



Alcohol and Entertainment Licensing Sub-Committee (C) – Supplementary

Thursday 1 August 2013 at 7.00 pm

Board Room 1&2 - Civic Centre, Engineers Way,
Wembley HA9 0FJ

Membership:

Members

Councillors:

Harrison (Chair)
Hunter
Jones

first alternates

Councillors:

Allie
HM Patel
Beswick

second alternates

Councillors:

Arnold
Sneddon
Mrs Bacchus

For further information contact: Toby Howes, Senior Democratic Services Officer
020 8937 1307, toby.howes@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

Agenda

Introductions, if appropriate.

Apologies for absence and clarification of alternate members

Item	Page
5 Application by Louriston Lorainey for a Temporary Event Notice (TENS) for Bar 07 ltd (formally Masters), 217 Kenton Road, HA9 0HD	1 - 14



- 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.

LICENSING ACT 2003

Application for a Temporary Event Notice

1. The Application

Name of Applicant:	Louriston Lorainey
Name & Address of Premises:	Bar 07 Ltd (Formally Masters)
	217 Kenton Road
	HA3 0HD
Applicants Agent:	None

1. Application

The application is for the provision of regulated entertainment, late night refreshments and the sale of alcohol.

The event is a birthday party and the applicant is seeking extended hours from 2000 hrs on 3rd August to 05:00hrs on Sunday 4th August 2013.

2. Background

A premises licence review took place on 9th July 2013 following an expedited review where members agreed for all licensing activities to cease at 0100 hrs.

3. Promotion of the Licensing Objectives

None

4. Relevant Representations

Representations have been received from the police.

5. Interested Parties

None

6. Policy Considerations

Paragraph Nos: 8.1 – 8.4

8.1 Where responsible authorities and interested parties do not raise any relevant representations regarding the application made to the council, the council will grant the licence or certificate subject only to the conditions that are consistent with the operating

schedule or club operating schedule and any mandatory conditions prescribed in the Act itself.

8.2 Where responsible authorities and interested parties raise relevant representations, the council may, if it is satisfied at a hearing or otherwise, impose conditions where considered necessary for the promotion of the licensing objectives.

8.3 Any conditions attached by the council or submitted by the applicant must focus on the direct impact of the activities taking place at licensed premises, on those attending the premises and residents and persons working in the area.

8.4 Any conditions attached to licences will be tailored to the individual needs, style and characteristics of the particular premises and events concerned and will be drawn from a 'model pool of conditions' (where appropriate) to the particular premises.

7. Associated Papers

- A. Copy of TEN notification form
- B. Copy of Representation
- C. Location map



Temporary Event Notice

Before completing this notice please read the guidance notes at the end of the notice. If you are completing this notice by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written or typed in black ink. Use additional sheets if necessary.

You should keep a copy of the completed notice for your records. You must send at least one copy of this notice to the licensing authority and additional copies must be sent to the chief officer of police and the local authority exercising environmental health functions for the area in which the premises are situated. The licensing authority will give to you written acknowledgement of the receipt of the notice.

I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

1. Your name			
Title	Mr <input checked="" type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)		
Surname	Loralney		
Forenames	Louriston		
2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)			
Title	Mr <input checked="" type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)		
Surname	LORAINIE		
Forenames	LOURISTON		
3. Your date of birth	Day	Month	Year
4. Your place of birth	C		
5. National Insurance Number	1		
6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)			
Bar 07 Limited 217 Kenton Road			
Post town Harrow		Post code HA3 0HD	
7. Other contact details			
Telephone numbers Daytime			
Evening (optional)			
Mobile (optional)			
Fax number (optional)			

E-Mail Address (if available)	louriston@picknmixrecruitment.co.uk
8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)	
Post town	Post code
9. Alternative contact details (if applicable)	
Telephone numbers: Daytime	
Evening (optional)	
Mobile (optional)	
Fax number (optional)	
E-Mail Address (if available)	

Please give the address of the premises where you intend to carry on the licensable activities or if it has no address give a detailed description (including the Ordnance Survey references) (Please read note 2)	
Bar 07 Limited 217 Kenton Road Harrow HA3 0HD	
Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below.	
Premises licence number	201354
Club premises certificate number	
If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3)	
Please describe the nature of the premises below. (Please read note 4)	
Wine bar	
Please describe the nature of the event below. (Please read note 5)	
Birthday Party	

