



## **Alcohol and Entertainment Licensing Sub-Committee (B)**

**Thursday 12 February 2015 at 10.30 am**  
Board Room 3 - Brent Civic Centre, Engineers Way,  
Wembley HA9 0FJ

### **Membership:**

#### **Members**

Councillors:

Hector (Chair)  
Mahmood  
Vacancy

#### **Substitute Members**

Councillors:

Aden, Hoda-Benn, Long, Tatler  
and Vacancy x2

**For further information contact:** Toby Howes, Senior Democratic Services Officer  
020 8937 1307, [toby.howes@brent.gov.uk](mailto:toby.howes@brent.gov.uk)

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**[democracy.brent.gov.uk](http://democracy.brent.gov.uk)**

**The press and public are welcome to attend this meeting**

# 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>Application by Travelodge Ltd for a premises licence for 'Travelodge Wembley' (Central Square, Wembley HA9 7FA) pursuant to the provisions of the Licensing Act 2003</b>	1 - 20
<b>3</b>	<b>Application by Wembley Hill Properties Ltd for a premises licence for '43-51 Wembley Hill Road' (Wembley HA9 8AU) pursuant to the provisions of the Licensing Act 2003</b>	21 - 40
<b>4</b>	<b>Application by Chand Vigh to vary the designated premises supervisor for 'Costcutter' (96-97 Hirst Crescent, Wembley HA9 7HH) pursuant to the provisions of the Licensing Act 2003</b>	41 - 54
<b>5</b>	<b>Application by the Licensing Department, Brent Council, to review the premises licence for 'D Den' (47 Cricklewood Broadway, London NW2 3JX) pursuant to the provisions of the Licensing Act 2003</b>	55 - 98



Please remember to switch your mobile phone to silent 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 New Premises Licence

#### 1. The Application

Name of Applicant:	Travelodge Ltd
Name & Address of Premises:	Travelodge Wembley, Central Square, HA9 7FA
Applicants Agent:	Woods Whurs 2014 Ltd

The application is for a new premises licence:

- 1 To supply Late Night Refreshment from:  
23:00 hours to 05:00 hours Monday to Sunday and  
  
to supply alcohol from:  
00:00 hours until 24:00 hours on Monday to Sunday

#### 2. Background

None

#### 3. Promotion of the Licensing Objectives

See page 12/13 of the application.

#### 4. Relevant Representations

Representations have been received from the Public Safety Officers. Representations were received from the Police but have subsequently been withdrawn.

#### 5. Interested Parties

None

#### 6. Policy Considerations

Paragraph Nos: 7.2 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 Application Form
- B. Copy of Public Safety Objection

**Application for a premises licence to be granted  
under the Licensing Act 2003**

**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 this 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.

You may wish to keep a copy of the completed form for your records.

I/We Travelodge Limited

*(Insert name(s) of applicant)*

**apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003**

**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description Travelodge London Wembley High Road High Road Wembley			
<b>Post town</b>	London	<b>Postcode</b>	HA9 7AJ

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£ Not yet rated

**Part 2 - Applicant Details**

Please state whether you are applying for a premises licence as

Please tick as appropriate

- a) an individual or individuals \*  please complete section (A)
- b) a person other than an individual \*
- i. as a limited company  please complete section (B)
- ii. as a partnership  please complete section (B)
- iii. as an unincorporated association or  please complete section (B)
- iv. other (for example a statutory corporation)  please complete section (B)

- c) a recognised club  please complete section (B)
- d) a charity  please complete section (B)
- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales  please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England  please complete section (B)
- h) the chief officer of police of a police force in England and Wales  please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a statutory function or   
 a function discharged by virtue of Her Majesty's prerogative

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

**SECOND INDIVIDUAL APPLICANT** (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town		Postcode			
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**(B) OTHER APPLICANTS**

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name Travelodge Limited
Address 100 Barbirolli Square Manchester M2 3AB
Registered number (where applicable) 07208249
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any)
E-mail address (optional)

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
A	S	A P

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

The premises will form a new Travelodge Hotel with 86 bedrooms and a café bar will be located on the first floor. The hotel will be open 24 hours a day. Between the hours of 23:00 and 10:00 hours sale of alcohol will be restricted to hotel residents and bona fide guests of hotel residents.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

N/A
-----

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

**Provision of late night refreshment** (if ticking yes, fill in box I)

**Supply of alcohol** (if ticking yes, fill in box J)

**In all cases complete boxes K, L and M**



**A**

<b>Plays</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b>Please give further details here</b> (please read guidance note 3)		
Tue			<b>State any seasonal variations for performing plays</b> (please read guidance note 4)		
Wed			<b>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Thur					
Fri					
Sat					
Sun					

**B**

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b>Please give further details here</b> (please read guidance note 3)		
Tue			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)		
Wed					
Thur					

Fri			<b>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</b> (please read guidance note 5)
Sat			
Sun			

**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 6)			<b>Please give further details</b> (please read guidance note 3)
Day	Start	Finish	
Mon			<b>State any seasonal variations for indoor sporting events</b> (please read guidance note 4)
Tue			
Wed			<b>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</b> (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			<b>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>	
Mon			<b>Please give further details here</b> (please read guidance note 3)		

Tue			
Wed			<b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 4)
Thur			
Fri			
Sat			<b><u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)
Sun			

**E**

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of live music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue					
Wed			<b><u>State any seasonal variations for the performance of live music</u></b> (please read guidance note 4)		
Thur					
Fri					
Sat			<b><u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Sun					

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b>Please give further details here</b> (please read guidance note 3)		
Tue					
Wed			<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 4)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sat					
Sun					

**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of dance take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b>Please give further details here</b> (please read guidance note 3)		
Tue					
Wed			<b>State any seasonal variations for the performance of dance</b> (please read guidance note 4)		
Thur					

Fri			<b><u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)
Sat			
Sun			

## H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 3)		
Wed					
Thur			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 4)		
Fri					
Sat			<b><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Sun					

**I**

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3) Provision of hot food and drinks		
Mon	23:00	05:00			
Tue	23:00	05:00	<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)		
Wed	23:00	05:00			
Thur	23:00	05:00	<b>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</b> (please read guidance note 5)		
Fri	23:00	05:00			
Sat	23:00	05:00			
Sun	23:00	05:00			

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)		
Mon	00:00	24:00			
	24	Hours			
Tue	00:00	24:00			
	24	Hours			
Wed	00:00	24:00			
	24	Hours	<b>Non standard timings. Where you intend to use the premises for the</b>		
Thur	00:00	24:00			

	24	Hours	<b>supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 5)
Fri	00:00	24:00	
	24	Hours	
Sat	00:00	24:00	
	24	Hours	
Sun	00:00	24:00	
	24	Hours	

**State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor:**

Name John Underhill	
Address 33 Kingfisher Road Doncaster	
Postcode	DN6 7UT
Personal licence number (if known) DN1 IRN 0089	
Issuing licensing authority (if known) Doncaster Metropolitan Borough Council	

**K**

<p><b>Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children</b> (please read guidance note 8). Not applicable</p>
--

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4)
Day	Start	Finish	
Mon	00:00	24:00	
	24	Hours	
Tue	00:00	24:00	
	24	Hours	
Wed	00:00	24:00	
	24	Hours	
Thur	00:00	24:00	
	24	Hours	
Fri	00:00	24:00	
	24	Hours	
Sat	00:00	24:00	
	24	Hours	
Sun	00:00	24:00	
	24	Hours	
<b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 5)			

**M** Describe the steps you intend to take to promote the four licensing objectives:

**a) General – all four licensing objectives (b, c, d and e)** (please read guidance note 9)

**b) The prevention of crime and disorder**

1. A colour digital CCTV system will be installed and maintained to the satisfaction of the Police and licensing authority. Recordings from the installed CCTV are to be kept for 31 days. These recordings shall be immediately available for inspection and viewing on the premises by Police and/or licensing authority officials.

2. Hard copy recording of CCTV footage in a playable format must be provided to Police and/or licensing authority officers within 48 hours of their request.

3. The premises must ensure the CCTV system is operating and recording 24 hours every day (save for the



purpose of maintenance).

4. The licence holder will ensure all members of staff are trained in the requirement of the Licensing Act and other relevant legislation.

5. The premises licence holder will adopt a Challenge 21 scheme at the premises and display appropriate notices advising the scheme is in place at the hotel.

6. Between the hours of 23:00 to 10:00 hours the sale of alcohol will be restricted to residents and bona fide guests of the residents.

**c) Public safety**

Please see (b) above and (d) and (e) below.

**d) The prevention of public nuisance**

1. Notices shall be prominently displayed near all exits from the premises asking patrons to leave quietly with consideration for neighbours.

2. The emptying of bottles into outside bins will be restricted to the hours of 07:00 to 21:00 hours.

**e) The protection of children from harm**

1. From 21:00 hours persons under 16 years of age will be accompanied by an adult in the area where licensable activities take place.

**Checklist:**

**Please tick to indicate agreement**

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.

**IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.**

**Part 4 – Signatures** (please read guidance note 10)

**Signature of applicant or applicant’s solicitor or other duly authorised agent** (see guidance note 11). **If signing on behalf of the applicant, please state in what capacity.**

Signature	<i>Woods Whur</i>
Date	12 November 2014
Capacity	Woods Whurs 2014 Limited – Solicitors for the applicant

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant’s solicitor or other authorised agent** (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

Carole Collingwood  
Woods Whur 2014 Limited  
Devonshire House  
38 York Place

Post town	Leeds	Postcode	LS1 2ED
Telephone number (if any)	0113 234 3055		

If you would prefer us to correspond with you by e-mail, your e-mail address (optional)  
carole@woodswhur.co.uk

The Licensing Manager, Safer Streets  
London Borough of Brent  
Brent Civic Centre  
Engineers Way  
WEMBLEY  
Middlesex  
HA9 0FJ

Our ref CC/KB/TRA001-194-9/1755

Your ref

12 November 2014

Dear Sirs

**Travelodge Wembley High Road, High Road, Wembley, London, HA9 7AJ**  
**Grant of Premises Licence**

We act on behalf of Travelodge Limited, the operator of these premises and we are instructed to submit an application for the grant of a premises licence in respect of the above named premises.

Accordingly, please find enclosed the following:

- 1 Notice of application
- 2 Consent of DPS
- 3 Plan drawing number – A1300 Revision A – Ground Floor
- 4 Plan drawing number – A1301 Revision A – First Floor
- 5 Cheque in the sum of £315.00

We confirm arrangements are being made for the public notice to be advertised in a local paper and displayed at the premises.

We should be obliged if you would acknowledge receipt of this letter and enclosure and if you require any further information, please contact Carole Collingwood at this office.

Yours faithfully



**Woods Whur**

Enc

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TEL (020) 8937 5364  
EMAIL colin.wickes@brent.gov.uk  
WEB <http://www.brent.gov.uk>  
OUR REF: 223249605  
YOUR REF: CC/KB/TRA001-194/1755

DATE: 5<sup>th</sup> January 2015

Carole Collingwood  
Woods Whur 2014 Limited  
Devonshire House  
38 York Place  
Leeds  
LS1 2ED

**Licensing Act 2003**

**Application for a Premises Licence**

**Travelodge, Wembley High Road, Wembley, London HA9 7AJ**

Dear Carole

I refer to your application on behalf of your client for a Licence for the above named premises. In accordance to the scaled drawings (numbers A1301 Rev A & A1300 Rev A) submitted to us related to the Application, the Public Safety Team make a Representation to the Licensing Authority on the grounds of Public Safety.

