



## **Alcohol and Entertainment Licensing Sub-Committee (B)**

**Tuesday 12 December 2017 at 10.00 am**  
Members Suite - 4th Floor, Brent Civic Centre,  
Engineers Way, Wembley, HA9 0FJ

### **Membership:**

#### **Members**

Councillors:

Allie (Chair)  
Long (substituting for Kansagra)  
McLeish (substituting for Pavey)

#### **Substitute Members**

Councillors:

Ahmed, Daly, Denselow, Duffy,  
Eniola, Harrison, Jones, Khan,  
Maurice and Stopp

**For further information contact:** James Kinsella, Governance Manager  
Tel: (020) 8937 1354; Email: [James.Kinsella@brent.gov.uk](mailto:James.Kinsella@brent.gov.uk)

For electronic copies of minutes, reports and agendas, and to be alerted when the minutes of this meeting have been published visit:  
**[democracy.brent.gov.uk](http://democracy.brent.gov.uk)**

**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 a Prejudicial Interest (i.e. it affects a financial position or relates to determining of any approval, consent, licence, permission, or registration) then (unless an exception at 14(2) of the Members Code applies), 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 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 of 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, to a greater extent than the majority of other council tax payers, ratepayers or inhabitants of the electoral ward affected by the decision, 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 employs or has appointed any of these or in whom they have a beneficial interest in a class of securities exceeding the nominal value of £25,000, or any firm in which they are a partner, or any company of which they are a director
- any body of a type described in (a) above.

# Agenda

Item	Page
<b>3 Application for a Variation to a Premises Licence by Wembley Hill Properties Ltd for the premises known as St Georges Hotel ( 43-51 Wembley Hill Road HA9 8AU), pursuant to the provisions of the Licensing Act 2003</b>	<b>48 - 55</b>

## **Conduct of the Hearing:**

The hearing shall proceed as follows:

- General introduction by the Regulatory Services Manager
- Case for the Responsible Authority – Police/Regulatory Services
- Questioning of the Responsible Authority by Applicant and Members
- Representations by interested parties (if any)
- Case for the Applicant
- Questioning of the Applicant by the Responsible Authority and Members
- Summing up by the Responsible Authority
- Summing up by a representative of interested parties (if any)
- Summing up by the Applicant

## **Members' Deliberation**

The Chair will then ask the representatives of the Responsible Authority and the Applicant to leave the meeting room whilst the panel goes into close session to deliberate the application. The applicant and the representatives of the responsible authority will be recalled to the meeting room when the Sub-Committee has made its decision. The decision will be confirmed in writing to the applicant within 7 days



Please remember to switch your mobile phone to silent during the meeting.

- The meeting room is accessible by lift and seats will be provided for members of the public.

**This page is intentionally left blank**

**From:** Joshua Simons  
**Sent:** 07 December 2017 15:28  
**To:** Figueiredo, Susana  
**Subject:** Re: \*\*PRE-LIC-VAR-ST-GEORGES-WEMBLEY\*\*

Dear Susana,

My client has now reverted back to me and I have the following additional updates which I have marked in red.

Conditions to be added to the existing Premises Licence

- 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. **This appears reasonable** **No comment to make**
- A CCTV camera shall be installed to cover the area at the exit of the back of the hotel, the entrance of the rear licensed area and further cameras installed to cover the bar area. **This appears reasonable** **No comment to make**
- \*SIA door supervisors of a suitable gender mix, shall be employed on any day when the rear licensed area is used **on football match event days**. **We would ask that SIA as a condition only applies on football match day events.** **Condition adjusted**
- SIA Security shall wear clothing that can be clearly and easily identified on CCTV **This appears reasonable.** **No comment to make**
- 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. **This appears reasonable** **No comment to make**
- A "Challenge 25" policy shall be adopted and adhered to at all times. **This appears reasonable** **No comment to make**
- 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.