Please state the licensable activities that you intend to carry on at the premises (please mark an "X" next to the licensable activities you intend to carry on). (Please read note 6)		
The sale by retail of alcohol	x	
The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club	x	
The provision of regulated entertainment	x	
The provision of late night refreshment	x	
Are you giving a late temporary event notice? (Please read note 7)	x	
Please state the dates on which you intend to use these premises for licensable activities. (Please read note 8)		
3 rd August 2013		
Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 9)		
20.00 hours – 05.00 hours		
Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 10)	120	
If the licensable activities will include the supply of alcohol, please state whether the supplies will be for consumption on or off the premises, or both (please mark an "X" next to the appropriate box). (Please read note 11)	On the premises only	x
	Off the premises only	<input type="checkbox"/>
	Both	<input type="checkbox"/>

Do you currently hold a valid personal licence? (Please mark an "X" in the box that applies to you)		Yes x	No <input type="checkbox"/>
If "Yes" please provide the details of your personal licence below.			
Issuing licensing authority	Brent Council		
Licence number			
Date of issue	February 2005		
Date of expiry	28 th February 2023		
Any further relevant details			

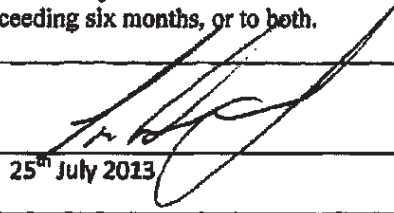
Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice? (Please mark an "X" in the box that applies to you)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the number of temporary event notices you have given for events in that same calendar year		
Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice? (Please mark an "X" in the box that applies to you)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? (Please mark an "X" in the box that applies to you)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices your associate(s) have given for events in the same calendar year	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice? (Please mark an "X" in the box that applies to you)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? (Please mark an "X" in the box that applies to you)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices your business colleague(s) have given for events in the same calendar year.		
Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice? (Please mark an "X" in the box that applies to you)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

Send at least one copy of this notice to the licensing authority for the area in which the premises are situated	<input checked="" type="checkbox"/>
Send a copy of this notice to the chief officer of police for the area in which the premises are situated	<input checked="" type="checkbox"/>
Send a copy of this notice to the local authority exercising environmental health functions for the area in which the premises are situated	<input checked="" type="checkbox"/>

If the premises are situated in one or more police areas, send a copy of this notice to each additional chief officer of police	<input type="checkbox"/>
If the premises are situated in one or more local authority areas, send a copy of this notice to each additional local authority exercising environmental health functions	<input type="checkbox"/>
Make or enclose payment of the fee for the application	x <input type="checkbox"/>
Sign the declaration in Section 9 below	x <input type="checkbox"/>

It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

The information contained in this form is correct to the best of my knowledge and belief.	
I understand that it is an offence:	
(i) to knowingly or recklessly make a false statement in connection with this temporary event notice and that a person is liable on conviction for such an offence to a fine up to level 5 on the standard scale; and	
(ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both.	
Signature	
Date	25 th July 2013
Name of Person signing	Louriston Lorainey

For completion by the licensing authority

I acknowledge receipt of this temporary event notice.	
Signature	 On behalf of the licensing authority
Date	
Name of Officer signing	

Please return two copies of the completed form with your payment to:-

Brent Council
Safer Streets
Brent House, 3rd Floor West
349-357 High Road
Wembley
Middlesex
HA9 6BZ

☎ 020 8937 5359 Fax: 020 8937 5357
Email: environmentandprotection@brent.gov.uk

Cheques should be crossed and made payable to London Borough of Brent.

Please send one copy of the completed form to:

Chief Officer of Police
Wembley Police Station
603 Harrow Road
Wembley
Middlesex
HA0 2HH

Brent Council
Safer Streets/Licensing and Pollution
Brent House, 3rd Floor
Wembley
Middlesex
HA9 6BZ

Tel: 020 8733 3206

Tel: 020 8937 5252

***Data Protection:** The London Borough of Brent will use this information for the purposes of The Licensing Act 2003 and related purposes. Any member of the public may examine the application form on request. In addition, this information may be disclosed to the Police, The London Fire and Emergency Planning Authority, relevant ward Councillors and other Council departments.*

This authority is under a duty to protect the public funds it administers, and to this end may use the information you have provided on this form for the prevention and detection of fraud. It may also share this information with law enforcement agencies and other bodies responsible for auditing or administering public funds for these purposes. For further information, see Brent Council's privacy statement <http://www.brent.gov.uk/privacy>.

