



Alcohol and Entertainment Licensing Sub-Committee

Wednesday 6 February 2019 at 9.00 am

Board Room 4 - Brent Civic Centre, Engineers Way,
Wembley HA9 0FJ

Membership:

Members

Councillors:

Ahmed (Chair)

Hector

Kennelly

Substitute Members

Councillors:

Long, McLeish, W Mitchell Murray and RS Patel

Councillors:

Maurice

For further information contact: Devbai Bhanji, Governance Assistant
Tel: 020 8937 4011; Email: devbai.bhanji@brent.gov.uk

For electronic copies of minutes, reports and agendas, and to be alerted when the minutes of this meeting have been published visit:

www.brent.gov.uk/committees

The press and public are welcome to attend this meeting

Notes for Members - Declarations of Interest:

If a Member is aware they have a Disclosable Pecuniary Interest* in an item of business, they must declare its existence and nature at the start of the meeting or when it becomes apparent and must leave the room without participating in discussion of the item.

If a Member is aware they have a Personal Interest** in an item of business, they must declare its existence and nature at the start of the meeting or when it becomes apparent.

If the Personal Interest is also significant enough to affect your judgement of a public interest and either it affects a financial position or relates to a regulatory matter then after disclosing the interest to the meeting the Member must leave the room without participating in discussion of the item, except that they may first make representations, answer questions or give evidence relating to the matter, provided that the public are allowed to attend the meeting for those purposes.

***Disclosable Pecuniary Interests:**

- (a) **Employment, etc.** - Any employment, office, trade, profession or vocation carried on for profit gain.
- (b) **Sponsorship** - Any payment or other financial benefit in respect of expenses in carrying out duties as a member, or of election; including from a trade union.
- (c) **Contracts** - Any current contract for goods, services or works, between the Councillors or their partner (or a body in which one has a beneficial interest) and the council.
- (d) **Land** - Any beneficial interest in land which is within the council's area.
- (e) **Licences** - Any licence to occupy land in the council's area for a month or longer.
- (f) **Corporate tenancies** - Any tenancy between the council and a body in which the Councillor or their partner have a beneficial interest.
- (g) **Securities** - Any beneficial interest in securities of a body which has a place of business or land in the council's area, if the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body or of any one class of its issued share capital.

****Personal Interests:**

The business relates to or affects:

- (a) Anybody of which you are a member or in a position of general control or management, and:
 - To which you are appointed by the council;
 - which exercises functions of a public nature;
 - which is directed is to charitable purposes;
 - whose principal purposes include the influence of public opinion or policy (including a political party or trade union).
- (b) The interests of a person from whom you have received gifts or hospitality of at least £50 as a member in the municipal year;

or

A decision in relation to that business might reasonably be regarded as affecting the well-being or financial position of:

- You yourself;
- a member of your family or your friend or any person with whom you have a close association or any person or body who is the subject of a registrable personal interest.

Agenda

Introductions, if appropriate.

Item	Page
1	Apologies for absence and clarification of alternate members
2	Declarations of Interests
	Members are invited to declare at this stage of the meeting, the nature and existence of any relevant disclosable pecuniary or personal interests in the items on this agenda and to specify the item(s) to which they relate.
3	Application for New Premises Licence by London Wembley Central Hotel Ltd for the premises known as Elm Hotel 1-11 Elm Road, Wembley, HA9 7JA, pursuant to the provisions of the Licensing Act 2003 1 - 36
4	Application for New Premises Licence by Heather Catering Ltd for the premises known as Heather Park Hotel, Heather Park Drive, Wembley, HA0 1SN, pursuant to the provisions of the Licensing Act 2003 37 - 108

Date of the next meeting: Wednesday 20 February 2019



Please remember to **SWITCH OFF** your mobile phone during the meeting.

- The meeting room is accessible by lift and seats will be provided for members of the public.

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LICENSING ACT 2003

Application for New Premises Licence

1. The Application

Name of Applicant:	London Wembley Central Hotel Ltd
Name & Address of Premises:	Elm Hotel 1-11 Elm Road Wembley HA9 7JA
Applicants Agent:	

The application is for a new premises licence:

- 1 For sale & supply of alcohol and Live Music from 10:00hrs to 00:00hrs Monday to Sunday.
The provision of film, recorded music and to remain open from 00:00hrs to 23:59hrs Monday to Sunday
Late Night Refreshment from 23:00hrs to 05:00hrs Monday to Sunday.

2. Background

The premises was previously licensed but this was surrendered in June 2018.

3. Promotion of the Licensing Objectives

See page 13/14 of the application.

