

London Borough of Brent – Decisions taken by the Alcohol and Entertainment Licensing Sub-Committee (B) on Tuesday, 25 January 2011

Agenda Item No	Topic	Decision
1.	Declarations of Personal and Prejudicial Interests (if any)	None declared.
2.	Application by the Metropolitan Police for a review of the premises licence for 'Jet 7 Sete' (248-252 High Street, Harlesden, London, NW10 4TD) pursuant to the provisions of the Licensing Act 2003	<p>Having considered the application by the Metropolitan Police to Review the Premises Licence for 'Jet 7 Sete' (248-252 High Street, Harlesden, London, NW10 4TD) ("the premises") pursuant to the provisions of the Licensing Act 2003 the Sub-Committee resolved that the <b>premises licence continue in force subject to amendments to the premises licence and conditions as follows:-</b></p> <p>(i) that the following hours for the provision of all licensable activities be specified:-</p> <p>(a) that all licensable activities cease by 02.00 (the following day) Sunday to Thursday and 03.30 (the following day) Friday and Saturday</p> <p>(b) that the premises remain open until 30 minutes past these times</p> <p>(c) that all licensable activities permitted on the existing licence to commence at the hours specified on the licence Monday to Sunday</p> <p>(ii) that the following conditions be added to the licence in addition to the existing conditions:-</p> <p>(a) that all conditions as agreed with the police be attached to the licence, subject to the following amendment to condition 7:-</p> <p>Replace "appropriately dressed" with 'in smart casual dress". Smart casual dress not to include football tops, hooded tops, sports tops, jeans or trainers.</p>

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		<p>The conditions are as follows:-</p> <ol style="list-style-type: none"> <li>1. Admission to club by Club Scan, photographic ID to be produced by all patrons (driving licence, passport, oyster card) to staff and electronic records to be kept on Club Scan and checked every time a patron attends the premises.</li> <li>2. Police officers shall be given unhindered access via the internet to view live images from the CCTV at any time when the premises is open to the public.</li> <li>3. The front smoking area is to be limited to 10 persons at any one time and there is to be no consumption of alcohol, soft drinks or food. Area to be monitored by door staff.</li> <li>4. The rear fire exit is to remain closed and only be used in the case of emergency.</li> <li>5. No persons are to be permitted to remain at the rear of the club premises.</li> <li>6. One toilet attendant in each of the male and female toilets at all times during licensing hours.</li> <li>7. The management reserve the right to refuse entry to all persons not in smart casual dress. Smart casual dress not to include football tops,</li> </ol>

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		<p>hooded tops, sports tops, jeans or trainers.</p> <p>8. Management to have a dedicated cab firm and must ensure that all cabs are booked via the in-house booking system.</p> <p>9. Notices explaining the licensee’s policy on admissions and searching shall be placed at each entrance.</p> <p>10. The licensee shall undertake a risk assessment agreed by the police and licensing authority of any significant promotion or event, using the Metropolitan Police Service/Event Risk Assessment Form (Form 696) or an equivalent and provide a copy to the Metropolitan Police and Brent Licensing Unit not less than 14 days before the event is due to take place.</p> <p>11. Where an event has taken place the licensee shall complete a Debrief Risk Assessment Form (Form 696A) and submit this to the Metropolitan Police and Brent Licensing Unit within three days of the conclusion of the event.</p> <p>The Alcohol and Entertainment Licensing Sub-Committee (B) felt that the additional conditions and the revised operating hours would meet the licensing objectives (prevention of crime and disorder, public safety, the prevention of public nuisance, the protection of children from harm) and accordingly agreed that the premises licence should remain in force.</p>