**This appears reasonable** **No comment to make**

\*The rear licensed area shall only be used by customers between 10:30 hours and 23:15 hours. **Our client has not applied for any regulated entertainment. I'm confused by this response as the condition does not mention regulated entertainment.** **Apology this is a typographical error. Agreed**

- The licensee shall ensure that any activity associated with the premises shall be carried out in such a manner so as not to cause a public nuisance to neighbours. **This appears reasonable.** **No comment to make**
- \*No music shall be played in the rear licensed area at a time when it is not fully enclosed. **Our client has not applied for any regulated entertainment. I am aware that your client has not applied for regulated entertainment but they would be able to play low level music outside of regulated entertainment definitions. This condition ensures that no music is played at all. Our client confirms that they would play piped background music similar to that played in their other hotel foyers and dining rooms to add an ambience to the enclosure.**

- Signs shall be displayed in the rear area and rear licensed area instructing patrons to recognise the residential nature of the area and conduct their behaviour accordingly. **This appears reasonable** **No comment to make**
- Customers shall not be permitted to stand in the rear area at any times. This area should only be used as a walk way from the rear of the hotel to the licensed rear area. **We would request this condition excludes those customers that come out side to smoke in a designated area. In order to compromise on this I am prepared to add the following condition ‘Smoking at the rear of the hotel shall be limited to 7 persons in a defined designated area. The designated area shall be kept away from residential properties that form part of the hotel building but are separately owned’. Our client would consider at a maximum of 20 persons at any one time.**
- Notices directing customers to toilet facilities within the hotel must be clearly displayed in the rear area and the licensed area. **This appears reasonable** **No comment to make**
- The sale of alcohol shall cease 1 hour before the start of any (football) event taking place at Wembley Stadium. In the case of a sporting event this will be before the designated kick off time and for any other events before the turnstiles open. **I await my clients comments. Awaiting. Client would only agree to a condition as re-worded in red in brackets.**
- \* Unless in an emergency, customers shall not be permitted to use the exit gates at either end of the rear area. **This does not comply with our clients proposal to use the gate on Linden avenue as an entrance and exit point. This has been agreed in principal with Chris Pearce Public Safety Officer. Unfortunately Chris’s point of view would not take into consideration public nuisance. I’m not sure if you are aware but there are residential properties within the hotel building in the section that leads out onto Linden Avenue. I would be prepared to compromise on this if the gate is manned by an SIA member of staff. The condition would therefore read; ‘Customers are permitted to use the gates at either end of the rear area onto Linden Avenue or Mostyn Avenue when the gates are manned by an SIA member of staff (on football match days only). If both gates are used, each gate must be manned by an SIA member of staff. The SIA staff shall ensure that customers do not congregate on entering/exiting the premises’. My client could agree to this condition as re-worded in red bracketed text.**
- Customers shall not be permitted to take open drink containers outside the rear licensed area as defined on the plan submitted to and approved by the Licensing Authority. **This appears reasonable** **No comment to make**
- Additional care shall be taken when children are on the premises to ensure that parents are behaving responsibly in their presence. **This appears reasonable** **No comment to make**
- 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 on the premises and made available for inspection by police and relevant authorities upon request. **This appears reasonable and I understand is a condition also proposed by Brent police that our client has agreed to in principal. No comment to make**

**Yours truly**

*Joshua Simons*

**Joshua Simons**  
**Principal Licensing Agent**  
**Joshua Simons & Associates Ltd**

☎ Mobile: 07725418439



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

**Your ref:** N/A

**Our ref:**

**Brent Borough Police Licensing Unit**  
**Brent Civic Centre**  
**Fifth Floor**  
**Engineers Way**  
**Wembley**  
**HA9 7FJ**

**Tel:** 020 8733 3206

**Mob:** 07500 993899

**Email:** paul.whitcomb@met.police.uk

**Web:** www.met.police.uk

**Date:** Saturday 9th December 2017

**Police representation to the application for a variation at St. Georges Hotel, 43-51 Wembley Hill Road, Wembley Middlesex HA9 8AU.**

**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 licensing objectives for the reasons indicated below.**

**If the conditions proposed below were accepted in full I would withdraw my representation.**

Officer: **Paul Whitcomb PC 782QK**  
Brent Borough Police Licensing Constable

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.