Providing your client and you are willing accept the following proposed licence conditions the Public Safety Team would withdraw the Representation:-

**Licence Conditions**

- The maximum number of persons permitted in the First Floor Bar Café (Level+1) shall not exceed **60** including staff.
- Any locks or latches on exit doors and gates shall be unlocked and kept free from fastenings other than push bars or pads whilst the public are on the premises.

In order for the Public Safety Team to withdraw this representation, it will be necessary for you or your client to **confirm in writing or via Email** that you accept the above licence conditions.

We will require these conditions to appear on the licence schedule should the variation to the licence be granted.

**Please Note:** The calculated capacity has been restricted to **60** Persons due to the details provided on the submitted drawing (A1301 rev A), for the following reasons:-

- To obtain a permitted capacity of more than 60 persons from a 1<sup>st</sup> floor area there needs to be at least 2 separate suitable means of escape.
- The secondary exit adjacent to the Linen store from the Bar/Café appears to be only 800mm wide when scaled from the drawing therefore this restricts the capacity to **60** persons in accordance with Building Regulations and Technical Regulations.
- The secondary Exit route from the same doorway appears to be via the Service/Deliveries access route and also passes through an inward opening steel gate with intercom control. Unless there is a method of protecting the exit route throughout and ensuring the gate opens outward and can be easily opened from the inside by a push bar when the public or guests are on the premises, this would also restrict the capacity to **60** persons.

To obtain an exit capacity of 100 persons there would need to be at least 2 separate exit routes with a clear width of at least 900mm and all doors on the route would need to be outward opening and free from fastenings other than push bars or pads.

If you or your client requires further clarification please do not hesitate to contact me.

Yours faithfully

Colin Wickes  
Principal Public Safety Officer  
Consumer & Business Protection

## LICENSING ACT 2003

### Application for New Premises Licence

#### 1. The Application

Name of Applicant:	Wembley Hill Properties Ltd
Name & Address of Premises:	43-51 Wembley Hill Road, Wembley, HA9 8AU
Applicants Agent:	Joshua Simons Associates Ltd

The application is for a new premises licence:

- 1 To supply Late Night Refreshment from:  
23:00 hours to 05:00 hours Monday to Sunday and  
  
to supply alcohol from:  
00:00 hours until 24:00 hours on Monday to Sunday

#### 2. Background

None

#### 3. Promotion of the Licensing Objectives

See page 20 of the application.

#### 4. Relevant Representations

Representations have been received from the Police and Public Safety Officers.

#### 5. Interested Parties

None

#### 6. Policy Considerations

Paragraph Nos: 7.2 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 Application Form
- B. Copy of Police Objection
- C. Copy of Public Safety Objection
- D. OS Map



**Application for a premises licence to be granted  
under the Licensing Act 2003**

**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 this 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.  
You may wish to keep a copy of the completed form for your records.

**lWe Wembley Hill Properties Limited**

*(insert name(s) of applicant)*

**apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and lWe are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003**

**Part 1 – Premises Details**

**Postal address of premises or, if none, ordnance survey map reference or description**  
43-51, Wembley Hill Road

<b>Post town</b>	Wembley	<b>Post code</b>	HA9 8AU
------------------	---------	------------------	---------

<b>Telephone number at premises (if any)</b>	
<b>Non-domestic rateable value of premises</b>	£125001

**Part 2 - Applicant Details**

**Please state whether you are applying for a premises licence as**  
Please tick yes

- a) an individual or individuals \*  please complete section (A)
- b) a person other than an individual \*
  - i. as a limited company  please complete section (B)
  - ii. as a partnership  please complete section (B)
  - iii. as an unincorporated association or  please complete section (B)
  - iv. other (for example a statutory corporation)  please complete section (B)
- c) a recognised club  please complete section (B)
- d) a charity  please complete section (B)

- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital  please complete section (B)
- h) the chief officer of police of a police force in England and Wales  please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
  - statutory function or
  - a function discharged by virtue of Her Majesty's prerogative

**(A) INDIVIDUAL APPLICANTS (fill in as applicable)**

<input type="checkbox"/> Mr	<input type="checkbox"/> Mrs	<input type="checkbox"/> Miss	<input type="checkbox"/> Ms	<input type="checkbox"/> Other Title (for example, Rev)	
<b>Surname</b>				<b>First names</b>	
I am 18 years old or over <input type="checkbox"/> Please tick yes					
<b>Current postal address if different from premises address</b>					
<b>Post Town</b>				<b>Postcode</b>	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**SECOND INDIVIDUAL APPLICANT (if applicable)**

<input type="checkbox"/> Mr	<input type="checkbox"/> Mrs	<input type="checkbox"/> Miss	<input type="checkbox"/> Ms	<input type="checkbox"/> Other Title (for example, Rev)	
<b>Surname</b>				<b>First names</b>	
I am 18 years old or over <input type="checkbox"/> Please tick yes					

Current postal address if different from premises address			
Post Town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

**(B) OTHER APPLICANTS**

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name	Wembley Hill Properties Limited
Address	16-18 Penywern Road London SW5 9SU
Registered number (where applicable)	07393590
Description of applicant (for example, partnership, company, unincorporated association etc.)	Limited Company
Telephone number (if any)	
E-mail address (optional)	

**Part 3 Operating Schedule**

When do you want the premises licence to start?

Day	Month	Year
21	5 <sup>1</sup> 0	3 <sup>1</sup> 2 0 1 5 <sup>1</sup>

If you wish the licence to be valid only for a limited period, when do you want it to end?

Day	Month	Year

Please give a general description of the premises (please read guidance note1)

A hotel premises located on the junction of Wembley Hill Road and Linden Avenue with 48 guest bedrooms, a reception area, restaurant, bar, conference room. These facilities are to be arranged over 6 floors ground, 1st, 2nd, 3<sup>rd</sup>, 4<sup>th</sup>, 5th as illustrated on plans L300, L301, L302, L303 and L304, L305, L306 deposited with this application. Access to all floors shall be provided by stairs and a Part M compliant lift.

The ground floor will be designed with a kitchen, restaurant and bar. There shall be a reception area, storage for luggage, staff rooms and female, male washrooms. The first floor shall contain a conference room with bedrooms 1-6 and an accessible toilet. The second floor shall contain bedrooms 7-14 and an office. The third floor shall contain bedrooms 15-22 and a computer room. The fourth floor shall contain bedrooms 23-35 and a store room. The fifth floor shall contain bedrooms 36-48.

The proposed licensable activities are to be:

(i) The retail sale of alcohol on the premises for:

Residents and their guests in the restaurant, bar area and to all 48 resident bedrooms (by waiter/waitress service) that will have the provision of a mini bar.

Non residents in the restaurant and bar area.

(ii) The provision of late night refreshment for:

residents and their guests in the restaurant, bar area and to all 48 resident bedrooms by waiter/waitress room service.

non residents in the restaurant and bar area as illustrated on plan L301.

Timings for the sale of alcohol is proposed as follows:

For residents and their guests 24 hours a day Monday to Sundays inclusive for 7 days a week.

For non residents visiting the hotel from 09:00 - 00:00 Monday to Sundays inclusive for 7 days a week.

Timings for the sale of Late Night Refreshment is proposed as follows:

For residents and their guests 23:00 - 05:00 Monday to Sundays inclusive for 7 days a week

For non residents visiting the hotel from 23:00 - 00:00 Monday to Sundays inclusive for 7 days a week.

A set of measures are presented in section P of this application to promote the 4 licensing objectives. No seasonal variations are requested for any licensable activity applied for. A 1/2 hour closing time is requested from the end of licensable activities for non residents.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

**Provision of regulated entertainment**

Please tick yes

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

**Provision of entertainment facilities:**

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

**Provision of late night refreshment** (if ticking yes, fill in box L)

**Supply of alcohol** (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)		
Day	Start	Finish	Indoors	Outdoors	Both
Mon	23.00	05.00	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tue	23.00	05.00			
Wed	23.00	05.00			
Thur	23.00	05.00			
Fri	23.00	05.00			
Sat	23.00	05.00			
Sun	23.00	05.00			

**Please give further details here (please read guidance note 3)**  
 To provide late night refreshment to residents and their guests from 23.00 hrs to 05.00 hrs from Monday to Sunday.

**State any seasonal variations for the provision of late night refreshment (please read guidance note 4)**  
 None

**Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)**  
 To provide late night refreshment to non residents from 2300 hrs to 0000 hrs from Monday to Sunday.

**M**

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for <u>consumption</u> (Please tick box) (please read guidance note 7)	On the	
Day	Start	Finish		premises	
Mon	00.00	24.00	State any seasonal variations for the supply of alcohol (please read guidance note 4)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Tue	00.00	24.00		<input type="checkbox"/>	<input type="checkbox"/>
Wed	00.00	24.00		<input type="checkbox"/>	<input type="checkbox"/>
Thur	00.00	24.00		<p><b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)</b></p> <p>To supply alcohol to residents and their bona fide guests from 00.00 hrs to 24.00 hrs Monday to Sunday.</p> <p>To supply alcohol to non residents from 09.00 hrs to midnight from Monday to Sunday.</p>	
Fri	00.00	24.00			
Sat	00.00	24.00			
Sun	00.00	24.00			

**State the name and details of the individual whom you wish to specify on the licence as premises supervisor**

<b>Name</b> Rafik Wadie	
<b>Address</b> 1 Byron Road Ealing Common Ealing	
<b>Postcode</b>	W5 3LL
<b>Personal Licence number (if known)</b> 4145	
<b>Issuing licensing authority (if known)</b> Ealing Council	

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

Not applicable

--

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)

Day	Start	Finish
Mon	00:00	24:00
Tue	00:00	24:00
Wed	00:00	24:00
Thur	00:00	24:00
Fri	00:00	24:00
Sat	00:00	24:00
Sun	00:00	24:00

State any seasonal variations (please read guidance note 4)

Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)  
The premise shall be open to residents and their bona fida guests for 24 hours a day 7 days a week.

For non residents the premises shall be open between 09:00 and 00:30. An additional 1/2 is requested from the end of requested licensable activities so as to enable non residents to finish their tablemeals/ or alcoholic beverages.



**P** Describe the steps you intend to take to promote the four licensing objectives:

**a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)**

CCTV  
Fire equipment  
Public Notices  
Age verification policy

**b) The prevention of crime and disorder**

CCTV installed and in operation throughout the internal areas of the premises.

CCTV recordings shall be maintained for 31 days.

The hotel will employ a concierge service to assist resident guests and visitors.

**c) Public safety**

Fire fighting equipment and fire safety measures as per approved drawing/s shall be installed and maintained at the premises.

**d) The prevention of public nuisance**

Suitable receptacles for trade waste and customer waste shall be located at the premises. Signage shall be displayed at the premises requesting customers and their guests to respect local residents and to leave the premises quietly.

