



LONDON BOROUGH OF BRENT

MINUTES OF THE ALCOHOL AND ENTERTAINMENT LICENSING SUB-COMMITTEE (B)

Thursday 13 November 2014 at 4.00 pm

PRESENT: Councillor Hector (Chair) and Councillors Mahmood and BM Patel

Also present: Horatio Chance (Legal Adviser, Legal and Procurement), Toby Howes (Senior Democratic Services Officer, Legal and Procurement), Yogini Patel (Senior Regulatory Services Manager, Environment and Neighbourhoods) and as listed for each application below.

1. **Declarations of personal and prejudicial interests**

None declared.

2. **Application by Manuela Rodrigues for a temporary event notice for 'O Estadio' (31A Station Road, London NW10 4UP) pursuant to the provisions of the Licensing Act 2003**

The Sub-Committee was informed that all relevant representations had been withdrawn and accordingly this matter did not need to be considered.

3. **Representation by Thuvarakeswaran Thiyagarajah against interim steps in respect of 'Alric Food & Wine' (1 Alric Avenue, London, NW10 8RB) and 'Rains Newsagents' (2 Mordaunt Road, London, NW10 8NU) pursuant to the provisions of the Licensing Act 2003**

Responsible authority present:

PC Sam Lewis-Evans (Brent Police Licensing)

Nick Mortimer (Brent Police Licensing)

Ian Rhys-Phillips (legal representative for Brent Police Licensing)

Premises licence holder and their representative present:

Thuvarakeswaran Thiyagarajah (premises licence holder)

Anna Mathias (premises licence holder's representative)

Having considered the matter, the Sub-Committee then asked the police, the applicant and the applicant's representative to leave the room to allow the Sub-Committee to discuss the relevant issues concerning the application.

RESOLVED:

Having considered the premises licence holder's representation against the interim step following an expedited review hearing of the premises licences under section 53B of the Licensing Act 2003 for 'Alric Food & Wine' (1 Alric Avenue, London, NW10 8RB) and 'Rains Newsagents' (2 Mordaunt Road, London, NW10 8NU) pursuant to the provisions of the Licensing Act 2003, the Sub-Committee resolved that **the interim step remain in full force and effect and that the premises licences remain suspended on the grounds of serious crime under section 53B (3) (d) of the Licensing Act 2003 (as inserted by section 21 of the Violent Crime Reduction Act 2006) pending the full review hearing on 19 November 2014.**

The Alcohol and Entertainment Licensing Sub-Committee (B), having carefully considered the representation put forward by the premises licence holder, felt that it did not sufficiently address the key issues with regard to serious crime associated with the premises as highlighted in the police's evidence at the expedited review hearing and accordingly it could not be satisfied that the promotion of the licensing objectives would be upheld (prevention of crime and disorder, prevention of public nuisance, ensuring public safety and protection from children from harm).

The Sub-Committee when arriving at its decision considered all of the evidence having regard to the Council's Statement of Licensing Policy, amended guidance, in particular guidance on a summary review for interim step measures, issued under section 182 of the Licensing Act 2003 and the licence holders human rights under the Human Rights Act 1998 (namely Article 6, Article 8 and Article 1 of the First Protocol. Accordingly, in all of the circumstances of the case it was felt that the decision of the Sub-Committee was reasonable, proportionate and necessary in all the circumstances of the case.

The meeting closed at 5.55 pm.

C HECTOR
Chair