



# Brent

## Alcohol and Entertainment Licensing Sub-Committee (C)

**Tuesday 5 August 2014 at 10.00 am**  
Boardroom - Brent Civic Centre, Engineers Way,  
Wembley, HA9 0FJ

### Membership:

<b>Members</b>	<b>Substitute Members</b>
Councillors: Long (Chair) Hoda-Benn McLeish	Councillors: Ahmed, Bradley, Chohan, Duffy, Hector and Tatler

**For further information contact:** Peter Goss, Democratic Services Manager  
0208937 1353, [peter.goss@brent.gov.uk](mailto:peter.goss@brent.gov.uk)

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# Agenda

Introductions, if appropriate.

Apologies for absence and clarification of alternate members

Item	Page
<b>1</b>	
<b>Declarations of personal and prejudicial interests</b>	
Members are invited to declare at this stage of the meeting, any relevant financial or other interest in the items on this agenda.	
<b>2</b>	<b>1 - 18</b>
<b>Application by Metropolitan Police for the review of the premises licence for No8 Bar, 305 High Road, Willesden</b>	



- 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 the Expedited Review a Premises Licence

Name of Applicant:	Metropolitan Police
Name & Address of Premises:	Bar No. 8, 305 Willesden High Road, London NW10 2JT
Applicants Agent:	

#### 1. Application

The application is for the expedited review of a premises licence held by Tubby Limited, 305 Willesden High Road, London NW10 2JT. The premises are known as Bar No. 8, 305 Willesden High Road, London NW10 2JT

#### 2. Grounds for Review

The grounds for review are serious crime and serious disorder.

#### 3. Relevant Representations

Representation has been received from Sam Lewis-Evans of the Metropolitan Police.

#### 4. Background

These premises are currently licensed for the sale of alcohol and regulated entertainment from 0700-0300 on Monday, Thursday, Friday, Saturday and 0700-0200 on Tuesday, Wednesday and Sunday

The Designated Premises Supervisor is Benjamin Rupert Lai

In November 2005, the licensing authority issued the licence.

Members should note that only police officers can apply for an expedited review and only where they consider the premises are associated with serious crime, serious disorder or both.

The expedited review may only be used where alcohol is sold or served.

When hearing an expedited review the Committee may take interim steps pending a full review of the licence which must take place within 28 days. The steps a Committee may take are:

- To modify, remove or add conditions
- To exclude the sale of alcohol or other licensable activity
- Remove the Designated Premises Supervisor
- Suspend the licence.

#### 7. Associated Papers

- A. Copy of Review Application
- B. Copies of supporting evidence
- C. Copy of Current Licence

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## Certificate under Section 53A(1)(b) of the Licensing Act 2003

Working together for a safer London

**Metropolitan Police Service**  
**New Scotland Yard**  
**8-10 Broadway**  
**London**  
**SW1H 0BG**

I hereby certify that in my opinion the premises described below are associated with:

both serious crime and serious disorder

Premises (include business name and address and any other relevant identifying details):

No 8 Bar and Hostel  
 305 High Road  
 Willesden  
 NW10 2JT

Premises licence number (if known):

Name of premises supervisor (if known): Ben LAI

I am a Superintendent<sup>1</sup> in the Metropolitan Police Service.

<sup>1</sup>Insert rank of officer giving the certificate, which **must be** superintendent or above.

I am giving this certificate because I am on the opinion that other procedures under the Licensing Act are inappropriate in this case because<sup>2</sup>:

The premises was the venue of a serious assault where one customer was glassed in the face by another customer on 31/7/14, this is the second serious glassing incident within 12 months.

Other procedures have been considered but do not address the long term issue. A standard review could take months to reach a conclusion especially if taken to appeal and the evidence

The expedited process is necessary to apply with immediate effect a condition to the premises licence of:

Only plastics and/or polycarbonates to be used for the consumption of alcohol, in addition no glassware is to be handed over the bar, all bottled drinks are to be decanted.