**e) The protection of children from harm**

A proof of scheme shall operate at the premises namely Challenge 25. Only suitable identification including UK and foreign passports or identity cards shall be accepted.

Management and staff who sell or serve alcohol shall be trained in the adopted age verification scheme.

A written record of age verification training shall be maintained at the premises.


Please tick yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- I understand that if I do not comply with the above requirements my application will be rejected


**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**Part 4 – Signatures (please read guidance note 10)**

Signature of applicant or applicant’s solicitor or other duly authorised agent (See guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	24 <sup>th</sup> December 2014
Capacity	Licensing Agent - Authorised

For joint applications signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant’s solicitor or other authorised agent. (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

Joshua Simons & Associates Ltd  
Imperial Place  
Unit 4  
Maxwell Road

Post town	Borehamwood	Post code	WD6 1JN
Telephone number (if any)	07725418439		
If you would prefer us to correspond with you by e-mail your e-mail address (optional) ncharlton@jsaal.co.uk or jsimons@jsaal.co.uk			

The Licensing Officer  
Health, Safety and Licensing  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 7FJ

Your ref: N/A  
Our ref: 01QK/729/14/782

**Brent Borough  
Licensing Department**

Brent Civic Centre  
Engineers Way  
Wembley  
HA9 7FJ  
Tel: 020 8733 3206  
Mobile: 07500993899  
Email:  
paul.whitcomb@met.police.uk  
Web:  
www.met.police.uk

Date **15th January 2015**

Police Representation to the Application for a new Premises Licence at Crown House, 43-51 Wembley hill Road, Wembley, Middlesex HA9 8AU

I certify that I have considered the application shown above and I wish to make **representations** that the likely effect of the grant of the application is detrimental to the Licensing Objectives for the reasons indicated below.

I am of the opinion that the risk to the objectives can be mitigated by attaching conditions to the Licence as shown below.

If these conditions were accepted in full I **would** withdraw my representation.

Officer: **Paul Whitcomb PC 782QK**  
**Brent Police 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.

The application has been made for a new premises licence under section 17 of the Act.

The Police representations are primarily concerned with crime and disorder.

***Police require the following points to be included in the operating schedule or added as conditions on the premises licence.***

**Personal Licence Holder**

The sale of alcohol to drunken people and children is a major cause of concern to police and highlighted in the Governments Alcohol Harm Reduction Strategy. Off Licences are particularly open to these sales receiving little supervision or visits from the responsible

authorities. Those who sell alcohol should be fully aware of the legislation and issues around alcohol and should be fully trained to a national standard.

Members of staff who have formally been given authority should be fluent in English in order to properly conduct the sale of alcohol and more importantly to refuse the sale if so required.

### **Door Supervisors**

A minimum of two Door Supervisors must be employed on major football event days at Wembley Stadium on a ratio of at least 1 supervisor to every 50 customers. They will ensure compliance with licensing and security guidance.

A register/log containing the names, badge number, dates & times of duty of security staff and any incidents that occur shall be kept and made available to the Police and Licensing authority on request.

Door Supervisors shall wear clothing that can be clearly and easily identified on CCTV. Ensure that there are a sufficient number and gender mix of door supervisors to monitor and control the numbers and behaviour of persons present.

The premises will be operated in accordance with advice from the Metropolitan Police Service which will include search procedures, the confiscation, storage and ultimate disposal of suspected illegal drugs and/or weapons.

### **Open Containers & Areas for Consumption of Alcohol**

Customers will not be permitted to take open containers outside the premises, as defined in the plan submitted with the operating schedule and approved by Responsible Authorities.

The consumption of alcohol will be restricted to those parts of the premises identified on the plan submitted with the operating schedule and approved by the licensing authority.

### **Closed Circuit Television (CCTV)**

Good quality CCTV is essential as a deterrent for the prevention of crime and the detection of offenders. It allows for both covert and overt monitoring of the premises. With proper signage, this reassures both staff and clientele, that this is a safe environment where illegal activities are not tolerated.

Closed circuit television cameras and recorders of an agreed image standard will be installed at locations on the premises and in accordance with advice from the Police.

All cameras and recording equipment will be installed and maintained in accordance with Home Office Guidance and the manufacturers instructions and will be fully operational when the premises are open to the public.

Notices shall be displayed at the entrance to the premises, and in prominent positions throughout the premises, advising that CCTV is in operation.

### **Capacity Limit for Premises**

Proper control of the numbers of people in the premises is essential to prevent overcrowding and the risk of disorder. It is impossible to conduct any meaningful risk assessment, without knowing the maximum number of people that may be safely accommodated at any one time. There must also be adequate facilities to monitor and control the number of people present. The capacity limit will be set by Officers from the Local Authority.

### **Operating Hours to be displayed on Premises**

A notice displaying the opening hours, the type of licensing activity and licence conditions should be clearly displayed and visible to anyone outside the premises. This may be incorporated in the summary of the licence, which must be displayed, or take the form of a separate item.

Likewise the name of the Designated Premises Supervisor (D.P.S.) if required should be similarly displayed.

This will allow the Police and other responsible authorities to readily identify the licence details. Clearly displayed opening hours will also reduce any confusion for customers prior to entering the premises and possible conflict when the premises close/stop selling alcohol.

A Summary of the Premises Licence will be displayed at each public entrance to the premises.

### **Major event days at Wembley**

This must be an important inclusion in any operating schedule for a premise in Brent.

### **The conditions that Police require to be added to the Premises Licence are listed below:**

#### **Door Supervisors**

Door supervisors of a sufficient number and gender mix, shall be employed on major football event days, at a ratio of 1 to 50 persons.

A register/log containing the names, badge number, dates & times of duty of security staff and any incidents that occur shall be kept and made available to the Police and Licensing Authority.

The whole of the above condition, would not apply, when not containing football related customers

#### **CCTV**

CCTV shall be installed to Home Office Guidance standards and maintained in a good working condition and recordings shall be kept for 31 days and shall be made available to police and licensing officers if requested.

A CCTV camera shall be installed to cover the entrance of the premises

#### **Bottles and Glasses**

Customers shall not be permitted to take open glass containers outside the premises as defined on the plan submitted to and approved by the Licensing Authority.

#### **General**

A copy of the premises licence summary including the hours which licensable activities are permitted shall be visible from the outside of each entrance to the premises.

A personal licence holder fluent in English shall be present on the premises and supervise the sale of alcohol throughout the permitted hours for the sale of alcohol.

Customers will not take open drink containers outside the premises as defined on the plan submitted to and approved by the Licensing Authority.

A "Challenge 21" policy shall be adopted and adhered to.

An incident log shall be kept at the premises, and made available for inspection on request to an authorised officer of Brent Council or the Police, which will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received
- (d) any incidents of disorder
- (e) all seizures of drugs or offensive weapons
- (f) any faults in the CCTV system
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

On **major football event days at Wembley Stadium** the following shall apply:

- 1 Customers shall not be allowed to congregate outside the premises.
- 2 No glass bottles shall be handed over the bar but decanted into plastic vessels.
- 3 The DPS shall work in partnership with the Police and if necessary comply with any direction given by the most senior Police Officer on duty at the event.
- 4 The bar area will close 1 hour before kick off and will not open up until 15 minutes after the game has started.

*Yours sincerely,*

**Paul Whitcomb PC 782QK**  
**Licensing Constable Brent Police**

TEL (020) 8937 5364

EMAIL [colin.wickes@brent.gov.uk](mailto:colin.wickes@brent.gov.uk)

WEB <http://www.brent.gov.uk>

OUR REF: 223246210

YOUR REF:

DATE: 12<sup>th</sup> January 2015

Joshua Simons Associates Ltd  
Imperial Place  
Unit 4 Maxwell Road  
Borehamwood  
WD6 1JN

**Licensing Act 2003**  
**Application for a Premises Licence**  
**Crown House 43-51 Wembley Hill Road, Wembley HA9 8AU**

Dear Sir/Madam

I refer to your application on behalf of your client for a Licence for the above named premises. In accordance to the scaled drawings (numbers L301 & L302) submitted to us related to the application, the Public Safety Team make a Representation to the Licensing Authority on the grounds of Public Safety.

Providing your client and you are willing accept the following proposed licence conditions the Public Safety Team would withdraw the Representation:-

**Licence Conditions**

- The maximum number of persons permitted in the Ground Floor Bar Area shall not exceed **100** including staff.
- The maximum number of persons permitted in the First Floor Conference Room shall not exceed **60** including staff.
- Any locks or latches on exit doors and gates shall be unlocked and kept free from fastenings other than push bars or pads whilst the public are on the premises.

In order for the Public Safety Team to withdraw this representation, it will be necessary for you or your client to **confirm in writing or via Email** that you accept the above licence conditions.

We will require these conditions to appear on the licence schedule should the variation to the licence be granted.

If you or your client requires further clarification please do not hesitate to contact me.

Yours faithfully

Colin Wickes  
Principal Public Safety Officer  
Consumer & Business Protection



43-51 Wembley Hill Road, HA9 8AU



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1:1250

0 0.02 0.04 kilometres



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## LICENSING ACT 2003

### Application to vary a DPS on a Premises Licence

#### 1. The Application

Name of Applicant:	Mr Chand Vigh
Name & Address of Premises:	Costcutter 96-97 Hirst Crescent, Wembley HA9 7HH
Applicants Agent:	N/A

The application is to vary a premises licence to specify an individual as designated premises supervisor (DPS) under the Licensing Act 2003.

The proposed DPS is Mr Chand Vigh.

#### 2. Background

Mr Chand Vigh holds a personal licence issued by the London Borough of Ealing.

The existing DPS is Mr Harparit Singh

Only Police Officers may make a representation on the grounds of crime and disorder, or if the proposed DPS has a relevant conviction.

#### 4. Relevant Representations

Representation has been received from the police. These representations are attached to this report.

#### 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 Application Form
- B. Copy of Representation.
- C. Copy of current premises licence

**Application to vary a premises licence to specify an individual as designated premises supervisor under the Licensing Act 2003**

**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 this 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.  
You may wish to keep a copy of the completed form for your records.

I / we MR CHAND VIGH

*(full name(s) of premises licence holder)*

**being the premises licence holder, apply to vary a premises licence to specify the individual named in this application as the premises supervisor under section 37 of the Licensing Act 2003**

**Premises licence number**

180163

**Part 1 – Premises details**

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

COSTCUTTER  
96-97 HIRST CRESENT

**Post town**  
WEMBLEY

**Post code (if known)**  
HA9 7HH

**Telephone number (if any)**  
07412459438

**Description of premises (please read guidance note 1)**  
OFF LICENCE AND CONVENIENCE STORE

**Part 2**

**Full name of proposed designated premises supervisor**  
MR CHAND VIGH - D.O.B: 16-03-94

**Personal licence number of proposed designated premises supervisor and issuing authority of that licence (if any)**  
03404 - EALING COUNCIL

**Full name of existing designated premises supervisor (if any)**  
MR HARPARIT SINGH

**Please tick yes**

I would like this application to have immediate effect under section 38 of the Licensing Act 2003

I have enclosed the premises licence or relevant part of it

(If you have not enclosed the premises licence, or relevant part of it, please give reasons why not)

**Reasons why I have failed to enclose the premises licence or relevant part of it**

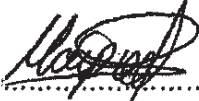
**Please tick yes**

- I have made or enclosed payment of the fee
- I will give a copy of this application to the chief officer of police
- I have enclosed the consent form completed by the proposed premises supervisor
- I have enclosed the premises licence, or relevant part of it or explanation
- I will give a copy of this form to the existing premises supervisor, if any
- I understand that if I do not comply with the above requirements my application will be rejected

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**Part 3 – Signatures (please read guidance note 2)**

**Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 3). If signing on behalf of the applicant please state in what capacity.**

Signature  .....