4. Relevant Representations

Representations have been received from the Police, Public Safety & Licensing 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. Determination of the Application

Members can take the following steps when determining a new premises licence application:

- grant the licence;
- exclude from the scope of the licence any of the licensable activities to which the application relates;
- refuse to specify a person in the licence as the premises supervisor;
- reject the application

8. Associated Papers

- A. Application Form & plan
- B. Police Rep
- C. Licensing Rep
- D. Public Safety Rep
- E. OS Map



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**TERRITORIAL POLICING
Brent Police Licensing Unit**

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

Your ref: N/A

Our ref:

**Brent Borough Licensing Unit
Brent Civic Centre
Fifth Floor
Engineers Way
Wembley
HA9 7FJ**

Tel: 020 8733 3206

Email: [REDACTED]

Web: www.met.police.uk

Date: 14th January 2019

Police representation for a New Premises Licence at – Elm Hotel, 1-11 Elm Road, Wembley, HA9 7JA

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 Act 2003 Objectives for the reasons indicated below.

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

Officer: [REDACTED]

Brent Borough Police Licensing Constable

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 Licensing act 2003.

The Police representations are primarily concerned with **The Prevention of Crime and Disorder, Prevention of Public Nuisance, and the Protection of Children from Harm.**

Police require the following points to be added as conditions on the premises licence.

Alcohol will only be sold between the hours of:

Monday: 1200HRs – 2300HRS

Tuesday: 1200HRs – 2300HRS

Wednesday: 1200HRs – 2300HRS

Thursday: 1200HRs – 2300HRS

Friday: 1200HRs – 2300HRS

Saturday: 1200HRs – 2300HRS

Sunday: 1200HRs – 2300HRS

1.

- a) CCTV shall be installed to Home Office Guidance standards
- b) If the head unit (recorder) is kept on the premises it must be located in a secure cabinet or other secure area, preferably out of the sight and reach of the public.
- c) A CD, DVD burner or USB type device will also form part of the system to facilitate making copies of the footage
- d) The quality of the images must be of a sufficiently high standard to allow identification of the subject matter
- e) Cameras will cover key areas identified by the operator and Police. These will include clear headshots of persons entering the hotel area, the till area and areas where alcohol are displayed for sale, all outside seating areas.
- f) Images must be retained for a minimum period of 31 days before overwriting
- g) The images will be made available in reasonable time on demand by the Police and authorised officers of the London Borough of Brent.
- h) At all times when the premises are open there shall be at least one person who is capable of operating the CCTV system if required to do so by the Police or authorised officers of the London Borough of Brent
- i) This system will be fully maintained at all times to ensure correct operation

2. A minimum of two SIA registered members of door security will be present on the premises from 1200HRS until 0100HRS every day.

3. 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.

4. Customers shall not be permitted to take open glass containers outside.

5. The premises shall operate a challenge 25 policy. Anyone attempting to purchase alcohol who appears under the age of 25

years shall be required to produce valid photo ID (such as a photo card driving licence, passport or PASS accredited age verification card) to prove they are 18 years or older. Failure to produce acceptable ID shall result in a refusal of the sale. This refusal shall be documented in the refusals / incident log.

6. 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) any faults in the CCTV system
- (f) any refusal of the sale of alcohol
- (g) any visit by a relevant authority or emergency service.

7. Any staff, will undergo 6 monthly training on the Licensing Act 2003 legislation and sexual Exploitation. This will be documented and signed for by the DPS and the member of staff receiving the training. This training log shall be kept on the premises and made available for inspection by police and relevant authorities upon request.

Posters detailing what to look for in relation to CSE will be placed in staff areas to remind them of their role in helping to protect children from Sexual Exploitation.

8. The Main entrance and exit doors shall remain closed.

9. Customers shall not be allowed to congregate outside the premises on the pavement or sit on the wall outside.

10. A 'please leave the premises quietly' notice will be displayed at the premises on every exit.

11. There will be no sales of beers, ales, lagers or ciders or anything similar of 6.5% ABV or above.

12. cans of alcohol will not be sold.

13. Photographic ID to be checked and details recorded of an adult booking a room in the company of a child. (This should also be advertised on the website for the hotel)

On Event days at Wembley Stadium the following shall apply:

1. No glass bottles shall be sold they will be decanted into plastic or polycarbonate vessels.

2. The DPS or deputy shall work in partnership with the Police and if necessary comply with any direction given by a senior Police Officer on duty at the event.

3. The bar area shall close 1 hour before event starts and will not open up until 15 minutes after the event has started. This does not apply to hotel guests receiving room service.

4. A minimum of three SIA registered member of door security will be present on the premises from 1200HRS until 0100HRS.

Yours Sincerely,

A solid black rectangular box used to redact a signature.

Legend.

THE AREAS OUTLINED IN RED INDICATE WHERE ALCOHOL WILL BE SOLD AND WHERE HOT FOOD OR DRINK AFTER 11:00 WILL BE SUPPLIED.