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3.	Application by Valeart Design Ltd to vary the premises licence for 'The Misty Moon' (312-314 Neasden Lane, London, NW10 0AD) pursuant to provisions of the Licensing Act 2003	The sub-committee was informed that the application had been withdrawn before the meeting and accordingly this matter did not need to be considered.
4.	Application by Akhtar Hayat for a premises licence for 'Paul's Fish Bar' (800 Harrow Road, Sudbury, HA0 3EL) pursuant to provisions of the Licensing Act 2003	<p>that the application by Javid Ahkter for a Premises Licence for 'Paul's Fish Bar' (800 Harrow Road, Sudbury, HA0 3EL) ("the premises") pursuant to the Licensing Act 2003 <b>be granted with conditions.</b></p> <p>(i) that the following hours for the provision of licensable activities be agreed:-</p> <p>that the hours during which the applicant is permitted to supply late night refreshment off the premises be:</p> <p>Monday to Sunday – 23:00 to 05.00 (the following day)</p> <p>(iii) that the conditions as set out by the police in their written representation be attached to the licence.</p> <p>The Alcohol and Entertainment Licensing Sub-Committee (B) acknowledged the concerns raised by the police in their representations in respect of prevention of crime and disorder and prevention of public nuisance in the area, however it felt the</p>

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		conditions attached would be sufficient to address these licensing objectives and there was no evidence to suggest that the applicant would undermine the licensing objectives and accordingly approved the application for a premises licence.
5.	Application by William Hill Organisation Ltd to vary the betting premises licence for 'William Hill' (536 Kingsbury Road, London, NW9 9HH) pursuant to provisions of the Licensing Act 2003	The sub-committee was informed that all relevant representations had been withdrawn before the meeting and accordingly this matter did not need to be considered.
6.	Application by Samia Asah for a premises licence for 'Al-Asad' (268 Preston Road, Wembley, HA3 0PY) pursuant to provisions of the Licensing Act 2003	<p>that the application by Samia Asah for a premises licence for 'Al-Asad' (268 Preston Road, Wembley, HA3 0PY) ("the premises") pursuant to the provisions of the Licensing Act 2003 be <b>refused</b>.</p> <p>The Alcohol and Entertainment Licensing Sub-Committee (B) accepted the police's evidence in their representation with regard to incidences of breaching of the licensing regulations, both when the premises was licensed and subsequent to its licence being revoked. It was noted that each application should be considered on its own individual merits, however the Sub-Committee did not feel that there was sufficient documentary evidence to show that the premises had changed ownership by the deduction of title. In addition, it was felt that the application lacked material detail as to how the licensing objectives (the prevention of crime and disorder, public safety, the prevention of nuisance, the protection of children from harm) would be met. . It was further</p>

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		<p>considered whether the premises licence holder would have sufficient management experience of dealing with the premises in an efficient and effective way in order to be able to uphold the licensing objectives. Having considered all of the evidence, government guidance under s.182 of the Licensing Act 2003 and the Councils licensing policy the application was refused.</p>
7.	<p>Application by Rajaratnam Ranjithkumar for a personal premises licence pursuant to provisions of the Licensing Act 2003</p>	<p>that the application by Rajaratnam Ranjithkumar for a personal premises licence pursuant to the Licensing Act 2003 be <b>refused</b>.</p> <p>The applicant has an unspent conviction against him of a relevant offence under Schedule 8 of the Licensing Act 2003. The sub-committee therefore has a duty to consider the application on its individual merits. Evidence was put forward by the police on the basis that all reasonable efforts had been made to contact the applicant but to no avail. The police object to the grant of a personal licence as they are satisfied that granting the application would undermine the licensing objective (the prevention of crime and disorder).</p> <p>By paragraph 4 of the statutory guidance, the Secretary of State recommends that where the police have issued an objection notice, refusal of the application shall be automatic unless there are “exceptional and compelling circumstances” which justify granting the same. Accordingly, no such representations were made.</p> <p>The Alcohol and Entertainment Licensing Sub-Committee (B) considered that as the applicant had a relevant unspent conviction outstanding, had failed to respond to police requests to discuss his application and had not attended the sub-committee meeting,</p>

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		nor provided evidence to suggest there were exceptional or compelling circumstances it was considered in all of the circumstances of the case that the applicant would not uphold the licensing objective for the promotion of crime and disorder and accordingly the application was refused.
8.	Application by Li Hua Tan for a premises licence for 'Chasing Dragon' (299 High Road, London, NW10 2JY) pursuant to provisions of the Licensing Act 2003	The sub-committee was informed that all relevant representations had been withdrawn before the meeting and accordingly this matter did not need to be considered.