Date 12-01-2015 .....

Capacity Agent .....

**For joint applicants signature of 2<sup>nd</sup> applicant 2<sup>nd</sup> applicant's solicitor or other authorised agent (please read guidance note 4). If signing on behalf of the applicant please state in what capacity.**

Signature .....

Date .....

Capacity .....

<b>Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)</b> PERSONAL LICENCE COURSES LTD STUDIO 8 HAYES BUSINESS STUDIO HAYES CAMPUS COLLEGE WAY	
<b>Post town</b> HAYES	<b>Post Code</b> UB3 3BB
<b>Telephone number (if any)</b> 0208 606 0558	
<b>If you would prefer us to correspond with you by e-mail your e-mail address (optional)</b> info@personallicensecourses.co.uk	







The Licensing Officer  
5th Floor  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

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

Wembley Police Station  
603 Harrow Road  
Wembley  
HA0 2HH  
Telephone: 020 8733 3206  
Email:  
Nicola.McDonald@met.police.  
uk  
www.met.police.uk  
Your ref:  
Our ref: 01QK/16/15/157  
23rd January 2015

**Police Objection to the Application to vary the DPS at Costcutter' 96-97  
Hirst Cres, Wembley, HA9 7HH.**

I certify that I have considered the application shown above and I wish to make **representations** that the likely effect of the grant of the application is detrimental to the Crime and Disorder Licensing Objective for the reasons indicated below.

Officer: Nicola McDonald,

Licensing Constable 157QK

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.

The application has been made to vary the premises licence to specify an individual as designated premises supervisor under section 37 of the Act.

Police are formally objecting to the variation.

The Police objections are concerned with the prevention of crime and disorder.

(1) The proposed DPS Mr Chand Vigh has two recent relevant convictions. The convictions were on the 4th June 2013 at Isleworth Crown Court.

(2) The applicant holds a personal licence issued by Ealing Licensing Authority. He has failed to inform that authority of his recent convictions breaching section 132 of the Licensing Act 2003.

(3) The applicant failed to bring his ownership of a personal licence to the attention of the court at the first hearing of the offences breaching section 128 of the Licensing Act 2003.

(4) The shop where Mr Vigh intends to become the DPS is situated on a residential estate, and well known by Police that local gangs frequent the vicinity and use the shop to loiter. The shop needs to be overseen by a law abiding strong supervisor. Police believe that these are exceptional circumstances and as such I am satisfied that the designation of Mr Vigh as the premises supervisor under the premises licence would undermine the crime prevention objective.

Further I reserve the right to bring further evidence to the hearing should any arise between now and then.

Yours sincerely

Nicola McDonald  
Licensing Constable  
Brent Police

# 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 Neighbourhood

Date: 3 May 2013

**Licence number 160163**  
**Licence start date: 24/11/2005**

#### Part 1 - Premises Details

COSTCUTTER, 96-97 Hirst Crescent, Wembley, HA9 7HH

*Licensable activities and the times authorised by this licence*

#### Supply of Alcohol:

Day	Start Time	End Time
Monday	08:00	23:00
Tuesday	08:00	23:00
Wednesday	08:00	23:00
Thursday	08:00	23:00
Friday	08:00	23:00
Saturday	08:00	23:00
Sunday	10:00	22:30

Non standard timings: Good Fridays 08:00 to 22:30 hrs

Christmas Day 12:00 to 15:00 and 19:00 to 22:30 hrs

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

**The Opening Hours of the Premises:**

Not Applicable

## Part 2

### Details of Holder of Premises Licence:

Name: Mr. Harparit Singh

### Details of Designated Premises Supervisor:

Name: Harparit Singh

### 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.

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

(d) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

(e) The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available

### **Embedded Conditions**

Off Sales

Alcohol shall not be sold in an open container or be consumed in the licensed premises.

Alcohol shall only be sold between the times specified:

On weekdays, other than Christmas Day, between 08:00 and 23:00 hours

On Sundays, other than Christmas Day, between 10:00 and 22:30 hours

On Christmas Day, from 12:00 to 15:00 and 19:00 to 22:30 hours

On Good Friday, between 08:00 and 22:30 hours

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

None

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

None

**Annexe 4 - Plans**

See attached sheet.

Costcutter 96-97 Hirst Crescent HA9 7HH



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1:1250

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## LICENSING ACT 2003

### Application to Review a Premises Licence

Name of Applicant:	Licensing Department Brent Council
Name & Address of Premises:	D Den, 47 Cricklewood Broadway, NW2 3JX
Applicants Agent:	N/A

#### 1. Application

The application is for the review of a premises licence held by Ms Lisa Amoye.

#### 2. Grounds for Review

The grounds for review are the prevention of crime and disorder and public safety, the prevention of public nuisance and the protection of children from harm.

#### 3. Relevant Representations

Representations have been received from PC Nicola McDonald of the Metropolitan Police, Environmental Health Officers and Licensing Officers.

#### 4. Background

The Designated Premises Supervisor is Mr Gbeminiyi Daniel.

The premises are licensed to supply alcohol and provide regulated entertainment from 11:00hrs to 03:00hrs Monday to Thursday, from 11:00hrs to 06:00hrs Friday, from 11:00hrs to 05:00hrs Saturday and from 11:00hrs to 04:00hrs on Sunday.

To provide late night refreshments from 23:00 hours to 03:00hrs Monday to Thursday, from 23:00hrs to 06:00hrs Friday, from 23:00hrs to 05:00hrs and from 23:00hrs to 04:00hrs.

#### 5. When hearing a review the Committee if satisfied that additional measures are required to satisfy the four licensing objectives they may:

- Modify, remove or add conditions
- Exclude one or more of the licensable activities
- Remove the Designated Premises Supervisor
- Suspend the licence for a period not exceeding 3 months
- Revoke the licence

If the Committee find no steps are necessary to meet the licensing objectives they may decide not to take any action or to issue a warning.

#### 6. Associated Papers

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

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# APPLICATION FOR A REVIEW OF A PREMISES LICENCE OR CLUB PREMISES CERTIFICATE

**Application for the review of a premises licence or club premises certificate under the Licensing Act 2003**

## 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 this 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. You may wish to keep a copy of the completed form for your records.

I.....Licensing Department, Brent Council..... *[insert name of applicant]* **apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable).**

### Part 1 – Premises or club premises details

<b>Name and postal address of premises or, if none, ordnance survey map reference or description</b>  D DEN EXOTIC AFRICAN CUISINE 47 Cricklewood Broadway	
<b>Post Town</b> London	<b>Post Code (if known)</b> NW2 3JX
<b>Name of premises licence holder or club holding club premises certificate (if known)</b>  Ms Lisa Amoye	
<b>Number of premises licence or club premises certificate (if known)</b>  Premises Licence 201701	

## Part 2 - Applicant details

I am

Please tick ✓ Yes

- 1) an interested party (please complete (A) or (B) below)
- a) a person living in the vicinity of the premises
  - b) a body representing persons living in the vicinity of the premises
  - c) a person involved in business in the vicinity of the premises
  - d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below)
- 3) a member of the club to which this application relates (please complete (A) below)

### (A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick

Mr

Mrs

Miss

Ms

Other title   
(for example, Rev)

Surname

First names

Please tick ✓ Yes

I am 18 years old or over

Current postal  
address  
if different from  
premises address

Post Town

Postcode

Daytime contact telephone number

E-mail address (optional)

### (B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address  Licensing Team Brent Council Brent Civic Centre Engineers Way HA9 0FJ
Telephone number (if any) 07985615616
E-mail address (optional) Susana.figueiredo@brent.gov.uk

**This application to review relates to the following licensing objective(s)**

Please tick one or more boxes

- |   |   |
|---|---|
| 1) the prevention of crime and disorder | X |
| 2) public safety                        | X |
| 3) the prevention of public nuisance    | X |
| 4) the protection of children from harm | X |

**Please state the ground(s) for review** (please read guidance note 1)

D'Den is a restaurant which is open to the public on;

Monday-Thursday – 11.00hrs-03.00hrs  
Friday – 11.00hrs-06.00hrs  
Saturday – 11.00hrs-05.00hrs  
Sunday – 11.00hrs-04.00hrs

Late Night refreshment and recorded music can be carried out throughout the same timings. Alcohol ceases 30 minutes before the timings given above. Performance of Dance is carried out on Friday-Saturday from 22.00hrs-05.00hrs and Sunday 22.00hrs-03.00hrs. Live Music is currently Friday-Saturday 21.00hrs-04.00hrs and Sunday 21.00hrs-02.00hrs (SF001). Miss Amoye has previously been the Licence Holder and DPS at the premise. (SF001A, SF001B, SF001C, SF001D).

My concerns with the premise are threefold;

Firstly, as a restaurant it is apparent that this is more than just a restaurant; there is a DJ that plays music at the venue on weekends for which a licence was granted in 2005, this authorisation I do not dispute. However, the premise is clearly not being managed properly for this type of activity. There have been numerous complaints made to the noise team which recently resulted in a noise abatement notice being served. As far as the Licensing team is aware these started in 2008 but have worsened in the last year. As a result of this they are not able to meet the following Licensing Objective;

- Prevention of Public Nuisance

Secondly and most importantly as a result of receiving these noise complaints it has become apparent that the management are not managing the business in a responsible enough manner to hold a Premise Licence. As a result of this it is believed they are not able to meet any of the four licensing objectives;

- Protection of children from harm
- Prevention of Crime & Disorder
- Public Safety
- Prevention of Public Nuisance

The fact that a Licensing visit was undertaken by the Licensing team at night on Friday 13<sup>th</sup> June 2014 to drop off unpaid annual fee invoices and the licence holder and DPS Mr Daniel was not present and neither was any manager demonstrates that there is no one available to manage the premise. The member of staff spoken to stated that Mr Daniel was not in but did not state that he was no longer a part of the business. Furthermore there are concerns regarding the conflicting information that has been given by the 'management' of the premise, namely Mr Okenla and Ms Lisa Amoye who appeared on the telephone during my last visit on 8<sup>th</sup> November 2014 has led me to question the management of the premise. The fact that Miss Amoye has since transferred the Premise Licence into her name has meant that Licensing wish to bring the matter before the sub-committee for consideration.

Thirdly, on looking at the conditions of the Premises Licence there are a number of concerns that these are outdated or not appropriate.