Fire Installation Legend.

- Fire Alarm Sounder.
- Smoke Detector with alarm sounder.
- Heat Detector with alarm sounder.
- Fire Alarm Call Point.
- Emergency Lighting.
- Water Filled Fire Extinguisher.
- Foam Filled Fire Extinguisher.
- CO2 GAS Filled Fire Extinguisher.
- Fire Blanket.
- 30 minutes fire resistant, self closing door, fitted with intumescent and smoke seals.
- 30 minutes fire resistant door, fitted with intumescent and smoke seals.
- 30 minutes fire resistant door.
- 'FIRE DOOR KEEP SHUT' sign.
- 'FIRE DOOR KEEP LOCKED' sign.
- FIRE EXIT SIGN with running man symbol and direction arrow.

- NB:**
1.

THE LOCATION AND TYPE OF FIRE SAFETY AND OTHER SAFETY EQUIPMENT MAY BE VARIED FROM TIME TO TIME WITH THE AGREEMENT OF THE FIRE OFFICER OR AFTER A FIRE RISK ASSESSMENT.
2.

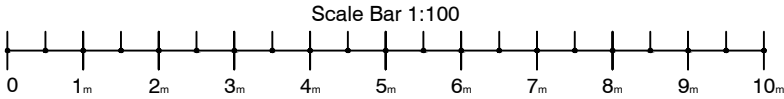
ALL FIRE SIGNAGE IS TO COMPLY WITH THE LATEST VERSION OF BS 5499 PART 1-4.
3.

ALL NON-ILLUMINATED FIRE SIGNAGE IS TO BE PHOTOLUMINESCENT.
4.

ALL EMERGENCY LIGHTING IS TO COMPLY WITH BS 5266 PART 1 2011 (OR EQUAL).
5.

ALL FIRE PRECAUTIONS ARE TO COMPLY WITH THE LATEST VERSION OF THE REGULATORY REFORM (FIRE SAFETY) ORDER 2005.
6.

ALL PORTABLE FIRE FIGHTING EQUIPMENT (EXTINGUISHERS ETC) TO COMPLY WITH THE LATEST VERSION OF BS EN 3 (OR EQUAL).



ISSUED FOR LICENSING APPLICATION.
















CONTRACT	SCALE	1:100 @ A2
Elm Hotel, 1-11 Elm Road, Wembley, HA9 7JA.	DATE	Nov 2018
	DRAWN	KR
	CHECKED	
TITLE	DRAWING No	15244_017
Licensing Plans. First Floor.	REVISION	

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Legend.

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Fire Installation Legend.

-  Fire Alarm Sounder.
-  Smoke Detector with alarm sounder.
-  Heat Detector with alarm sounder.
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-  Water Filled Fire Extinguisher.
-  Foam Filled Fire Extinguisher.
-  CO2 GAS Filled Fire Extinguisher.
-  Fire Blanket.
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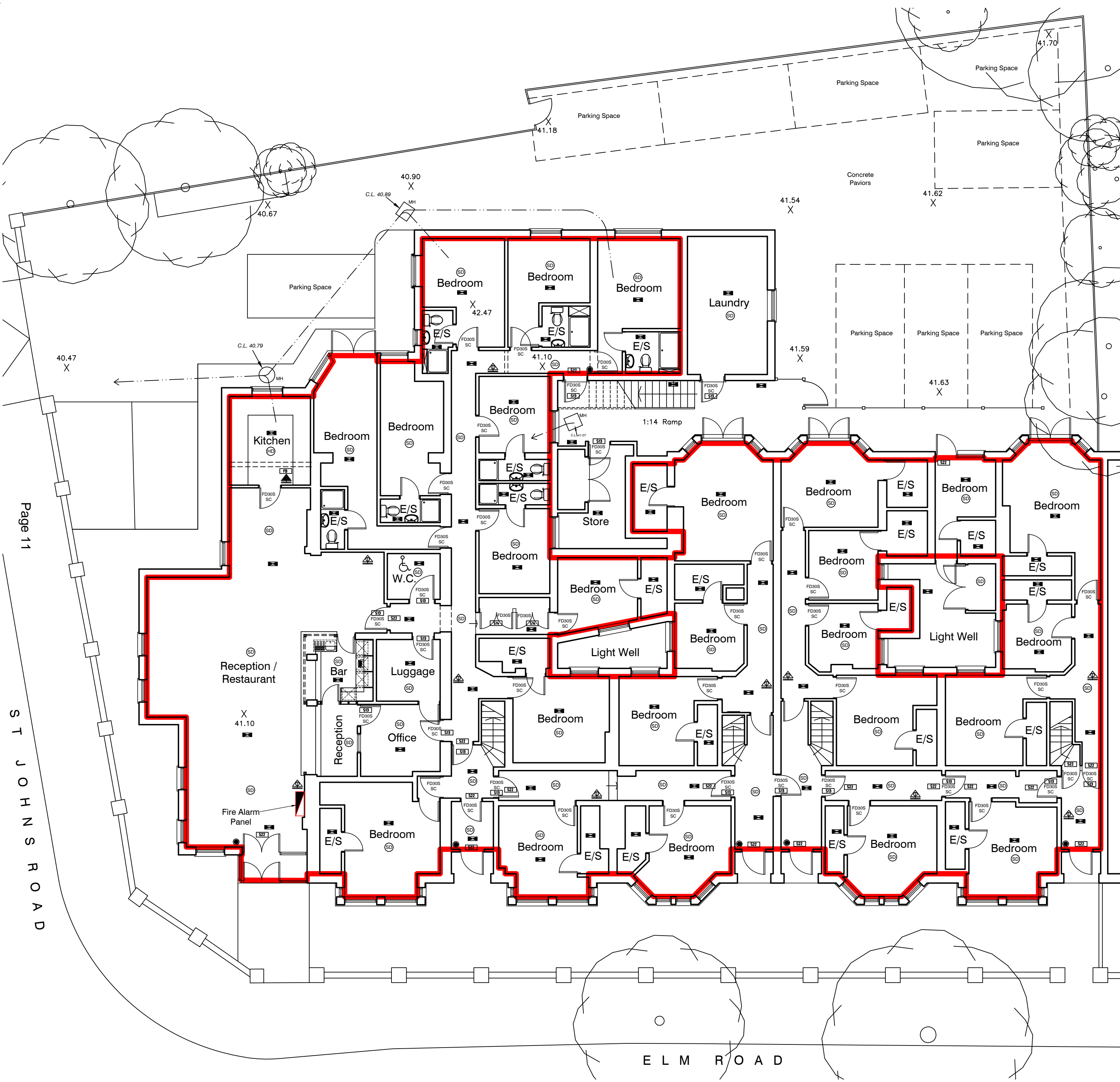
Scale Bar 1:100