The application has been made for a new premises licence under section 34 of the act. The Police representations are primarily concerned with the prevention of crime and disorder and the prevention of public nuisance.

Having met with the applicant I understand that this new rear bar will primarily be used on football event days at Wembley National Stadium. Wembley National stadium is the largest stadia in the United Kingdom with a total capacity of 90,000. As such it is imperative that licensed venues in the immediate vicinity have sufficient conditions in place to ensure that the licensing objectives are upheld fully, before, during and post events. It is also worth mentioning that the stadium now caters for even more football related events, with Tottenham Hotspur now spending the 2017/18 season along with other football clubs potentially using the venue as a temporary home moving forward. This particular venue is a stones throw away from

the stadium and has become a popular venue for football fans. My concerns are particularly around the close proximity of the new rear bar to residential properties. Although I am pleased to read that the applicant appears to have addressed this by curtailing the opening hours, I feel that sufficient conditions must be in place to protect local residents from likely nuisance created by this operation especially on football event days. The applicant explained to me at our meeting of their desire to keep the rear bar and the hotel as two separate operations, particularly on football events days. They were keen that customers using the rear bar on Wembley football event days, do not have to walk through the main hotel building, but instead use the side entrances into the car park. Looking at the plan submitted to the licensing authority, this shows that Mostyn Avenue will be used as an entrance and Linden Avenue as an exit. This is fine, as long as access and particularly egress is properly controlled. The applicant has proposed, within the operating schedule, that they propose only one SIA door supervisor is employed. I do not believe that this is a sufficient number of SIA door supervisors to ensure that crime and disorder, public nuisance and public safety licensing objectives are fully upheld. I propose that a MINIMUM of at least four (4) SIA door supervisors are employed on Wembley football event days only (this would NOT apply to any other event or at any other times) to properly control the rear bar. One officer would be required to staff the access entrance on Mostyn Avenue, one other officer to supervise the entrance used for egress on Linden Avenue, another officer to supervise the rear bar and seating area and a third officer to supervise the wider car park, the entrance from the car park into the hotel building and toilets.

#### **Suitable Provisions made for toilets**

I recall, from my initial meeting with the applicant that there is only one male toilet in the external car park area for customers to use who are in the rear external bar area. The applicant stated that they specifically did not want customers from the rear bar using the hotel. I was of the understanding that provisions were being made by the applicant for a female toilet in the rear car park also. However, I attended the hotel today (11/11/2017) and this appears not to be the case. There is still only the one male toilet. I called Mr. Rafik Wadie (DPS) and he advised me that ladies would have to enter the hotel to use the female toilets but this would be controlled by SIA door supervisors, and that they would only be allowed into the corridor to use the toilets only.

***Police require the following points should be added as conditions on the premises licence as below.***

- 1. In relation to the external bar and smoking area as shown on plan as AB-02 dated August 2017:** 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.
- 2. In relation to the external bar and smoking area as shown on plan as AB-02 dated August 2017:** On major football event days at Wembley Stadium the following shall apply:
  - Customers shall not be allowed to congregate outside the premises save for the arrival and departure of coach parties, residents and delegates.
  - No glass shall be handed over the bar but decanted into plastic/polycarbonate vessels.



- Alcoholic beverages shall not be served from the bar area one hour before the designated kick off and will not resume until 15 minutes after the game has started.
- Other than in an emergency, the entrance from the car park into the main hotel shall not be used with the exception of staff/door supervisors and patrons using the toilet facilities.
- The gate located on Mostyn Avenue shall not be used for entry or exit.
- There shall be a minimum of three SIA door supervisors on duty with at least one officer staffing the entrance/exit located at Linden Avenue.
- A steward and/or member of staff shall be positioned on the gate at Mostyn Avenue.

**3. In relation to the external bar and smoking area as shown on plan as AB-02 dated August 2017:** 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.