Further conditions are required in order to minimise issues at the premise, therefore Licensing would like to ask for the following;

1. That the current Licence Holder and DPS be removed from the Premises Licence to;
  - a. Somebody that has not already shown a contradiction in their ability to manage the premise and
  - b. Someone that would be available for the majority of the day to day running of the business.
2. That the following conditions be removed from the Premises Licence;
  - a. From 00:00, up to and including closing time Monday to Sunday, an employee of the applicant must supervise the exit of every person from the premises, and ensure and instruct each person to leave quietly and not congregate outside the front of the premises.
  - b. No entry or re-entry shall be permitted after 02:30 hours.
  - c. CCTV shall be installed and maintained in a working condition.
  - d. All CCTV recordings shall be kept for 31 days and shall be made available to police and licensing officers if requested.

And that the following conditions be added to the Premise Licence;

- a. 2 door supervisors of a suitable gender mix shall be employed from 20.00 hours on any day when the premises are open for the sale of alcohol past 00.00 hours.
- a. A register/log containing the names, badge number, dates & times of duty of security staff and any incidents that occur shall be kept and made available to the Police and Licensing Authority
- b. No entry or re-entry shall be permitted after 23.00 hours. Patrons permitted to temporarily leave and then re-enter the premises to smoke, shall be limited to 4 persons at any one time and must leave the premise straight into a cordoned off area (not fixed) at the front of the premise and then straight back into the premise. If they exit this cordoned area they must not be allowed back into the premise after 23.00hrs.
- c. No 'Off' sale deliveries of alcohol will be permitted
- d. Notices asking customers to leave quietly shall be conspicuously displayed at all exits.
- e. A noise limiter set at a level agreed by Brent Council's Licensing Unit shall be used at all times.
- f. The level of music shall be arranged so as not to cause a nuisance to local residents.
- g. CCTV shall be installed to Home Office Guidance standards and maintained in a good working condition and recordings shall be kept for 31 days and shall be made available to police and authorised Officers from Brent Council.
- h. A CCTV camera shall be installed to cover the outside entrance of the premises and further cameras installed to cover the entrance area from the inside of the premise, the overall restaurant and the bar area.
- i. A "Challenge 21" policy shall be adopted and adhered to at all times.
- j. An incident log shall be kept at the premises, and made available for inspection on request to an authorised officer of Brent Council or the Police, which will record the following:
  - (a) all crimes reported to the venue
  - (b) all ejections of patrons
  - (c) any complaints received
  - (d) any incidents of disorder
  - (e) all seizures of drugs or offensive weapons
  - (f) any faults in the CCTV system or searching equipment or scanning equipment
  - (g) any refusal of the sale of alcohol
  - (h) any visit by a relevant authority or emergency service.
- k. Notices explaining the licensee's policy on admission and searching shall be placed at each entrance.
- l. Substantial food and non-intoxicating beverages shall be available during the whole of licensed hours in all parts of the premises where intoxicants are provided.
- m. Children shall not be allowed onto the premise after 20.00hrs unless accompanied by an adult and no

children shall be allowed onto the premise after 23.00hrs.

And that the following conditions remain on the Premise Licence;

- a. Customers shall not be permitted to take open glass containers outside the premises as defined on the plan submitted to and approved by the Licensing Authority.
  - b. A copy of the premises licence summary including the hours which licensable activities are permitted shall be visible from the outside of each entrance to the premises.
  - c. The total number of people permitted on the premises including staff and performers shall not exceed 50.
  - d. At all times when amplified live or recorded music or voice are being played at the premises all doors and windows must remain closed.
3. That the Licensable activities be reduced to the following;
- a. Hours Premise are open to the public;  
Sunday-Thursday 11.00hrs-00.00hrs  
Friday-Saturday 11.00-02.30hrs
  - b. Recorded Music  
Friday-Saturday 11.00-02.00hrs
  - c. Supply of Alcohol  
Sunday-Thursday 11.00hrs-23.30hrs  
Friday-Saturday 11.00hrs-02.00hrs
  - d. Late Night Refreshment  
Sunday-Thursday 11.00hrs-23.30hrs  
Friday-Saturday 11.00hrs-02.00hrs
  - e. Provision of Facilities for Dancing  
Friday-Saturday 11.00hrs-02.00hrs
  - f. Live Music  
Sunday-Thursday 23.00hrs-00.00hrs  
Friday-Saturday 23.00-02.00hrs
4. That a generic action plan be put together to demonstrate how the licence holder/DPS will manage the use of the Premise when either of the following licensable activities are to take place, showing particularly how they will adhere to the four licensing objectives;
- a. Recorded Music
  - b. Provision of facilities for Dancing

**Please provide as much information as possible to support the application** (please read guidance note 2)

Issue 1

On the 2<sup>nd</sup> June 2014 Brent Licensing Team received a request via email from the noise team (Juhaina Junaid) regarding this premise. The email stated that there had been a number of noise issues at the premise on the dates below;

Sunday 1.6.14. 4am - 6am  
Saturday 31.5.14 4am - 6am  
Friday 23.5.14 4am - 6am  
Saturday 24.5.14 4am - 6am  
Sunday 25.5.14 4am - 6am

and a request was made for a copy of the licence.

On 2<sup>nd</sup> June 2014 a copy of the licence was sent to Ms Junaid and contact details for the previous licence holder Mr. Gbeminiyi Daniel were given.

A further email was then received by Licensing from Juhaina on 31<sup>st</sup> August 2014 surrounding concerns that the above premises were still causing noise issues particularly between 02.00hrs-06.00hrs. A meeting was held between myself and Juhaina on 25<sup>th</sup> September 2014 and it was decided that we should call the licence holder and DPS Mr Daniel into Brent Council offices to discuss the issues. A letter was sent to;

- The premise address on 26<sup>th</sup> September 2014 inviting Mr Daniel in for interview on 14<sup>th</sup> October 2014, this letter was not returned and was ignored (SF002)
- The premise address on 29<sup>th</sup> October 2014 inviting Mr Daniel in for interview on 11<sup>th</sup> November 2014, this letter was sent recorded delivery, was not returned and was ignored (SF003)
- Mr Daniel's home address on 29<sup>th</sup> October 2014 inviting Mr Daniel in for interview on 11<sup>th</sup> November 2014, this letter was sent recorded delivery, signed for and was ignored. It is believed that Mr Daniel did not sign for this letter but it was signed for in his name (SF004).

An email was then sent to Mr Daniel's email address on 29<sup>th</sup> October 2014 provided on the Premise Licence attaching all three letters above, to which a reply was received from Mr Daniel on 3<sup>rd</sup> November 2014. The reply from Mr Daniel stated that he had not had a part to play in Mr Balogun's business for years and could not come into the meeting because he wasn't in the UK (SF005). At this point Licensing had no idea of who Mr Balogun was. Further enquiries were made to the Licensing Police who disclosed that Mr Jason Balogun had attempted to apply to be on the Premises Licence but had been refused.

A reply email was then sent to Mr Daniel on 4<sup>th</sup> November 2014 stating that he would need to either transfer or surrender the licence. (SF006) As of 25<sup>th</sup> November 2014 the Licensing Team has not received a response from Mr Daniel.

On 8<sup>th</sup> November 2014 at 01.25hrs I visited the premise with my colleague Lavine Miller-Johnson from Licensing and another colleague Juhaina Junaid from the noise team. On entering the premise a male approximately 5ft 7" approached me. I introduced myself and the male became instantly defensive and aggressive. I asked the male his name; he begun by telling me his first name and then stopped and asked what would happen if he didn't give me his name. I explained that this would be an obstruction under the Licensing Act 2003 and he could face being prosecuted. The male then responded by continuing to be aggressive, when asked to refrain from behaving in this way, he stated that he didn't take well to being threatened. I explained that I was simply responding to his question. The male then continued to give me his name Mr Oluwadamilare Okenla and was recognised by Juhaina as being the DJ during the last visit she had made. I asked him under which capacity he was working and he responded by saying that he was the 'manager'. Juhaina then asked him whether he no longer was the DJ as per her previous visit and he responded by saying 'I wasn't a DJ on that day', which Juhaina then refuted as being different to what he had stated during the last visit.

I asked Mr O who the licence holder for the premise was, he replied by saying he didn't know. I asked him when he had last seen Mr Gbeminiyi Daniel and Mr O responded by saying that Mr D visited the premise every day. Mr O then stated that he himself was in the premise every weekend. I asked how he knew Mr D was in the premise every day if he was only in on the weekends. He said he didn't know. I then asked Mr O when was the last time he saw Mr D, he replied by asking to retract what he had previously stated about Mr D being in the premise every day. I replied by saying that he wouldn't be able to retract his statement but would be able to add to what he had already stated. Juhaina then had a conversation regarding the noise issues with Mr O.



A member of staff at the other end of the premise then stated that the manager was on the phone. They stated her name was Lisa. I introduced myself on the telephone and asked whether her surname was Amoye, Lisa confirmed this was correct. I asked Miss A who the owner of the business was, Miss A stated that she was the owner of the business, that her name was on the lease but that the business rates were in Mr D's name (SF007). I asked how often Mr D was present in the premise and Miss A responded by saying that he was in the premise 5-6 days of the week and was present both week days and weekends. I asked when Mr D was last in the premise and Miss A replied by saying that he had been in earlier today. I asked how she knew for sure that he had been in the premise earlier today, whether she had been in the premise with him at the same time. Miss A responded by saying that she wasn't in the premise but was sure he was there because she had heard the kitchen staff in the background working in the kitchen.

I then asked Miss A when she normally comes into the premise, Miss A responded Friday, Saturday and Sunday and then added 'most of the week'. I then told Miss A that I had written proof that Mr D was no longer a part of the business and that he had stated this fact. Miss A Laughed into the phone but said nothing. Miss A then said Mr D is still part of the business and pops in. Miss A then mentioned a Mr Balogun as being the current business owner but that he was selling the business over to herself; she was waiting for the lease to be changed over to her name. Miss A stated that Mr B has been running the business for the last 8-9 years. I asked Miss A if she still stood by her statement that Mr D was a part of the business and she replied that she stood by it.

Miss A stated that she was sent a transfer notice application form but it hadn't been filled in yet. I told miss A that she could put the transfer in to change the premises licence into her name, however the licence would be reviewed under two grounds -

1. The fact that all visits have resulted in employees saying that the licence holder and Designated Premise Supervisor Mr D still works for the business when he clearly doesn't - therefore those currently running the business are not responsible enough to have a licence.

2. Numerous noise complaints resulting in a notice being served on the premise by Juhaina Junaid.

I then asked miss A if the CCTV is in working ordered and she responded by saying yes. I then asked how long the CCTV records for. Miss A initially stated 7 days and then when I mentioned that the requirement may be for 31 days, Miss A stated that was what she meant, it was 7 days at a time but recorded for 31 days.

During my visit the following condition; a copy of the premises licence summary including the hours which licensable activities are permitted shall be visible from the outside of each entrance to the premises was not met.

I told miss A that she did not have a valid DPS on the Premise Licence and would therefore have to stop selling alcohol. She would have a choice of removing it from display or covering it up. I told Miss A that she would need to tell Mr O, to ensure him and any of the staff did not sell alcohol. Mr O and the other members of staff were standing around the telephone conversation I was having with Miss A and specifically Mr O heard all of the conversation. I told Miss A and Mr O that I would be returning to the premise to ensure that the alcohol had been covered up.