ISSUED FOR LICENSING APPLICATION.

CONTRACT	SCALE	1:100 @ A2
Elm Hotel, 1-11 Elm Road, Wembley, HA9 7JA.	DATE	Nov 2018
	DRAWN	KR
	CHECKED	
TITLE	DRAWING No	15244_018
Licensing Plans. Second Floor.	REVISION	

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Legend.

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CONTRACT	SCALE	1:100 @ A2
Elm Hotel, 1-11 Elm Road, Wembley, HA9 7JA.	DATE	Nov 2018
	DRAWN	KR
	CHECKED	
TITLE	DRAWING No	15244_016
Licensing Plans. Ground Floor.	REVISION	

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Brent Police Licensing Unit**

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

Your ref: N/A

Our ref:

**Brent Borough Licensing Unit
Brent Civic Centre
Fifth Floor
Engineers Way
Wembley
HA9 7FJ**

Tel: 020 8733 3206

Email: [REDACTED]

Web: www.met.police.uk

Date: 14th January 2019

Police representation for a New Premises Licence at – Elm Hotel, 1-11 Elm Road, Wembley, HA9 7JA

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 Act 2003 Objectives for the reasons indicated below.

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

Officer: [REDACTED]

Brent Borough Police Licensing Constable

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 Licensing act 2003.

The Police representations are primarily concerned with **The Prevention of Crime and Disorder, Prevention of Public Nuisance, and the Protection of Children from Harm.**

Police require the following points to be added as conditions on the premises licence.

Alcohol will only be sold between the hours of:

Monday: 1200HRs – 2300HRS

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Thursday: 1200HRs – 2300HRS

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Saturday: 1200HRs – 2300HRS

Sunday: 1200HRs – 2300HRS

1.

- a) CCTV shall be installed to Home Office Guidance standards
- b) If the head unit (recorder) is kept on the premises it must be located in a secure cabinet or other secure area, preferably out of the sight and reach of the public.
- c) A CD, DVD burner or USB type device will also form part of the system to facilitate making copies of the footage
- d) The quality of the images must be of a sufficiently high standard to allow identification of the subject matter
- e) Cameras will cover key areas identified by the operator and Police. These will include clear headshots of persons entering the hotel area, the till area and areas where alcohol are displayed for sale, all outside seating areas.
- f) Images must be retained for a minimum period of 31 days before overwriting
- g) The images will be made available in reasonable time on demand by the Police and authorised officers of the London Borough of Brent.
- h) At all times when the premises are open there shall be at least one person who is capable of operating the CCTV system if required to do so by the Police or authorised officers of the London Borough of Brent
- i) This system will be fully maintained at all times to ensure correct operation

2. A minimum of two SIA registered members of door security will be present on the premises from 1200HRS until 0100HRS every day.