Information on the Licensing Act 2003 is available on the website of the Department for Culture, Media and Sport (http://www.culture.gov.uk/alcohol_and_entertainment/default.htm) or from your local licensing authority.

Official Use Only.	Fee <input type="checkbox"/>	Application <input type="checkbox"/>
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The Licensing Manager
Environmental Protection
Brent Civic Centre
Engineers Way
HA9 0FJ

**QK - Brent Borough
QD - Licensing Department**

Wembley Police Station
603 Harrow Road
Wembley
HA0 2HH
Telephone: 020 8733 3206
Email:
nick.mortimer@met.police.uk
www.met.police.uk
Your ref:
Our ref: 01QK/434/13/NM
30th July 2013

Police Objection to the Temporary Event Notice for Masters, 217 Kenton Road. HA3 0HD

I certify that I have considered the notice 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.

Officer: Nick Mortimer, Licensing Officer

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 Notice has been given under section 100 Licensing Act 2003 by Mr Louriston Lorainey received in this office on the 26th July 2013. The application is to host a "Birthday Party" on 3rd August from 2000hrs until 0500 the following day.

Police are formally objecting to the notice under section 104 Licensing Act 2003. The Police objection is primarily concerned with the Crime and Disorder and Public Safety objectives. In addition this premise appeared before the Licensing Committee on 9th July 2013 and as a result of the evidence given the following judgment was made:

*Having considered the application by the Metropolitan Police to review the premises licence for 'Masters Free House' (217 Kenton Road, Harrow, HA3 0HD) pursuant to the provisions of the Licensing Act 2003 the Sub-Committee resolved that the **premises licence continue in force, subject to amendments to the hours of licensable activities and opening hours and amendments to some of the conditions and additional conditions.***

1. *that the hours during which licensable activities be permitted on the premises be amended to:-*

Monday to Sunday – 10:00 to 01:00 (the following day)

2. *that the hours during which the premises be permitted to remain open be amended to:*

Monday to Sunday – 10:00 to 01:30 (the following day)

- (ii) *that the following conditions on the premises licence be amended to:-*

Annexe 2

Condition 1 – to be deleted

Condition 2 to read – A minimum of two door supervisors with a gender mix shall be employed from 21.:00 hours on any day where the premises are open for the sale of alcohol past midnight and that the door supervisors wear high visibility clothing.

Condition 6 to read – All CCTV recordings shall be kept for 31 days and shall be made available to police and licensing officers on demand

Condition 17 – to be deleted

- (iii) *that the following conditions be added to the premises licence:-*

1. *A refusal book shall be kept and maintained at all times and reasons for refusal to be cited in the book which is to be made available to police and licensing officers on demand.*
2. *Toilets shall be checked every two hours for the use of drugs and other illegal activities.*

3. *Notices clearly explaining the licensee's drugs policy shall be displayed at the entrance and at suitable places throughout the premises.*
4. *The locks and flush latches on the exit doors and gates shall be unlocked and kept free from fastenings other than push bars and pads whilst the public are on the premises.*
5. *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).*

The Alcohol and Entertainment Licensing Sub-Committee (A) accepted the evidence of the police that there had been numerous incidents of crime and disorder in and around the premises in the last two years and these primarily had occurred between 02:30 and 04:30 in the morning. Furthermore, it was noted, as reported by the police, and accepted by the premises licence holder, that patrons were being admitted to the premises after 00:30, in breach of the condition stating that there is to be no entry or re-entry after this time. In view of this, the Sub-Committee felt that it was appropriate and reasonable to reduce the hours of licensable activities and opening hours, and to amend and add conditions accordingly on the premises licence in order to help the premises licence holder uphold the licensing objectives (prevention of crime and disorder, prevention of public nuisance, ensuring public safety and protecting children from harm.)