This is deemed an appropriate and proportionate measure in view of the above evidence and to reduce any further threat to public safety and prevent further crime and disorder.

<sup>2</sup>Give a brief description of why other procedures such as a standard review process are thought to be inappropriate, e.g. the degree of seriousness of the crime and/or disorder, the past history of compliance in relation to the premises concerned.

Signed:

*N. Covert Supt*

Date:

*1.8.2014.*

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## No 8 Bar Crimes August 2013 to August 2014

CRIS : 1918126/13 Victim was hit in the face with glass causing swelling and cut to face requiring hospital treatment 08/08/2013 0115 Assault by one customer on another whilst discussing who had the best life -8/8/13

1918297/13 By suspect punching the victim in the face after victim asked suspect's girlfriend for a lighter 10/08/2013 0310 VIW 1 is currently a guest at the No 8 hotel in Willesden. At about 0310 hours he went outside in order to smoke a cigarette. He was outside the hostel at the junction with Churchmead Road. He did not have a light on him so asked a passing female for a light. She was with Susp 1, who immediately punched him in the nose. The suspect and the female then walked off and got on a bus, towards Kilburn. VIW 1 said he had not seen the suspect before the incident - 12/8/13

1918539/14 VIW1 and 2 were in the bar drinking when approached by the SUSP who smashed a glass in VIW1 face and punched VIW2 a number of times.

31/07/2014 1840

As police were trying to deal with Suspect, \*\*\*\*\* came around the corner. He was bleeding profusely from his head. He stated that Suspect had picked up a glass and smashed it in his face. Police attended No 8 bar where the incident happened and located \*\*\*\*\* who had been punched in the face a number of times by Suspect, causing swelling to his left cheek and chin. \*\*\*\*\*, an independant witness in the bar, stated that he saw Suspect smash a glass in \*\*\*\*\* face and punch \*\*\*\*\* between 5-10 times in the face. \*\*\*\*\* stated that once he left no 8 bar, Suspect tried to follow him and attack him again but he managed to get away from it. After SUSP had been arrested he said "ITS A BIT OF A PERSONAL BETWEEN THOSE TWO GEEZERS, I SORTED IT OUT TONIGHT" - 1/8/14

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# London Borough of Brent

## Premises Licence

### PART A

*This Premises Licence was granted by Brent Council, Licensing Authority for the area of the Borough of Brent under the **Licensing Act 2003**.*

Signed.....  
Director of Environment and Culture

Date: 17 August 2007

**Licence number 181042**

**Licence start date: 24/11/2005**

#### Part 1 - Premises Details

No.8, 305 High Road, London, NW10 2JT  
Telephone: 020 8451 3981

*Licensable activities and the times authorised by this licence*

#### Films:

Day	Start Time	End Time
Monday	07:00	03:00
Tuesday	07:00	02:00
Wednesday	07:00	02:00
Thursday	07:00	03:00
Friday	07:00	03:00
Saturday	07:00	03:00
Sunday	07:00	02:00

**Indoor Sporting Events:**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	07:00	03:00
Tuesday	07:00	02:00
Wednesday	07:00	02:00
Thursday	07:00	03:00
Friday	07:00	03:00
Saturday	07:00	03:00
Sunday	07:00	02:00

**Live Music:**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	07:00	02:00
Tuesday	07:00	01:00
Wednesday	07:00	01:00
Thursday	07:00	02:00
Friday	07:00	02:00
Saturday	07:00	02:00
Sunday	07:00	01:00

**Recorded Music:**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	07:00	03:00
Tuesday	07:00	02:00
Wednesday	07:00	02:00
Thursday	07:00	03:00
Friday	07:00	03:00
Saturday	07:00	03:00
Sunday	07:00	02:00

### **Performances of Dance:**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	07:00	02:00
Tuesday	07:00	01:00
Wednesday	07:00	01:00
Thursday	07:00	02:00
Friday	07:00	02:00
Saturday	07:00	02:00
Sunday	07:00	01:00

### **Provision of Entertainment Facilities for Making Music:**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	07:00	02:00
Tuesday	07:00	01:00
Wednesday	07:00	01:00
Thursday	07:00	02:00
Friday	07:00	02:00
Saturday	07:00	02:00
Sunday	07:00	01:00

Non standard timings: From the end of permitted hours New Years Eve to the start of permitted hours on New Year Day.