3. 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.

4. Customers shall not be permitted to take open glass containers outside.

5. The premises shall operate a challenge 25 policy. Anyone attempting to purchase alcohol who appears under the age of 25

years shall be required to produce valid photo ID (such as a photo card driving licence, passport or PASS accredited age verification card) to prove they are 18 years or older. Failure to produce acceptable ID shall result in a refusal of the sale. This refusal shall be documented in the refusals / incident log.

6. 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) any faults in the CCTV system
- (f) any refusal of the sale of alcohol
- (g) any visit by a relevant authority or emergency service.

7. Any staff, will undergo 6 monthly training on the Licensing Act 2003 legislation and sexual Exploitation. This will be documented and signed for by the DPS and the member of staff receiving the training. This training log shall be kept on the premises and made available for inspection by police and relevant authorities upon request.

Posters detailing what to look for in relation to CSE will be placed in staff areas to remind them of their role in helping to protect children from Sexual Exploitation.

8. The Main entrance and exit doors shall remain closed.

9. Customers shall not be allowed to congregate outside the premises on the pavement or sit on the wall outside.

10. A 'please leave the premises quietly' notice will be displayed at the premises on every exit.

11. There will be no sales of beers, ales, lagers or ciders or anything similar of 6.5% ABV or above.

12. cans of alcohol will not be sold.

13. Photographic ID to be checked and details recorded of an adult booking a room in the company of a child. (This should also be advertised on the website for the hotel)

On Event days at Wembley Stadium the following shall apply:

1. No glass bottles shall be sold they will be decanted into plastic or polycarbonate vessels.

2. The DPS or deputy shall work in partnership with the Police and if necessary comply with any direction given by a senior Police Officer on duty at the event.

3. The bar area shall close 1 hour before event starts and will not open up until 15 minutes after the event has started. This does not apply to hotel guests receiving room service.

4. A minimum of three SIA registered member of door security will be present on the premises from 1200HRS until 0100HRS.

Yours Sincerely,

A solid black rectangular box used to redact a signature.

London Wembley Central Hotel Ltd
Elm Hotel
1-11 Elm Road
Wembley
HA9 7JA

11 January 2019

Licensing Representation to the Application for a new Premises Licence for Elm Hotel, 1-11 Elm Road, Wembley, HA9 7JA

I certify that I have considered the application shown above and I wish to make representations.

Officer: Susana Figueiredo – Licensing Inspector

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 vary the premises licence under section 34 of the Act.

The Licensing Authority may make representations concerning any of the four licensing objectives below;

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

After careful consideration, the Licensing Authority consider the following to be acceptable conditions which will assist in promoting and upholding the licensing objectives.

- 1 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.
- 2 A CCTV camera shall be installed to cover the entrance of the premises.

- 3 The CCTV system shall be capable of obtaining clear facial recognition images and a clear head and shoulders image of every person entering or leaving the premises.
- 4 Customers shall not be permitted to take open drink containers outside the premises as defined on the plan submitted to and approved by the Licensing Authority.
- 5 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.
- 6 A sign stating "No proof of age – No sale" shall be displayed at the point of sale.
- 7 A "Challenge 25" policy shall be adopted and adhered to at all times.
- 8 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.
- 9 On major event days at Wembley Stadium the following shall apply:
 - * Customers shall not be allowed to congregate outside the premises save for the arrival and departure of coach parties, residents and delegates.
 - * No glass shall be handed over the bar but decanted into plastic/polycarbonate or toughened plastic drinking vessels.
 - * 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.
 - * Alcoholic beverages shall not be sold or supplied one (1) hour before the designated kick off or start time of the event and will not resume until fifteen (15) minutes after the game, match or event has started
 - * There shall be no vertical drinking on major football event days.
 - * There shall be a minimum of three (3) SIA door supervisors of suitable gender mix, employed on any day when the premises is used on football match event days for any customers not residing at the hotel.
 - * Door supervisors shall wear high visibility clothing that can be clearly and easily identified on CCTV.
 - * A register/log containing the names, badge number, dates & times of duty security staff and any incidents that occur shall be kept and made available to the Police and Licensing Authority.
 - * Smoking shall take place at the front of the hotel and shall be limited to 12 persons in a designated area. The designated area shall be kept

as far away as possible from residential properties in the surrounding area.

