

**From:** Nick Arron <N.Arron@popall.co.uk>

**Sent:** 05 June 2020 16:47

**To:** Business Licence <business.licence@brent.gov.uk>

**Subject:** Representation Future Leisure Limited, application for an AGC premises licence, 141 Kilburn High Road, London, NW6 7HT

Dear Sirs,

**Future Leisure Limited, application for an AGC premises licence, 141 Kilburn High Road, London, NW6 7HT.**

I am a solicitor and represent City Gaming Limited and Family Leisure Holdings Limited, which operate the businesses City Slots, 89 Kilburn High Road, London NW6 6JE and Palace Amusements, 108 Kilburn High Road, Hampstead, London NW6 4HY, i.e. near the applicant site. As such, they have business interests that might be affected by the above mentioned application and the companies are both an "interested party" pursuant to section 158 of the Gambling Act 2005. The fact that they operate the same nature of business as the applicant, does not alter this fact.

In their capacity of interested parties they wish to make the following representations.

1. Which operator is the applicant? Within the application form the applicant refers to a different operating licence number from that contained in the notice to the Responsible Authorities. As such proper notice may not have been given to the Responsible Authorities or Notice of the Application to the Licensing Authority.
2. Have notices been given to the Responsible Authorities by the applicant (as it is expressly required to do regardless of whether the Authority itself provides copies to the Responsible Authorities)?
3. I note that the applicant has confirmed that it has the right to occupy the building – i.e. a legal right. While that may be the case, it is often the case that applications are made prior to the acquisition of the site – i.e. before a right to occupy has been acquired. In such circumstances, the appropriate application could be for a provisional statement as is confirmed in the Licensing Authority's Statement of Policy. Without a right to occupy, an application for a premises licence cannot be made.
4. The address of the premises subject to the application refers to 141 Kilburn High Road yet the vacant betting shop that the application proposes to occupy, previously a William Hill, had the address of 141-143 Kilburn High Road. Which is the correct address? Indeed is a licence already in effect at the premises, preventing the Licensing Authority issuing a licence to the applicant?
5. The plans do not comply with the requirements of the Gambling Act 2005 (Premises Licences and Provisional Statements) Regulations 2007 (SI 2007/459).
  - a. it is not clear where the boundary of the actual premises lies, the plan does not show, as required, the extent of the boundary or perimeter of the premises;

- b. a description of the place from which entry is made or to which exit leads, for the exit/entry apparently down the side of the building. What road is this?
- c. It is not possible to identify the location and extent of the part of the premises in which gaming machines will be made available for use in reliance on the licence.

Please accept the above serious issues as representations in relation to the application.

I should be grateful if you would please confirm receipt of this email.

Best regards,

Nick Arron