**4. In relation to the external bar and smoking area as shown on the plan as AB 02 dated August 2017:** Notices asking customers to leave quietly shall be conspicuously displayed.

**5. In relation to the external bar and smoking area as shown on the plan as AB 02 dated August 2017:** 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 incidents of disorder
- (d) all seizures of drugs or offensive weapons
- (e) any faults in the CCTV system, searching equipment or scanning equipment
- (f) any refusal of the sale of alcohol
- (g) any visit by a relevant authority or emergency service.

**6. In relation to the external bar and smoking area as shown on the plan as AB 02 dated August 2017:** All staff shall undergo training of the Licensing Act 2003 legislation. This training shall be documented and signed for by the DPS and the member of staff. This training log shall be kept on the premises and made available for inspection by Police and relevant authorities upon request.

**7. In relation to the external bar and smoking area as shown on the plan as AB 02 dated August 2017:** Customers will not take open drink containers outside the premises as defined on the plan submitted to and approved by the Licensing Authority.

**8. In relation to the external bar and smoking area as shown on the plan as AB 02 dated August 2017** the opening hours shall be 1030 to 2315 Monday to Sunday.

Yours Sincerely,

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

**From:** ENS Public Safety  
**Sent:** 05 December 2017 10:26  
**To:** 'Joshua Simons'; ENS Public Safety; Exeter, Pollen; Business Licence; Legister, Linda  
**Subject:** Variation - 43-51 Wembley Hill Road, Wembley, HA9 8AU - 223734020

Dear Sirs

**RE: Licensing Act 2003**  
**Variation - 43-51 Wembley Hill Road, Wembley, HA9 8AU - 223734020**

Thank you for your correspondence dated the 04 December 2017, stating that you accept the conditions set out in our representation.

I confirm that the Public Safety Team now withdraw the current representation and do not make any further representations regarding the application.

We will require the agreed conditions to appear on the licence schedule.

Yours sincerely

Mr Chris Pearce  
Public Safety Officer  
Community Protection  
Regeneration & Environmental Services  
Brent Council

020 8937 1031

\*\*\*\*\*

**From:** Joshua Simons  
**Sent:** 04 December 2017 17:27  
**To:** ENS Public Safety; Exeter, Pollen; Business Licence  
**Subject:** Re: \*\*PRE-LIC-VAR-ST-GEORGES-WEMBLEY\*\*

Dear Chris,

Further to our reply in agreement with all of the conditions that you and your colleague listed can you confirm if you are able to withdraw your representation in the matter.

Kind Regards

**Yours truly**

*Joshua Simons*

**Joshua Simons**  
**Principal Licensing Agent**

**Joshua Simons & Associates Ltd**

**From:** ENS Public Safety <[ens.publicsafety@brent.gov.uk](mailto:ens.publicsafety@brent.gov.uk)>  
**Sent:** 29 November 2017 14:49:54  
**To:** Joshua Simons; ENS Public Safety; Exeter, Pollen; Business Licence  
**Subject:** RE: \*\*PRE-LIC-VAR-ST-GEORGES-WEMBLEY\*\*

Good afternoon Joshua

For clarity the conditions will be as follows

**Licence Conditions (proposed)**

- The occupancy capacity shall be not less than 0.3 square metres per person for standing customers or 0.55 square metres per person if bench seating is provided.
- The sliding exit gate to the Liden Avenue will be locked into the open position at all times during use
- Patrons may only congregate in the area defined in red application plan AB-02 Dated August 2017
  - Where any furniture is provided, internal gangways shall be kept unobstructed. **Agree**
  - 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. **Agree**
  - 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). **Agree**
  - Exits are not obstructed (including by curtains, hangings or temporary decorations), and accessible via non-slippery and even surfaces, free of trip hazards and clearly identified. **Agree**
  - Temporary electrical wiring and distribution systems are not 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. **Agree**

Kind regards

Mr Chris Pearce  
Public Safety Officer  
Community Protection  
Regeneration & Environmental Services  
Brent Council  
020 8937 1031