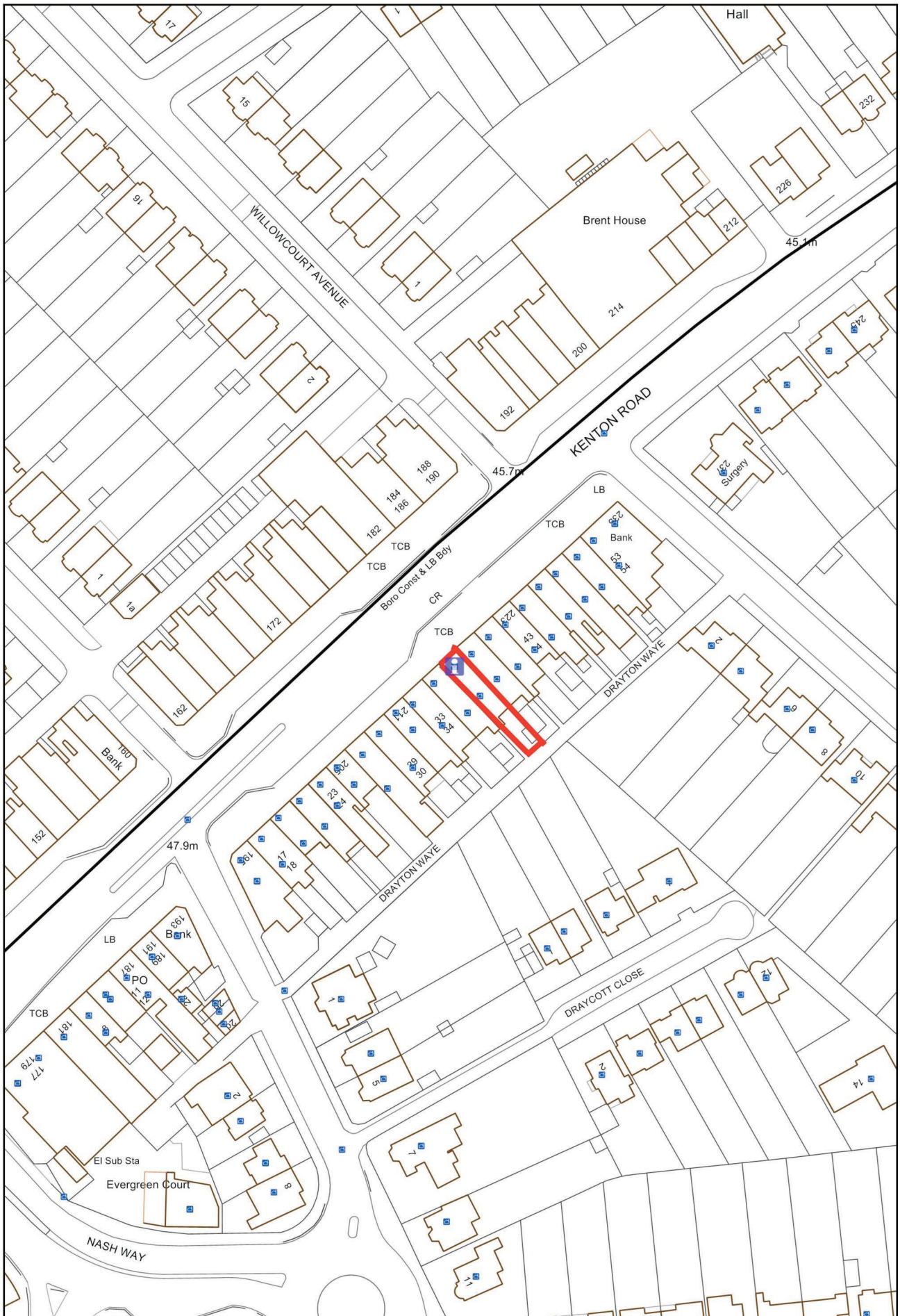
The Alcohol and Entertainment Licensing Sub-Committee (A) also added an informative advising the premises licence holder that they are required to submit an application for variation of the premises licence in relation to changes that had taken place with regard to the internal layout of the premises within eight weeks to the Licensing Authority.

Only three weeks have passed since this judgement and there has been little time or opportunity for the premise to address the issues and concerns highlighted above. It is therefore my opinion that the licensing objectives of Crime and Disorder and Public Safety are still an issue and nothing in the information supplied reduces that risk.

Yours sincerely

Nick Mortimer
Licensing Officer
Brent Police

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