I returned to the premise at 02.33hrs. The staff had put black bags over the alcohol; I took photographs of the two fridges and behind the counter. (SF008) Whilst in the premise a male that had been present during the previous visit approached me and told me he was Miss A's legal representative. His name is Shola Oyediran - 07446162087 from Chris Solicitors, 72 Stoke Newington High Street, N16 7PA. I explained that I could not discuss any of the case with him unless Miss A wrote a letter giving me permission to deal with her part in the presenting issues. I also explained to Shola that I would not be able to discuss any of the licence with Miss A either because she is not currently the licence holder or DPS. I then left the premise

Since my visit to the premise, the Premises Licence and DPS consent have been transferred into Ms Lisa Amoye's name (SF009, SF010 & SF011) but as a result of the complaints received and the contradictions in Ms Amoye's conversation with me Licensing have no faith in Ms Amoye's ability to responsibly manage the running of the premise.

A letter was sent to Miss Amoye on Tuesday 11<sup>th</sup> November 2014 to both her home address (SF012) and premises address (SF013) asking for a copy of the CCTV for specific days over the last 31 days. I had requested that Ms Amoye present the CCTV by Monday 17<sup>th</sup> November 2014 but have received no response regarding this. On 18<sup>th</sup> November 2014 an email was sent to Ms Amoye to the email address provided when the licence was transferred on 10<sup>th</sup> November 2014 to ask for CCTV footage as it had not been provided based on previous letters, no response had been received to this email (SF014). I then visited the premise on 22<sup>nd</sup> November 2014 at 01.35hrs with my colleague Esther Chan and spoke to Freda Johnson, an employee. The last time Ms Johnson had seen Ms Amoye was on Wednesday 19<sup>th</sup> November 2014. Whilst in the premise there was a male that was

very intimidating towards myself and my colleague Esther Chan. He kept suggesting to Ms Johnson that she should not answer any of my questions. He talked over me and kept interfering whilst I was trying to carry out my duties. The staff present in the premise did not ask the male to stop behaving in this manner.

I then received an email from Ms Amoye on Saturday 22<sup>nd</sup> November 2014 at approx.. 13.00hrs stating that she had not been aware I was trying to get hold of her and would contact me on Monday with regarding the information I had requested. I replied to Ms Amoye on Saturday 22<sup>nd</sup> November at approx.. 23.30hrs explaining that she needed to bring the CCTV to the Civic Centre and put my telephone number in the email. On Monday 24<sup>th</sup> November 2014 at approximately 13.00hrs I received an email from the Business Support Team asking me to contact Ms Amoye. I called Ms Amoye who explained that the CCTV wasn't recording and therefore the dates I requested couldn't be provided. Ms Amoye had explained that the CCTV technician had been into see the CCTV on Sunday 23<sup>rd</sup> November 2014 and had stated that there were issues with the hard drive and would return on Tuesday 25<sup>th</sup> November 2014 to have another look. Ms Amoye explained that she thought it was working because the lights were still on at the front of the recorder. I explained to Ms Amoye that the Premise Licence was still being reviewed, when MS Amoye asked why I explained that I wouldn't be able to discuss it with her in that moment because I was busy but would be happy to discuss it when she called me back on Tuesday 25<sup>th</sup> November 2014. Ms Lisa Amoye said she couldn't understand why the Premise Licence was being reviewed when she had had nothing to do with the licence prior to transfer. On Tuesday 25<sup>th</sup> November 2014 Ms Amoye called me and gave the phone to the CCTV technician who explained that there were issues with the hard drive and it had not been recording. I asked the technician if he could supply me with a letter headed reply which stated this. The CCTV technician stated that he would oblige. At the time of submitting this application I have not yet received this letter.

I reserve the right to add any additional information to this application up until and on the hearing date.

Please tick ✓ **Yes**

Have you made an application for review relating to this premises before?

If yes, please state the date of that application

Day

Month

Year

--	--	--	--	--	--	--	--

**If you have made representations relating to this premises before, please state what they were and when you made them**

N/a

**Checklist**


Please tick ✓ Yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate x
- I understand that if I do not comply with the above requirements my application will be rejected x

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**Part 3 – Signatures** (please read guidance note 3)

**Signature of applicant or applicant’s solicitor or other duly authorised agent** (see guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature  .....

Date.....25.11.2014.....

Capacity .....Licensing Officer.....

<b>Contact name (where not previously given) and postal address for correspondence associated with this application</b> (please read guidance note 5)	
N/a	
<b>Post town</b>	<b>Post code</b>
<b>Telephone number</b>	
<b>If you would prefer us to correspond with you by e-mail your e-mail address (optional)</b>	

**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.

## Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

**Please return the completed form and any accompanying documents to the following address with a copy to the premises licence holder / Club that the application relates to:-**

Safer Streets (Licensing)  
Brent Council  
Fifth Floor  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

☎ 020 8937 5359

Email: [environmentandprotection@brent.gov.uk](mailto:environmentandprotection@brent.gov.uk)

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

**Please follow the instructions in the checklist on page 14 to submit the relevant copies to the responsible authorities. Contact details shown below:**

Chief Officer of Police  
Brent Licensing Department  
Fifth Floor  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

Tel: 020 8733 3206

North West Area 1  
London Fire Brigade  
169 Union Street  
London  
SE1 0LL

Tel: 020 8555 1200 x38778

Trading Standards  
Fifth Floor  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

Tel: 020 8937 5555

Environmental Health  
Fifth Floor  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

Tel: 020 8937 5252

Children's Services  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

Licensing Authority  
Fifth Floor  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

Tel: 020 8937 5359

Area Planning Service  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

Tel: 020 8937 5210

Public Safety Team  
Fifth Floor  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

Tel: 020 8937 5359

DAAT  
Public Health Directorate  
Wembley Centre for Health  
and Care  
116 Chaplin Road  
Wembley  
HA0 4UZ



---

Ms Lisa Amoye  
D DEN EXOTIC AFRICAN CUISINE,  
47 Cricklewood Broadway,  
London,  
NW2 3JX

19<sup>th</sup> January 2015

**Licensing Representation to the Application to Review the Premises Licence for D DEN EXOTIC AFRICAN CUISINE, 47 Cricklewood Broadway, London, NW2 3JX**

I certify that I have considered the application shown above and I wish to make representations that the likely effect of the review of the application is detrimental to the Licensing Objectives for the reasons indicated below.

Licensing Enforcement Officer: Lavine Miller-Johnson

An officer of the Licensing Authority, 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.

The application has been made to review the premises licence under section 51 of the Act.

The Licensing Authority representations are primarily concerned with the four licensing objectives;

- the prevention of crime and disorder;
- public safety;
- the prevention of public nuisance; and
- the protection of children from harm.

**A visit took place on Saturday 17<sup>th</sup> January 2015 at 01:00hrs as a result of the application to review the licence of the above premise, and the following was noted;**

On arrival to the premises, Ms Lisa Amoye was not present on site. There were three ladies sitting in the restaurant when Licensing Officer Esther Chan (**see supporting witness statement LMJ001**) and I entered the premises. We introduced ourselves and asked to speak with the licence holder Ms Amoye. Bukky Abula said that Ms Amoye was not available. I asked Ms Abula that in the absence of Ms Amoye who was the responsible person on the premises.

She said that they all were responsible. When questioned further about the activities that take place on the premises Ms Abula no longer seemed interested in answering any more questions and then referred me in the direction of one of the other female assistants. This lady was called Ms Xilvro Peters. Ms Peters said that Ms Amoye was going to be in the premises in about two hours time. I asked if Ms Amoye could be contacted and Ms Abula said no because she would be sleeping.

#### **Mandatory conditioned breached:**

##### **Age verification Policy -**

**Condition (1)** Ms Peters was asked what age verification policy was adopted. She was unaware of what I was asking as there had been no training. There were no training records or authorisation from Ms Amoye to suggest that these members of staff were suitable to sell alcohol on the premises.

#### **Other Conditions breached:**

##### **CCTV-**

##### **Condition (1) CCTV shall be installed and maintained in working condition-**

On inspection I was unable to check the CCTV as the staff was unable to operate the system. I asked Ms Peters if she had access to the CCTV and she said only Ms Amoye has access to the system.

##### **Condition (2) All CCTV shall be kept for 31 days and shall be made available to the police and licensing officers if requested-**

When I asked Ms Peters if she could retrieve a copy of the CCTV if requested she replied only the licence holder could operate it and she would need to be called to advise the staff how to operate the system. This would not have been possible at this time as I was told that Ms Amoye was sleeping.

From observing the visits made by Licensing Officer Susana Figueiredo which was entered on the licensing database I noted that Susana has made attempts to obtain a copy of the CCTV footage following her visit on the 8<sup>th</sup> November 2014. To date it has not been confirmed if the CCTV is in operation.

*The Licensing Authority require the following points to be included in the operating schedule and added as conditions on the premises licence.*

**Condition: A personal licence holder shall be present on site to manage and supervise all sales of alcohol.**

**Licensing objective satisfied:** Public safety, the prevention of public nuisance and the protection of children from harm.



- i. Reasons: Following my visit on Saturday 17<sup>th</sup> January 2015 I was not satisfied that the present staff were suitable to carry out the management of the premises in the absence of the DPS Ms Lisa Amoye.

In my professional opinion I feel that Ms Lisa Amoye should be removed as the DPS on the premises licence as this is the second evening visit that I have made to the premises (**first visit 8<sup>th</sup> Novemeber 2014**) when Ms Amoye was not present and leaving no suitably trained responsible person to manage the premises in her absence.

**Informative:**

- On inspection the floor plan of the premises was observed. I would advise you to submit a variation in order to ensure the correct layout of the premises is reflected on the plan.
- Please ensure that you display the correct notices on the premises that indicate the age verification that you have adopted.
- Fire extinguishers to be checked and serviced. Existing extinguishers have no labeling.
- Fire extinguishers to be present in the kitchen area and on the shop floor.

In order for the Licensing Team to withdraw this representation, it will be necessary for you to confirm in writing that you are willing to accept the above conditions and carry out any necessary works.

Yours sincerely,

Lavine Miller-Johnson  
Licensing Officer  
Regulatory Services





# Witness Statement

CJ Act 1967, s9;

MC Act 1980, ss5A(a) and 5B;

MC Rules 1981, r70;

UPRN: 

--	--	--	--	--

**Statement of:** .....Esther Chan.....

**Age:** .....Over 18.....

**Occupation:** .....Licensing Inspector.....

This statement (consisting of 1 page each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything which I know to be false or do not believe to be true.

**Dated the:** .....20.01.15.....

**Signature:** .....  .....

I am employed by the London Borough of Brent as a Licensing Inspector. My duties include enforcing the Licensing Act 2003. On Saturday 22<sup>nd</sup> November 2014 at 01:35hrs I was on duty with my colleague, Licensing Inspector, Ms Susana Figueiredo conducting a licensing visit at D'Den 47 Cricklewood Broadway, London, NW2 3JX. The reason for our visit was to try and speak to Ms Lisa Amoye, who officer Figueiredo was trying to contact.

On entering the premise, we introduced ourselves to a staff member at the bar known to be Ms Freda Johnson. Officer Figueiredo asked Ms Johnson if Ms Amoye was present on the premise. Ms Johnson replied that the last time she had seen Ms Amoye was on Wednesday 19th November 2014.