### **Provision of Entertainment Facilities for Dancing:**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	07:00	02:00
Tuesday	07:00	01:00
Wednesday	07:00	01:00
Thursday	07:00	02:00
Friday	07:00	02:00
Saturday	07:00	02:00
Sunday	07:00	01:00

Non standard timings: From the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.

### Provision of Late Night Refreshment:

Day	Start Time	End Time
Monday	23:00	03:00
Tuesday	23:00	02:00
Wednesday	23:00	02:00
Thursday	23:00	03:00
Friday	23:00	03:00
Saturday	23:00	03:00
Sunday	23:00	02:00

### Supply of Alcohol:

Day	Start Time	End Time
Monday	07:00	02:00
Tuesday	07:00	01:00
Wednesday	07:00	01:00
Thursday	07:00	02:00
Friday	07:00	02:00
Saturday	07:00	02:00
Sunday	07:00	01:00

Non standard timings: Christmas Eve permitted hours from 07.00hrs to 01.00hrs (the following day)

Whether alcohol is authorised to be supplied on or off the premises: **Both**

## The Opening Hours of the Premises:

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	07:00	03:00
Tuesday	07:00	02:00
Wednesday	07:00	02:00
Thursday	07:00	03:00
Friday	07:00	03:00
Saturday	07:00	03:00
Sunday	07:00	02:00

Non standard timings: Christmas Eve permitted hours from 07.00hrs to 02.00hrs (the following day)

To remain open for the carrying on of licensable activities from the end of permitted hours on New Year's Eve to the commencement of permitted hours on the day following under the Licensing Act 1964

## Part 2

### Details of Holder of Premises Licence:

Name: Tubby Limited  
Address: 305 High Road, Willesden, NW10 2JT  
Registered Address: 305 High Road, Willesden, London, NW10 2JT  
Registered Number: 5623690

### Details of Designated Premises Supervisor:

Name: Benjamin Rupert Lai  
Address: 26 Wormholt Road, Shepherds Bush, London , W12 0LS  
Personal Licence Number: 2006/03931/LAPER  
Issuing authority: London Borough of Hammersmith & Fulham

### Annexe 1 - Mandatory Conditions

(a) No supply of alcohol may be made at a time when no designated premises supervisor has been specified in the licence or at a time when the designated premises supervisor does not hold a personal licence or his or her licence has been suspended.

(b) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

All persons present on the premises who are required to carry out a security activity must be licensed by the Security Industry Authority.

Admission of children must be restricted according to film classification.

### Embedded Conditions

Not Applicable

### Annexe 2 - Conditions Consistent With the Operating Schedule

1. CCTV shall be installed and maintained in a working condition.
2. All CCTV recordings shall be kept for 31 days and shall be made available to police and licensing officers if requested.
3. The total number of people permitted on the premises including staff and performers shall not exceed 290.
4. The licensee shall make available to customers all toilets shown on the plans accompanying this licence.
5. No entry or re-entry shall be permitted after 01:00 hours.
6. No children shall be permitted on the premises after 21:00 hours
7. Noise levels of music shall be arranged so as not to cause a nuisance to local residents.
8. Notices requesting customers to leave quietly shall be displayed at each exit.

