



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.*

<i>Officer:</i>	<i>Nicola McDonald PC 2157NW</i>
<i>NW CU</i>	<i>Brent Licensing</i>

*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