Whilst we were on the premise there was a male that was very intimidating towards myself and Officer Figueiredo. He kept intercepting our conversation with Ms Johnson and suggested to Ms Johnson that she does not need to answer any our questions. The staff did not make any attempt to stop the male from intervening during our visit nor to stop his behaviour.

**Signature:**



**Signature Witnessed by:**



# Witness Statement

CJ Act 1967, s9;

MC Act 1980, ss5A(a) and 5B;

MC Rules 1981, r70;

Continuation of Statement of .....

Page No: of

Signature.....

Signature Witnessed by:.....



# Witness Statement

CJ Act 1967, s9;

MC Act 1980, ss5A(a) and 5B;

MC Rules 1981, r70;

**Witness Name:** .....LICENSING INSPECTOR.....

**Home Address:** ..BRENT CIVIC CENTRE, ENGINEERS WAY,WEMBLEY, HA9 0FJ

**Telephone No:** *Home* :.....*Business:* .....02089375303.....

*Mobile:*.....*E-mail:*.....

**Female** (delete as applicable)

**Date of Birth**.....

Dates to be avoided. Delete dates of non-availability of witness to attend court.

*January*

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*September*

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*December*

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**STATEMENT TAKEN BY (Print name)**

ESTHER CHAN

**Job Title:**

LICENSING INSPECTOR

**Date/Time Statement taken**

20.01.15 @ 09:00hrs

**Place statement taken:**

BRENT CIVIC CENTRE.

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# Witness Statement

CJ Act 1967, s9;

MC Act 1980, ss5A(a) and 5B;

MC Rules 1981, r70;

UPRN: 

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Statement of: .....Esther Chan.....

Age: .....Over 18.....

Occupation: .....Licensing Inspector.....

This statement (consisting of 2 pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything which I know to be false or do not believe to be true.

Dated the: .....20.01.15.....

Signature: .....  .....

I am employed by the London Borough of Brent as a Licensing Inspector. My duties include enforcing the Licensing Act 2003. On Saturday 17<sup>th</sup> January 2015 at 01:00hrs I was on duty with my colleague, Licensing Inspector, Ms Lavine Miller-Johnson conducting a licensing visit at D'Den 47 Cricklewood Broadway, London, NW2 3JX. The reason for our visit was based on a review application.

On entering the premise, we introduced ourselves and there were three females within the premise. We spoke to a female sitting near the bar known to be Ms Bukky Abula. Officer Miller-Johnson asked Ms Abula if Ms Amoye was present on the premise. Ms Abula replied she is not here at present. Officer Miller-Johnson then asked Ms Abula in the absence of Ms Amoye who was the responsible person in charge on the premise. Ms Abula said 'everyone is responsible'.

Whilst Officer Miller-Johnson asked further questions, Ms Abula did not seem to be interested in answering any of our questions and referred us to a another female within the premise known to be Ms Xilvro Peters. Officer Miller-Johnson asked Ms Peters if she knew where Ms Amoye was at present Ms Peters said Ms Amoye was going to be in the premises within the next two hours. Officer Miller-Johnson asked Ms Peters if Ms Amoye was contactable and Ms Peters replied no and Ms Amoye is currently sleeping.

Whilst were on the premise we observed alcohol on display for sale. Officer Miller-Johnson asked if there were any personal licence holders on the premise. Ms Peters replied that even if she had a personal licence, she would not be carrying it around with her.

Officer Miller-Johnson and I then went through the conditions embedded on the current premise licence. There were a number of conditions that were breached.

Signature: 

Signature Witnessed by:



# Witness Statement

CJ Act 1967, s9;

MC Act 1980, ss5A(a) and 5B;

MC Rules 1981, r70;

Continuation of Statement of .....Esther Chan.....

Page No: 2 of 2

The first condition that was breached was related Age Verification Policy

**(1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.**

**(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.**

Officer Miller-Johnson asked Ms Peters if she knew the age verification policy within the premises. Ms Peters replied that she was not aware of any age verification policy as she had not received any training nor been authorised to sell alcohol. Ms Peters said that this is a question for Ms Amoye to answer, which she should know. I asked Ms Peters if there were any age verification posters i.e. 'Challenge 21' on display for customers to see. She said a poster was on display but has disappeared. Ms Peters confirmed that there no staff training documents for us to see.

Another few conditions that were breached

**Condition (1) CCTV shall be installed and maintained in working condition?**

Nobody within the premise was able operate the CCTV system. Officer Miller Johnson asked Ms Peters if she had access to the CCTV and she said only Ms Amoye has access to the system.

**Condition (2) All CCTV shall be kept for 31 days and shall be made available to the police and licensing officers if requested-**

Officer Miller Johnson asked Ms Peters if she could retrieve a copy of the CCTV if requested she replied that only Ms Amoye can operate it and she would need to be called to advise the staff how to operate the system. This would not have been possible at this time as we were told that Ms Amoye was sleeping.

I asked Ms Peters to show me where the fire fighting equipment was located. She didn't seem to know at first. I asked if there were any in the restaurant or bar area and we looked around and couldn't find any fire extinguishers.

Ms Peters then lead me to the kitchen and pointed out a fire extinguisher mounted behind the door. I asked her when the fire extinguisher was last checked, she said, recently. However, there was no label on the back of the fire extinguisher to indicate when it was last checked and Ms Peters did not have documentation to prove when it had been checked. We then went to the area where the male and female toilets were located, I discovered two fire extinguishers placed on the floor, which appeared to be dusty. Again, there were no labels to indicate when they were last checked.

Officer Miller Johnson and I then looked at the plan associated to the licence. On checking the plan, I noticed that the plan did not reflect the current layout of the premise, namely where the male and female toilets were located. We informed Ms Peters about this and showed her where the changes were identified.

We then left the premise to continue with our licensing duties.

Signature.....  .....

Signature Witnessed by:.....





# Witness Statement

CJ Act 1967, s9;

MC Act 1980, ss5A(a) and 5B;

MC Rules 1981, r70;

**Witness Name:** .....LICENSING INSPECTOR.....

**Home Address:** ..BRENT CIVIC CENTRE, ENGINEERS WAY,WEMBLEY, HA9 0FJ

**Telephone No:** *Home* :.....*Business:* .....02089375303.....

*Mobile:*.....*E-mail:*.....

**Female** (delete as applicable)

**Date of Birth**.....

Dates to be avoided. Delete dates of non-availability of witness to attend court.

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**STATEMENT TAKEN BY (Print name)**

ESTHER CHAN

**Job Title:**

LICENSING INSPECTOR

**Date/Time Statement taken**

20.01.15 @ 09:30hrs

**Place statement taken:**

BRENT CIVIC CENTRE.

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Licensing Authority  
Brent Council  
Brent Civic Centre  
Engineers Way  
Wembley

**Brent Borough  
Licensing Department**

Your ref:  
Our ref:

Wembley Police Station  
603 Harrow Road  
Wembley  
HA0 2HH  
Tel: 020 8733 3206  
Fx: 020 8733 3101  
Email:  
nicola.mcdonald@met.police.  
uk  
www.met.police.uk

Date 20th January 2015

Dear Sir/Madam

Further to your review application for D'Den 47 Cricklewood Broadway, NW2 dated 23rd December 2014.

I have been a licensing officer since 2005 and since that time I have been familiar with these premises. Ms Amoye was the existing DPS from 24/11/2005 to 4/2/2011. In that period of time I never saw Ms Amoye at the venue. The one occasion she was at premises was by an agreed appointment where I arrested her for failing to appear at Brent Magistrates court for Breach of food hygiene regulations in 2010.

Historically at this premise the named DPS is just a named individual who actually has no dealings with the day to day running.

Yours Sincerely

Nicola McDonald PC157QK  
Licensing Constable  
Brent Police



## **Premises License Review Application**

Reference: 223245570

Applicant: **Licensing Department, Brent Council**

Premises: **D DEN EXOTIC AFRICAN CUISINE, 47 Cricklewood Broadway, London, NW2 3JX**

## **Representation by Nuisance Control Team, Brent Council**

**Officer:** Juhaina Junaid

**Title:** Enforcement Officer, *in whose area the premises are situated purposes of exercising its statutory function as a 'Responsible Authority' under the Licensing Act 2003.*

I would like to confirm that I have considered the above proposal with regard to the prevention of public nuisance. On behalf of the Nuisance Control Team (NCT) I would like to:

### **Support the Review application**

#### **NCT Case Summary:**

- Number of unique days complaints relate to are 33+ since March 2013.
- Due to current extended permitted hours of operation, the premise is operated like a Night Club on Fridays, Saturdays and Sundays.
- Although Noise team had made several visits to the site during various times of day or night, never have we been able to find a responsible person authorised under the premises license on site or acting as supervisor at that time. Several times, we have found the site was being run by kitchen staff, waiters, and people who would not even give us their names.
- Noise Abatement Notice Served under Environment Protection Act 1990 in June 2014: The noise level witnessed within a property above the site was unacceptably loud and judged to a nuisance in law.
- The structure of the site is not suitable for loud and amplified music, especially at noise sensitive times.
- NCT attempted to contact the DPS and managers for the site with an intension to take follow-up actions to try resolve future nuisance from occurring. But have failed to receive any response back.
- Despite the noise abatement notice and a further reminder letter, we continue to receive complaints about the site
- Further 24 individual complaints were received after the notice was served on June 2014.
- We have no confidence that Ms Lisa Amoye (who we understand, was also in charge of the site during Mr Gbeminiyi's prolonged absence) is able to Manage the site without causing or preventing Public Nuisance.

Thus, I support that, to prevent further public nuisance from the site the operational hours be reduced to Sunday-Thursday 11.00hrs-00.00hrs and Friday-Saturday 11.00-02.30hrs. I also support that a suitable, appropriate and responsible Premises Supervisor and Licensee be determined to ensure licensing objectives are met and license conditions are complied with.

I reserve the right to include further evidence to support my case if obtained from the date of submission of this application till the hearing and/or during the time allowed for any appeal proceedings.