9. Announcements shall be made at the end of each performance asking customers to leave quietly.
10. Performers shall be instructed to create minimum nuisance when entering or leaving the building.
11. All doors exiting on to Churchmead Road shall be closed at 21:30 hours and all customers are to leave via the High Road except in an emergency.
12. The licensee shall ensure that musicians load/unload their equipment at the beginning of Churchmead Road and then enter/leave the premises via the High Road entrance/exit.
13. The management shall provide local residents with a direct telephone number of the premises.
14. There shall be a minimum of 2 door supervisors on Sunday to Thursday and 3 Friday and Saturday, 2 shall be to control entrance to the premises and 1 to control order within the premises.
15. The licensee or his/her deputy shall be a member of, and actively participate in the local pubwatch scheme.
16. Photographic proof of age shall be required from anyone who arrears to be below the age of 18.

### **Annexe 3 - Conditions Attached After a Hearing by the Licensing Authority**

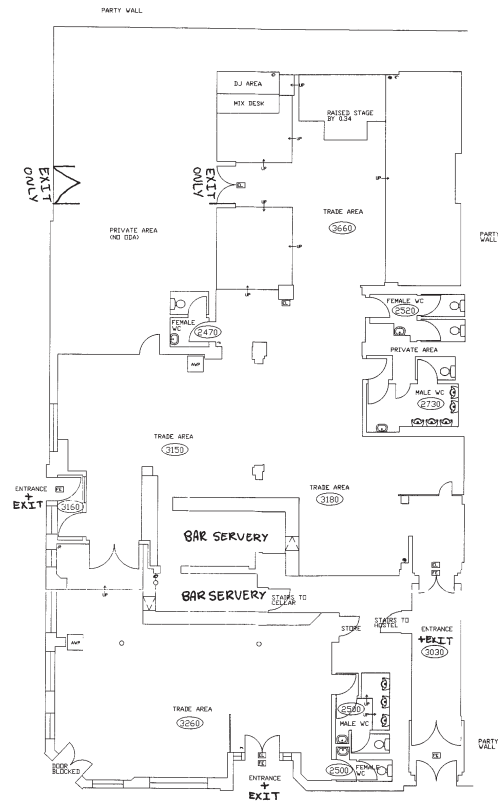
1. The applicant shall adhere to a maximum capacity limit for the premises of 290 persons and that the applicant shall make available to customers all toilets shown in the plans submitted with the application, at all times when the premises are open to the public.
2. Children under 16 years of age shall not be permitted on the premises at all after 21:00 (i.e. regardless of whether they are accompanied by an adult) on any day that the premises are open to the public.
3. The applicant shall not allow customers to enter or re-enter the premises after 01:00 on any day when the premises are open to the public.

### **Annexe 4 - Plans**

See attached sheet.

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BUILDING SURVEYED AREA = 355.2 SQ. M  
 ■ LOCATED IN CELLAR  
 ■ LOCATED IN CELLAR  
 SCALE 1:100  
 GROUND FLOOR

SCALE 1:100  
 FIRST FLOOR

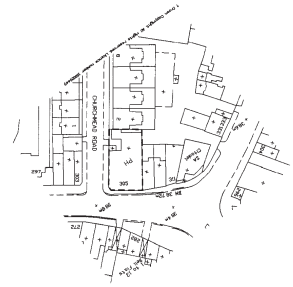
SCHEDULE OF ADDITIONAL ACCOMMODATION

1. Number of storeys of building.	2 storeys + cellar
2. Staff accommodation.	4 bedrooms
3. Letting rooms with mini bar.	0 rooms
4. Letting rooms without mini bar.	0 rooms

LEGEND

	CEILING HEIGHT
	WINDOW
	FIRE PLACE
	DOOR
	TOILET
	URINAL
	WASH HAND BASIN
	BOILER
	FIRE EXIT
	EMERGENCY LIGHT
	DISTRIBUTION BOARD
	STEPS
	SINK UNIT
	AMUSEMENT WITH PRIZES
	BAR FLAP

EXTINGUISHER-WATER  
 EXTINGUISHER-CO2  
 FIRE BLANKET  
 DRY POWDER.