- * On Wembley Stadium event days a personal licence holder shall be present on the premises and supervise the sale of alcohol throughout the permitted hours for the sale of alcohol.
 - * On Wembley Stadium event days no children shall be admitted unless accompanied by a responsible adult.
- 10 All staff shall undergo training of the Licensing Act 2003 legislation. This training shall be documented and signed for by the DPS and the member of staff. This training log shall be kept on the premises and made available for inspection by Police and relevant authorities upon request.
 - 11 Notices asking customers to leave quietly shall be conspicuously displayed at all exits.
 - 12 Any locks or latches on the exit doors or gates shall be unlocked and kept free from fastenings other than push bars and pads whilst the public are on the premises.
 - 13 Additional care shall be taken when children are on the premises to ensure that parents are behaving responsibly in their presence.
 - 14 The licensee shall ensure that any activity associated with the premises shall be carried out in such a manner so as not to cause a public nuisance to neighbours.
 - 15 The placing of bottles into receptacles outside the building shall not be permitted between 22.00hrs hours and 08.00 hours the following morning.

In order for the Licensing Team to withdraw this representation, it will be necessary for you to confirm the above.

Yours sincerely,



Susana Figueiredo
Licensing Inspector
Planning, Transportation, Licensing

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From: Jan Marzec

Sent: 21 December 2018 11:13

To: ENS Public Safety <ens.publicsafety@brent.gov.uk>; Legister, Linda <Linda.Legister@brent.gov.uk>; Business Licence <business.licence@brent.gov.uk>

Subject: RE: CONSULT - New Premises - Elm Hotel, 1-11 Elm Road, Wembley, HA9 7JA - 14404

Dear Chris

Thanks for your email below. My client confirms it accepts all of the conditions except the one below in italics.

The socket outlets (or other power supplies used for DJ equipment, band equipment and other portable equipment) that are accessible to performers, staff or the public shall be suitably protected by a residual current device (RCD having a rated residual operating current not exceeding 30 milliamps).

In respect of this, my client proposes to withdraw the application in respect of live music.

Will that be acceptable?

Yours sincerely

JAN MARZEC
ASSOCIATE SOLICITOR
HODDERS LAW

From: ENS Public Safety

Sent: 18 December 2018 14:58

To: 'Jan Marzec' ; Legister, Linda ; Business Licence

Subject: RE: CONSULT - New Premises - Elm Hotel, 1-11 Elm Road, Wembley, HA9 7JA - 14404

Dear Jan Marzec

I refer to the application for a new licence for the above named premises. After assessing the application, the Public Safety Team will be making the following representations to the Licensing Authority on the grounds of Public Safety.

Providing the licensee is willing to accept the following conditions Public Safety Team would withdraw the representation.

- The locks and flush latches on the 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.
- The socket outlets (or other power supplies used for DJ equipment, band equipment and other portable equipment) that are accessible to performers, staff or the public shall be suitably protected by a residual current device (RCD having a rated residual operating current not exceeding 30 milliamps).
- Exits are not obstructed (including by curtains, hangings or temporary decorations), and accessible via non-slippery and even surfaces, free of trip hazards and clearly identified
- The roller shutter at the front entrance/exit shall be fixed/locked up in the open position whilst the public are on the premises.
-
- No person shall be permitted to sit on the floor, on stairs or in gangways and passageways.

- Where chairs and tables are provided, internal gangways are kept unobstructed
- Temporary electrical wiring and distribution systems are not provided without notification to the licensing authority at least ten days before commencement of the work and/or prior inspection by a suitably qualified electrician.
- A capacity specific risk assessment shall be conducted by a professionally qualified risk assessor. This assessment will include holding capacity, exit capacity and the calculations to demonstrate how that was reached, the lower of the two numbers shall be the final capacity. This risk assessment shall be appraised annually or at the time of any building or layout structural works.

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 licence be granted.

