

London Borough of Brent – Decisions taken by the Alcohol and Entertainment Licensing Sub-Committee (B) on Wednesday 2 April 2014

Agenda Item No	Topic	Decision
1.	Declarations of personal and prejudicial interests	None declared.
2.	Application by 'Location Cafe' for a premises licence for '232 High Road' (London, NW10 2NX) pursuant to the provisions of the Licensing Act 2003	<p>That the application by 'Location Cafe' for a premises licence for '232 High Road' (London, NW10 2NX) pursuant to the provisions of the Licensing Act 2003 be <b>refused</b>.</p> <p>The Alcohol and Entertainment Licensing Sub-Committee (B) noted that this was the second occasion in which the applicant had failed to attend a hearing, despite the applicant having been advised that their application may still be heard in their absence should they fail to attend again without providing a valid reason. As such, the Sub-Committee felt it was reasonable and in the public interest to consider the application in their absence in accordance with Regulation 20 (3) of the Licensing Act 2003 (Hearings) Regulations 2005. Upon considering the application, the Sub-Committee felt that the evidence submitted by the police was so overwhelming that a refusal on the grounds of public safety was justified in the circumstances, particularly in respect of dense smoke being identified as a cause for concern in an enclosed area within the premises and with regard to fire safety thereby posing an element of risk to the public on evacuation.</p>
3.	Application by Memik Cagin for a variation of the premises licence for 'Mir Food Centre' (451-453 Kingsbury Road, London, NW9 9DY) pursuant to the provisions of the Licensing Act 2003	<p>That the application by Memik Cagin for a variation of the premises licence for 'Mir Food Centre' (451-453 Kingsbury Road, London, NW9 9DY) pursuant to the provisions of the Licensing Act 2003 be <b>refused</b>.</p> <p>The Alcohol and Entertainment Licensing Sub-Committee (B) had serious concerns</p>

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		<p>regarding the lack of knowledge of all four licensing objectives (prevention of crime and disorder, prevention of public nuisance, ensuring public safety and protecting children from harm) demonstrated by the premises licence holder/designated premises supervisor at the hearing and therefore also of his ability to be able to provide the necessary level of training pertaining to licensing matters to employed staff in an efficient and effective manner. In view of this apparent lack of knowledge, the Sub-Committee felt that the applicant would be unable to uphold the licensing objectives if Members were minded to approve the variation and in the circumstances it had no option as a responsible Licensing Authority but to refuse the application when considering the Council's statement of licensing policy and amended Government Guidance issued under section 182 of the Licensing Act 2003</p> <p>The Alcohol and Entertainment Licensing Sub-Committee (B) added an informative advising that the premises licence holder/designated premises supervisor undertake refresher licensing training in order to help them understand their roles fully to uphold the licensing objectives. A further informative was also issued to the applicant advising that the opening hours of the premises was a planning consideration and should be taken up with the Council in it's capacity as Local Planning Authority.</p>