INDICATIVE ONLY  
 SCALE 1:1250

Property ID 3096501/244	Property Name Ned Kellys	Address 305 High Rd Willesden Green London NW10 2JT	LICENSING SURVEY PLAN
			Date of Survey 03/08/04
			Dwg. Scale AS SHOWN

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**METROPOLITAN  
POLICE**

**TOTAL POLICING**

**Form for Applying for a Summary Licence Review**

**Application for the review of a premises licence under section 53A of the Licensing Act 2003**  
(premises associated with serious crime, serious disorder or both)

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form. If you are completing the form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink.

**Use additional sheets if necessary.**

**Insert name and address of relevant licensing authority and its reference number:**

<b>Name:</b>	PC Sam Lewis-Evans 598QK		
<b>Address:</b>	Brent Police Licensing Brent Civic Centre Engineers Way		
<b>Post town:</b>	Wembley	<b>Post code:</b>	HA9 0FJ
<b>Ref. No.:</b>			

I PC Sam Lewis-Evans

on behalf of the chief officer of police for the Metropolitan Police area apply for the review of a premises licence under section 53A of the Licensing Act 2003.

**1. Premises details**

**Postal address of premises or club premises, or if none, ordnance survey map reference or description:**

No 8 Bar and Hostel  
305 High Road

<b>Post town:</b>	London	<b>Post code:</b> (if known)	NW10 2 JT
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**2. Premises licence details**

**Name of premises licence holder or club holding club premises certificate (if known):**

TUBBY LTD.

**Number of premises licence or club premises certificate (if known):**

**3. Certificate under section 53A(1)(b) of the Licensing Act 2003 (Please read guidance note 1)**

I confirm that a certificate has been given by a senior member of the police force for the police area above that in his opinion the above premises are associated with serious crime or serious disorder or both, and the certificate accompanies this application.

Please tick the box to confirm:

**4. Details of association of the above premises with serious crime, serious disorder or both**


(Please read guidance note 2)

No 8 Bar and Hostel is a well established premise based in a busy High Road.

On 31/7/14 Police were called to the venue where two males had been assaulted, one being glassed in the face and the other punched multiple times. This is the second glassing incident with serious injury within 12 months (information contained in supporting document).

I reserve the right to produce evidence which amplifies the grounds for review which may take place at, or in the vicinity of the premises, between the service of this application and the hearing and/or during the time allowed for any appeal proceedings.

**Signature of applicant**

<b>Signature:</b>		<b>Date:</b>	4/8/14
<b>Capacity:</b>	Brent Police Licensing		

**Contact details for matters concerning this application**

<b>Surname:</b>	Lewis-Evans	<b>First Names:</b>	Sam
<b>Address:</b>	Brent Police Licensing, Brent Civic Centre, Engineers Way		
<b>Post town:</b>	Wembley	<b>Post code:</b>	HA9 0FJ
<b>Tel. No.:</b>	0208 733 3206	<b>Email:</b>	Sam.Lewis-Evans@met.police.uk

**Notes for guidance**

- A certificate of the kind mentioned in the form must accompany the application in order for it to be valid under the terms of the Licensing Act 2003. The certificate must explicitly state the senior officer's opinion that the premises in question are associated with serious crime, serious disorder or both.

Serious crime is defined by reference to section 81 of the Regulation of Investigatory Powers Act 2000. In summary, it means:

  - conduct that amounts to one or more criminal offences for which a person who has attained the age of eighteen and has no previous convictions could reasonably be expected to be sentenced to imprisonment for a term of three years or more; or
  - conduct that amounts to one or more criminal offences and involves the use of violence, results in substantial financial gain or is conduct by a large number of persons in pursuit of a common purpose.

Serious disorder is not defined in legislation, and so bears its ordinary English meaning.
- Briefly describe the circumstances giving rise to the opinion that the above premises are associated with serious crime, serious disorder, or both.

Retention Period: 7 years  
MP 146/12