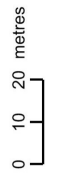
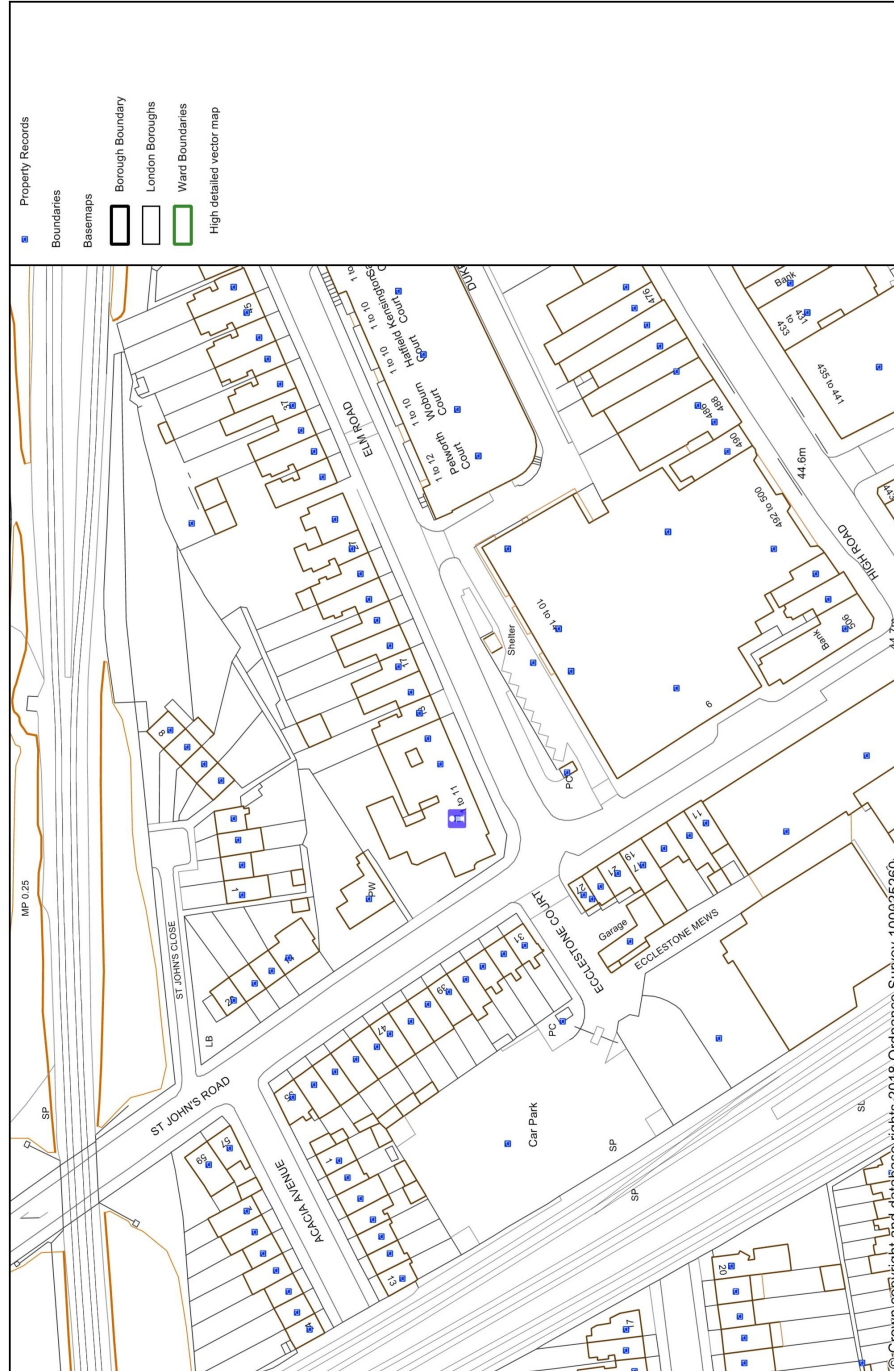
If you are in control of any part of a commercial premise, you are under a legal obligation to carry out a detailed fire risk assessment to identify risks and hazards in the premises. A fire risk assessment is essential in keeping your premises safe for everyone. You must keep a written record of your fire risk assessment if your business has five or more people.

More information can be found here: <http://www.london-fire.gov.uk/FireRiskAssessment.asp>

Kind regards

Mr Chris Pearce
Public Safety Officer

Elm Hotel 1-11 Elm Road HA9 7JA



1:1250

18 January 2019

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LICENSING ACT 2003

Application for New Premises Licence

1. The Application

Name of Applicant:	Heather Catering Ltd
Name & Address of Premises:	Heather Park Hotel, Heather Park Drive, Wembley HA0 1SN
Applicants Agent:	

The application is for a new premises licence:

- 1 For sale & supply of alcohol from 08:00hrs to 00:00hrs Sunday to Thursday and 02:30hrs Friday & Saturday
Regulated Entertainment, Late Night Refreshment and to remain open from 08:00hrs to 00:30hrs Sunday to Thursday and until 03:00hrs Friday & Saturday.

2. Background

None

3. Promotion of the Licensing Objectives

See page 12 of the application.

4. Relevant Representations

Representations have been received and withdrawn from the Public Safety Officer and the Noise Team. Representations remain outstanding from the Police and Licensing Officers who have requested that the application is rejected. Planning Officers have submitted an Enforcement Notice, and a local resident has objected and provided a petition of 31 signatures.

