiredo@brent.gov.uk
Subject: Our client COOP and Olympic Way, Wembley [WH-WH.FID2753631]

Dear Richard

I am happy to meet with you or a representative on Sunday 25th Feb which is a football event day at Wembley stadium and you may understand my requests for those Football event day conditions. You could witness the difficulties the neighbouring premises have on these days and why a door supervisor is relevant.

I will also be in the Brent Civic centre before the hearing on Monday.

As I mentioned previously Police still have concerns about the wording of the high strength Premium beer conditions.

Today Susana and I paid a visit to Co Op 171-173 Church lane NW9 8JS .

Premises licence Conditions 6 'No Beers/Ciders in single cans, bottles, or multipacks with an ABV of more than 5.5% will be displayed/sold or offered for sale at the premises. The aforementioned restriction shall not apply to brands of beer or cider which might be described as 'premium brands'. Such brands may be sold/displayed or offered for sale at the premises with the prior consent in writing of Wembley Police Licensing unit, such consent not to be unreasonably withheld.

On display was Brewdog PUNK IPA 5.6%ABV and Goose IPA 5.9%ABV both retailing at £1.99 each. I purchased two single bottles.

Brent Licensing unit (based at Wembley Police Station) have received no written consent. Neither Susana nor I could decide if this was a breach of the premises licence. I have since consulted with other police colleagues who do not work regular in the licensing world and they were completely confused. Conditions like this and what you have proposed for Olympic Way are unmanageable and not practicable for your client or authorities.

I could see the type of beers you are selling and understand why you are trying to state 'premium' however all those products on display in the Church lane branch can be sold in the Olympic way branch by virtue of the simply condition I suggested 'No high strength beers, lagers, and ciders above 6.0% ABV shall be stocked or sold'.

I did send you a draft of my proposed conditions do you have any further comment to make.

Regards

Nicola

From: Richard Arnot [
Sent: 20 February 2018 16:01
To: McDonald Nicola - QK <Nicola.McDonald@met.pnn.police.uk>
Cc: 'Muhammad Rahman (Food Operations - South)' <>; 'Andrew Leaper (Retail Support Centre)'
Subject: RE: Our client COOP and Olympic Way, Wembley [WH-WH.FID2753631]

Hi Nicola

Rest assured that we're not disputing that match days are challenging. We simply want a condition that is clear, appropriate and proportionate. I have drafted what I think might be acceptable to you in that regard and am awaiting instructions. Hopefully, I will be in a position to send a version to you tomorrow.

And so far as ABV is concerned, we agree an exception for premium beers (the type of products that street drinkers are attracted to and the purpose of the condition) throughout London. I can't think of any of your Met licensing colleagues who have resisted. Indeed, some have their own preferred version.

Whilst I take your point about the products seen in Church Lane, we may want to stock products (again which aren't of interest to street drinkers) with an ABV of above 6% and shouldn't be prohibited from doing so unless there is evidence that the condition is necessary to promote the licensing objectives. I presume that you have evidence of street drinkers in the area? We ought not to lose sight of the fact that ABV conditions aren't about prohibiting the sale of perfectly legal, albeit high strength products per se. It's all about street drinkers. Your definition prevents perfectly sensible customers who may like craft or speciality products from purchasing them from us, which would be disproportionate. As an example, your former colleague at Westminster, Jim Sollars, is fond of Western's Cider which is 8.2% but I doubt that anyone would argue that he is likely to engage in disorder as a consequence.

In addition, I note that the Council's own Policy describes the ABV scheme as ' voluntary '. I'm not sure how we can reconcile this approach with your insistence that we agree to your condition otherwise you will continue to object.

Kind regards,

Richard

Richard Arnot
Partner | Licensing & Regulatory Unit