### Summary of Complaints and actions

Date	Complaints received by NCT	NCT actions/ notes
March 2013	Complaints of Loud music:  Camden's Licensing Enforcement officer informs us of complaint received by them	
06/03/2013 13:30		NCT officer visited and found that Manager was not available at that time.
06/03/2013 19:20:		NCT officer visit: Met Supervisor Winnie Akpa, spoke to owner Gbeminiyi Daniel over telephone. (not present on site)
01/06/2014 20:03	Received online complaint alleging Loud music:  Sunday 1.6.14. 4am - 6am Saturday 31.5.14 4am - 6am Friday 23.5.14 4am - 6am Saturday 24.5.14 4am - 6am Sunday 25.5.14 4am - 6am	Complainant also stated that noise on many previous occasions as well and sometimes starting earlier.
12/06/2014 11:47		Visit by NCT officer: Site was found closed
13/06/2014 10:59	Further complaints of Loud music:  24/514,25/5/14,26/5/14,31/514,1/614,7/6/14,8/6/14	Noise between 1.00 am to 6.00 am in morning
14/06/2014 01:18	14/06/2014 01:15: Noise Complaint received	At 01.50 hrs a visit was made to complainant's property. Noise nuisance witnessed. Noise ongoing with Congo type drums and voice muffled clearly audible inside Complaints bedroom from 1.50 to 2.10 AM. <b>Confirmed statutory nuisance.</b>  At 02.11 I visit D'den restaurant. Where I found that the Music was on full blast and audible outside the premises. Lobby doors were open. A male identifying himself as the person in charge, stated to me that he was just a supervisor and has nothing to do with

		<p>the license. He informed to me that owner of site is out of the country and is not available most of the times. Another male identifies himself as the DJ and stated his name was Adams Okay. I asked them to show me the license for the site which they failed to do. They were not cooperative and were reluctant to reduce the music volume upon my request. I found them to be very argumentative. At a later stage after I state what actions may follow one of them go in and reduce the volume slightly.</p> <p>I verified with the complainant if the volume level was satisfactory and as she confirms she is OK to sleep with this level (although audible), I do not demand any further volume reduction.</p>
23/06/2014 22:14		Noise Abatement notice Served under S 80 of EPA On: Mr Kola Onifade and Mr Daniel Gbeminiyi
24/06/2014 18:48		Licensing Team contacted to inform that we have witnessed a statutory nuisance from the premises between 01.50 and 02.10 hrs and that a Noise abatement notice has been served.
28/06/2014 23:42		During a proactive visit by NCT officer: At 23:42, no noise heard from outside, the front door was wide open, but the restaurant was empty.
29/06/2014 22:33	<p>Further complaints of Loud music:</p> <p>Saturday 21st June from 4.30am to 5.45am  Sunday 22nd June from 4.30am to 5.45am  Saturday 28th June from midnight to 6am  Sunday 29th June from midnight to 6am</p>	
05/07/2014 20:08	<p>Further complaints of Loud music:</p> <p>Saturday 5th July from 3.30am to 5.45am.</p>	<p>21:41 hours: NCT officer calls back compt, but noise is off now.  Complainant stated noise woke them up and couldn't get back to sleep.</p>
12/07/2014 22:18	<p>Further complaints of Loud music:</p> <p>Saturday, 12th July, between 3.55am and 5.45am.</p>	<p>14/07/2014 18:09: Complainant contacted back stating noise is outside of our service hours and we may try and make a special arrangement to assess the noise.  Complainant states:  <i>Please, please, please can you make them stop</i></p>

18/07/2014 09:11	Further complaints of Loud music:  On Sunday 13th July, from 3.30am to 5.40am	
21/07/2014 10:48.	Further complaints of Loud music: received online	22/07/2014 11:46: visit by NCT officer: site found to be closed
29/07/2014 22:33	Further complaints of Loud music:  Saturday 26th July, from 3.30am to 5.30am. This occurred on Sunday 27th July, from 3.45am to 5.45am	
03/08/2014 20:18	Further complaints of Loud music, throbbing base:  On Sunday 3rd August, from 3am to 6am	<b>Complainant states:</b> <i>Please let me know when you might be able to do something about this. I would like to be able to sleep during the night at the weekends. At the moment, I find it impossible.</i>
03/08/2014 20:01	Further complaints of Loud music, throbbing base:  On Saturday 2nd August, from 2.30am to 5.30am.	
17/08/2014 21:14	Further complaints of Loud music, throbbing base:  Sunday 17th August, 2.15am - 6am Saturday 16th August, from 2.30am to 5.30am Monday 11th August, 1.30am to 2.15am Sunday 10th August, 2.30am - 5.45am Saturday 9th August, 2.30am - 5.30am	
29/08/2014 11:17	Further complaints of Loud music, throbbing base:  Sunday 24th August, from 3am to 5.30am Monday 25th August, from 3.45am to 5.30am Saturday 23rd August, 2.45am to 5am	<b>Complainant states:</b> <i>When are you going to do something about this?</i>



29/08/2014 14:20		Visit by NCT officer: Arrived at 14:20, no manager was present. Spoke to the kitchen assistant (Female) who passed on the owners wife number. (Lisa the owners wife). Officer advised the assistant that they should monitor the noise created in the property as the Council will be monitoring. I also left my details for Lisa to call.
31/08/2014 15:32	Further complaints of Loud music, throbbing base:  Sunday 31st August, 3.30am to 5.30am  Saturday 30th August, from 2.30 - 5.45	Complainant states: <i>Please let me know whether you are ever going to do anything about this or not. It very much seems like not at the moment, but I live in hope.</i>  Complainant states: <i>Will this ever stop or should I just plan to continue taking sleeping tablets every weekend for the rest of my life?</i>
16/09/2014 16:41		Reminder letter sent for 'Noise Abatement Notice' under EPA S80
25/09/2014 14:30		Officers called both numbers for Mr Gbeminiyi. But there was no answer on either. Messages left requesting call back and advising that we are trying to arrange a meeting with him regarding his license and noise complaints that we have had. Contact number and case ref given.
02/10/2014 20:48	Further complaints of Loud music, throbbing base:  Saturday 6th September 3am - 5.30am Sunday 7th September 2.45am - 5.45am	
08/11/2014 01:30		Joint visit to site with Licensing officer Susana. Again DPS on the license and Licensee not present at site. Person stating he is the site manager now is Mr Oluwadamilare Okenla, who during my last visit stated he was the DJ only with no link to the business. I spoke to Ms Lisa Amoye (again over phone) re noise complaints and that we will prosecute if further evidence of nuisance witnessed.
01/12/2014 13:19	Complainant states that D'Den Restaurant is still ongoing in the early hours of every Saturday and Sunday and causing noise disturbance	

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**Viechweg, Dennis**

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**From:** Figueiredo, Susana  
**Sent:** 22 January 2015 09:15  
**To:** business licence  
**Subject:** Fwd: Review Application - D'Den, 47 Cricklewood Broadway, NW2 3JX

Dear Business licence,

I'm not sure if you received this representation for D'den.

Kind Regards

Susana

Begin forwarded message:

**From:** "Islam, Shamsul" <[Shamsul.Islam@brent.gov.uk](mailto:Shamsul.Islam@brent.gov.uk)>  
**Date:** 20 January 2015 17:15:37 GMT  
**To:** LicensingTeam <[Licensing.Team@brent.gov.uk](mailto:Licensing.Team@brent.gov.uk)>  
**Cc:** "lisaamoye@[REDACTED]" <[lisaamoye@\[REDACTED\]](mailto:lisaamoye@[REDACTED])>, "Figueiredo, Susana" <[Susana.Figueiredo@brent.gov.uk](mailto:Susana.Figueiredo@brent.gov.uk)>  
**Subject:** Review Application - D'Den, 47 Cricklewood Broadway, NW2 3JX

Dear Licensing Team

I am informed that the above licence is being reviewed and therefore would like to forward my concerns and comments regarding issuing the licence in the name of Lisa Amoye or Mr Akeem Balogun. Both of these persons who are believed to be the food business operators / proprietors failed to appear in Court to answer to summonses served for food safety offences. Subsequently warrants were issued and they were arrested for not showing up in Court. I therefore question their suitability to hold such a licence.

Please let me know if you require further information regarding this case.

Kind regards

Shamsul Islam  
Regulatory Service Manager  
Regulatory Services  
Brent Council

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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 Neighbourhood

Date: 9 December 2014

**Licence number 201701**

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

#### Part 1 - Premises Details

**D DEN EXOTIC AFRICAN CUISINE**, 47 Cricklewood Broadway, London, NW2 3JX  
Telephone: 020 8830 5000

*Licensable activities and the times authorised by this licence*

#### Live Music:

Day	Start Time	End Time
Friday	21:00	04:00
Saturday	21:00	04:00
Sunday	21:00	02:00

Non standard timings: Christmas Eve (22:00 - 04:00), New years eve (22:00 - 06:00)  
Easter period 22:00 - 03:00).

**Recorded Music:**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	11:00	03:00
Tuesday	11:00	03:00
Wednesday	11:00	03:00
Thursday	11:00	03:00
Friday	11:00	06:00
Saturday	11:00	05:00
Sunday	11:00	04:00

**Provision of Entertainment Facilities for Dancing:**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Friday	22:00	05:00
Saturday	22:00	05:00
Sunday	22:00	03:00

Non standard timings: Christmas eve (22:00 - 04:00), New years eve (22:00 - 06:00)  
Easter period 22:00 - 03:00).

**Provision of Late Night Refreshment:**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	23:00	03:00
Tuesday	23:00	03:00
Wednesday	23:00	03:00
Thursday	23:00	03:00
Friday	23:00	06:00
Saturday	23:00	05:00
Sunday	23:00	04:00

Non standard timings: Christmas eve (22:00 - 04:00), New years eve (22:00 - 06:00)  
Easter period 22:00 - 03:00).

**Supply of Alcohol:**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	11:00	02:30
Tuesday	11:00	02:30
Wednesday	11:00	02:30
Thursday	11:00	02:30
Friday	11:00	05:30
Saturday	11:00	04:30
Sunday	11:00	03:30

Non standard timings: Christmas eve (22:00 - 04:00), New years eve (22:00 - 06:00)  
Easter period 22:00 - 03:00)

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

<b>The Opening Hours of the Premises:</b>
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<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	11:00	03:00
Tuesday	11:00	03:00
Wednesday	11:00	03:00
Thursday	11:00	03:00
Friday	11:00	06:00
Saturday	11:00	05:00
Sunday	11:00	04:00

Non standard timings: Christmas eve (22:00 - 04:00), New years eve (22:00 - 06:00)  
Easter period 22:00 - 03:00).

## Part 2

### Details of Holder of Premises Licence:

Name: Ms. Lisa Amoye

Address: [REDACTED]

Telephone: [REDACTED]

### Details of Designated Premises Supervisor:

Name: Lisa Amoye

Address: [REDACTED]

Personal Licence Number: 150795

Issuing authority: London Borough of Brent

### Annexe 1 - Mandatory Conditions

#### No Irresponsible Drinks Promotions

(1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises;

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to; (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or (ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability)

#### Free Water

The responsible person shall ensure that free potable water is provided on request to customers where it is reasonably available.



### **Age Verification Policy**

(1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either;

- (a) a holographic mark, or
- (b) an ultraviolet feature.

### **Small Measures to be Available**

The responsible person must ensure that;

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures;

- (i) beer or cider: ½ pint;
- (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

### **Minimum Price of Alcohol**

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
2. For the purposes of the condition set out in

### **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. Customers shall not be permitted to take open glass containers outside the premises as defined on the plan submitted to and approved by the Licensing Authority.

4. A copy of the premises licence summary including the hours which licensable activities are permitted shall be visible from the outside of each entrance to the premises.

5. No entry or re-entry shall be permitted after 02:30 hours.

6. The total number of people permitted on the premises including staff and performers shall not exceed 50.

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

At all times when amplified live or recorded music or voices are being played at the premises all doors and windows must remain closed.

From 00:00, up to and including closing time Monday to Sunday, an employee of the applicant must supervise the exit of every person from the premises, and ensure and instruct each person to leave quietly and not congregate outside the front of the premises.

### **Annexe 4 - Plans**

See attached sheet.

D Den 47 Crickelwood Broadway, NW2 3JX



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