



Alcohol and Entertainment Licensing Sub-Committee

Friday 18 January 2019 at 10.00 am

Board Room 4 - Brent Civic Centre, Engineers Way,
Wembley HA9 0FJ

Membership:

Members

Councillors:

Ahmed (Chair)
Long
Maurice

Substitute Members

Councillors:

Allie, Chohan, Hector, Kennelly, McLeish,
W Mitchell Murray and RS Patel

For further information contact: Devbai Bhanji, Governance Assistant
Tel: 020 8937 4011; Email: devbai.bhanji@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:

www.brent.gov.uk/committees

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 significant enough to affect your judgement of a public interest and either it affects a financial position or relates to a regulatory matter then 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 of 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 or trade union).
- (b) The interests a 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 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 is the subject of a registrable personal interest.

Agenda

Introductions, if appropriate.

Item		Page
3	Application for a Variation to a Premises Licence by Jishal Goan Restaurant Ltd for the premises known as Jishal Goan Restaurant Ltd, 353 High Road, Wembley, HA0 2DJ, pursuant to the provisions of the Licensing Act 2003	1 - 4
4	Application for a New Premises Licence by MR3 Ltd for the premises known as Momo House, 2 Glenmore Parade, Ealing Road, Middx, HA0 4PJ, pursuant to the provisions of the Licensing Act 2003	5 - 6
5	Application for a new Premises Licence by This Way Entertainment Ltd for the premises known as Triangle, 248-252 High Street, London, NW10 4TD, pursuant to the provisions of the Licensing Act 2003	7 - 10

Date of the next meeting: Wednesday 6 February 2019



Please remember to **SWITCH OFF** your mobile phone during the meeting.

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

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From: ARKA LICENSING

Sent: 11 December 2018 10:40

To: Silva Rosa, Maria <Maria.SilvaRosa@brent.gov.uk>; Business Licence <business.licence@brent.gov.uk>

Cc: Seegoolam, Vanesha <Vanesha.Seegoolam@brent.gov.uk>; Patel, Yogini <Yogini.Patel@brent.gov.uk>

Subject: Re: Variation Licensing Ref 13802: Jishal Goan Restaurant, 535 High Road, Wembley HA0 2DJ

Importance: High

Dear Maria,

Thank you for your representation.

There are some points stated by you, need corrections:

1. Entertainment - only live music - it is a restaurant.
2. Rear yard wouldn't be used for any purposes by customers, it is only a fire escape route.

We would like to mention the following;

1. This is a restaurant, alcohol only be sold with table meal
2. The type of customers come to this restaurant are families
3. There are Bars nearby open 24 Hours for customers who wish to go for drinking/only.
4. This restaurant has been opening until 2am for licensable activities, 7 days a week, providing substantial food
5. There weren't be entertainment which may cause nuisance to neighbours, as this would be a live music only when family parties taking place or special events, such as Deevali

Applicant is happy to accept your condition stated, except condition 8.

As you know, restaurant has already late night refreshment until 2am, and it has been operating until 2am. thus consideration now 3am.

Considering the above, we would you like to consider 2am as a terminal hour for licensable activities, instead of 3am, it is to addressing your concerns.

I look forward to hearing from you soon.

Regards
Suresh Kanapathi

From: Silva Rosa, Maria
Sent: 26 November 2018 17:23
To: Business Licence <business.licence@brent.gov.uk>
Cc: arkalicensing.co.uk' Seegoolam, Vanesha <Vanesha.Seegoolam@brent.gov.uk>; Patel, Yogini <Yogini.Patel@brent.gov.uk>
Subject: Variation Licensing Ref 13802: Jishal Goan Restaurant, 535 High Road, Wembley HA0 2DJ

MEMORANDUM

LICENSING CONSULTATION

To: Business Licensing

From: Maria Silva Rosa (Enforcement Officer)
Our ref SR/13821/18

c.c. Vanesha Seegoolam (Administration Officer)
Yogini Patel (Service Manager)
Julian Dias (applicant)

Date: 26/11/2018

Premises: Jishal Goan Restaurant, 535 High Road, Wembley, HA0 2DJ

Type of Application: Variation (Extension of hours, live music and use of basement for licensable activities)

I confirm that I have considered the above proposal with regard to the prevention of public nuisance. On behalf of the Nuisance Control Team I would like to:
make representations to the variation on the following grounds

1. Use of basement for regulated entertainment including live music:

I have inspected the basement of the restaurant and note that it is not designed to contain entertainment noise. Potential areas of airborne noise breakout noted included the area around the existing rear door which leads onto the semi-enclosed lobby area.

2. Variation in hours:

Noise generated from patrons entering and exiting the premises during noise sensitive hours.- the application is seeking a terminal hour of 03.00hrs Monday to Sunday. Such an operation is likely to impact adversely upon immediate and nearby residents of residential dwellings (including flats above the shops on the High Road.

It is on these considerations that NCT recommend the application in its present form is not granted in order to prevent public nuisance.

Should the committee be minded to grant the variation premises licence the Nuisance Control Team request the following conditions:

1. Regulated entertainment shall not be permitted in the basement until such time as a scheme of acoustic treatment works approved by the Council's nuisance control team has been installed, completed and tested by a registered member of the Institute of Acoustics.
2. No noise or vibration shall be detectable at the nearest noise sensitive premises.
3. All speakers are mounted on anti-vibration mountings to prevent vibration transmission of sound energy to adjoining properties
4. The rear of the premises should not be used as a smoking area so as to avoid noise generated by patrons in the external area of the premises.
5. All doors and windows will remain closed during the licensed activities.
6. Entry to the premises will be restricted to the front entrance via the High Road whilst the premises is being used of the licensed activity
7. The applicant shall submit a dispersal policy to the satisfaction of all Responsible Authorities detailing how dispersal and how noise from dispersal will be managed so as to prevent public nuisance being experienced by neighbouring and nearby residents.
8. The operating hours should terminate at midnight (Sunday to Thursday) and upto 02.00 hrs (Friday and Saturday). All licensable activities should cease 30 minutes before the terminal time.

In order for the Nuisance Control Team to withdraw this representation, it will be necessary for the applicant to confirm that they accept the above conditions in writing/email.

Please do not hesitate to contact me if you wish to discuss this response further.

Kind regards

Maria L. Silva Rosa
Enforcement Officer

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Amended Application and agreed conditions

This bundle comprises the amendments to the application and the Operating Schedule.

3A

Premises Licence application as amended with agreed conditions

Premises Name; Momo Rotti

Address: 1-2 Glenmore Parade, Ealing Road, Wembley

Hours open to Public: 1000 to Midnight all 7 days

Sale of Alcohol On and OFF: 1000 to 2330 all 7 days

Late Night Refreshments: 2300 to 2330 all 7 days

Additional extensions; None

Conditions agreed from Police's and Licensing Authority's Representations:

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.
2. CCTV cameras shall be installed to cover all entrances including the doorway to the neighbouring property at number 3-4 Glenmore Parade. The CCTV system shall be capable of obtaining clear facial recognition images and a clear head and shoulder image of every person entering or leaving the premises.
3. A suitable intruder alarm shall be fitted and maintained
4. Any staff directly involved in selling alcohol for retail to consumers, staff who provide training and all managers will undergo regular training of Licensing Act 2003 legislation. This will be documented and signed for 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.
5. Customers shall not be permitted to take open drink containers outside the premises as defined on the plan submitted to and approved by the Licensing Authority.
6. The front of the premises is the only option for smokers. The amount outside smoking shall be capped at 6 and ash tray(s) shall be provided avoiding any littering.
7. A 'Challenge 25' policy shall be adopted and adhered to all times.
8. An incident/refusal book 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 details (including day, date, time, summary of incident) of any of 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.
9. All 'OFF Sales' must accompany a meal order and an age verification policy must be in place at the point of order and at the point of delivery/supply. Delivery drivers must be instructed to verify the identification by means of photo ID if it appears the person being delivered alcohol appears to be aged under 25 (Refusals log – as below)
10. Notices asking customers to leave quietly shall be conspicuously displayed at all exits.

DISPERSAL POLICY

1. Purpose of the policy

1.1 The management of Triangle Club recognises the need for a comprehensive and considered dispersal policy in order to avoid potential disorder and disturbance at the end of the evening. The following policy outlines the steps that the management of Triangle Club put together to minimise the potential risk and ensure a safe, orderly and quiet egress by the customers.

1.2 The management of Triangle Club recognises the importance of clearing the immediate vicinity of the licensed premises at the end of the event making sure that all our customers leave without causing disturbance or any other disorder.

2. Responsibilities

2.1 The Duty Manager will ensure that this policy is adhered inside the premises and in the vicinity of the premises.

2.2 The Duty Manager will be on duty to supervise the dispersal at the end of the night along with the Door Supervisors. The Door Supervisors will be wearing high visibility jackets so their presence will be visible and more effective.

2.3 The management will constantly monitor the implementation of this dispersal policy, a log will be kept to identify any weaknesses and recommendations in regards to future training or implementation requirements.

2.4 Any person identified as not conforming to the dispersal policy's or not following instructions will not be allowed entry to the venue in future and this will be entered in the incident log.

3. Policy

3.1 Customers are forbidden from taking alcohol or glassware off the premises. This will be indicated by both clear signage near relevant exits and staff announcements. SIA Door supervisors are on duty and will have particular responsibility for ensuring that no alcohol or glassware leaves the premises.

3.2 Customers will be asked to leave the venue in a quiet and responsible fashion. This will be indicated by both clear signage near relevant exits and announcements done by the DJ at regular intervals 12 am onwards.

3.3 Customer will be encouraged to wait inside for taxi and offered water while waiting.

3.4 Customers will be encouraged to leave gradually over the course of the permitted drinking up period and not herded out when licensable activity ceases. Any customers found loitering outside the premises will be asked politely to leave quietly.

3.5 During the whole time of dispersal of customers from the vicinity wardens in high visibility jackets, supported by SIA registered door supervisors will patrol the immediate areas of the premises. This will be done to ensure that a swift and efficient dispersal of the area to ensure that local residents are not disturbed.

3.6 Customers will not be allowed to re-enter the Venue after 02:00 or after the venue is closed.

3.7 Signs will be displayed at the exit to remind patrons to use the bathroom facilities before they leave the venue.

3.8 Details of public transport and taxi services will be available to customers, either with signage or by the availability of leaflets, business cards, maps etc.

3.9 The Venue has a relationship with a local taxi provider who is offering the

customers leaving the venue a very competitive and convenient service.

3.10 Notices will be displayed within the immediate area asking customers to respect the neighbours and to disperse from the area.

3.11 Local residents are aware of the Duty Manager contact number and email address to contact with any issues this will be displayed at the front of the premises.

3.12 If staff are required to contact the authorities, all incidents will be logged in accordance with the venue's policies and the terms of its license.

3.13 Any customer not adhering to the instructions of the warden will be refused entry to the venue in future.

3.14 Duty Manager will have contact with the Door Supervisors of the Venue Via Radio.

3.15 All Staff will receive training with regards to this policy which will be fully documented.

The Management of Triangle

Signed

DESIGNATED PREMISES SUPERVISOR

Print name.....

PREMISES LICENCE HOLDER

Print name

Dated