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. Determination of the Application

Members can take the following steps when determining a new premises licence application:

- grant the licence;
- exclude from the scope of the licence any of the licensable activities to which the application relates;
- refuse to specify a person in the licence as the premises supervisor;
- reject the application

8. Associated Papers

- A. Application Form & plan
- B. Police Rep
- C. Licensing Rep
- D. Planning Rep
- E. Resident Rep & Petition
- F. Public Safety Officer Rep & withdrawal
- G. Noise Team Rep & withdrawal
- E. OS Map

NEW PREMISES LICENCE APPLICATION FORM

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..... Heather catering ltd

.....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 Heather Park Hotel, Heather Park Drive, Wembley, Middlesex, HA0 1SN	
Post town	Post code HA0 1SN

Telephone number of premises (if any)

Non-domestic rateable value of premises

 £

Part 2 - Applicant details

Please state whether you are applying for a premises licence as

Please tick ✓ Yes

- | | | | |
|-----|---|-------------------------------------|-----------------------------|
| a) | An individual or individuals* | <input type="checkbox"/> | please complete section (A) |
| b) | a person other than an individual* | | |
| | i. as a limited company/limited liability partnership | <input checked="" type="checkbox"/> | please complete section (B) |
| | ii. as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| | iii. as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| | iv. other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) | a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) | a charity | <input type="checkbox"/> | please complete section (B) |
| e) | the proprietor of an educational establishment | <input type="checkbox"/> | please complete section (B) |
| f) | a health service body | <input type="checkbox"/> | 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 | <input type="checkbox"/> | 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 | <input type="checkbox"/> | please complete section (B) |
| h) | the chief officer of police of a police force in England and Wales | <input type="checkbox"/> | 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 | <input type="checkbox"/> |
| - | I am making the application pursuant to a | |
| | o Statutory function or | <input type="checkbox"/> |
| | o A function discharged by virtue of Her Majesty's prerogative | <input type="checkbox"/> |

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other title ☐
(for example, Rev)

Surname

First names

Date of Birth

I am 18 years old or over ☐ (Please tick yes)

Nationality

Current postal address if different from premises address

Post Town

Postcode

Daytime contact telephone number

E-mail address (optional)

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SECOND INDIVIDUAL APPLICANT (if applicable)Mr ☐Mrs ☐Miss ☐Ms ☐Other title
(for example, Rev) ☐**Surname****First names**

Date of Birth	I am 18 years old or over <input type="checkbox"/> (Please tick yes)
Nationality	

**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 case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name	Heather Catering ltd
Address	<div></div>
Registered number (where applicable)	<div></div>
Description of applicant (for example, partnership, company, unincorporated association etc.)	company <div></div>
Telephone number (if any)	
E-mail address (optional)	<div></div>

Part 3 Operating Schedule

When do you want the premises licence to start?

Day		Month		Year			
0	1	1	2	2	0	1	8

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

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

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

--

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

The place will be use to welcome the customers and serve them with food alchol and live music at the allowed hours. the pace secured by double glased windwos to prevent any noise and 24/7 cctv. the place have got big lounge, bar, baement bar and garden.

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

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

Provision of regulated entertainment

- 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)**Sale of alcohol** (if ticking yes, fill in box J)**In all cases complete boxes K, L and M****A**

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick [✓] (please read guidance note 3).	Indoors	
Day	Start	Finish		Outdoors	
				Both	
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed					
Thur			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Fri					
Sat					
Sun			<u>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</u> (please read guidance note 6)		

B

Films Standard days and timings (please read guidance note 7)			Will the performance of films take place indoors or outdoors or both – please tick [✓] (please read guidance note 3).	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue					
Wed			State any seasonal variations for the exhibition of films (please read guidance note 5)		
Thur					
Fri					
Sat			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 (please read guidance note 6)		
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)		
Day	Start	Finish	State any seasonal variations for indoor sporting events (please read guidance note 5)		
Mon					
Tue					
Wed			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 (please read guidance note 6)		
Thur					
Fri					
Sat					
Sun					

D

Boxing or wrestling entertainment Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick [✓] (please read guidance note 3).		Indoors	
					Outdoors	
					Both	
Day	Start	Finish	Please give further details here (please read guidance note 4)			
Mon						
Tue						
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5)			
Thur						
Fri						
Sat			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 (please read guidance note 6)			
Sun						

E

Live Music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick [✓] (please read guidance note 3)		Indoors	
					Outdoors	
					Both	both
Day	Start	Finish	Please give further details here (please read guidance note 4) Noise egress reduced by blocked up windows, Double Glazed windows, and double glazed sealed doors.			
Mon	08:00	00:30				
Tue	08:00	00:30				
Wed	08:00	00:30	State any seasonal variations for the performance of live music (please read guidance note 5) Occasional live music performance outdoor during daytime parties in the summer.			
Thur	08:00	00:30				
Fri	08:00	03:00				
Sat	08:00	03:00	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 (please read guidance note 6)			
Sun	08:00	00:30				

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick [✓] (please read guidance note 3)	Indoors	
				Outdoors	
				Both	both
Day	Start	Finish	Please give further details here (please read guidance note 4) Same at noted on Section E		
Mon	08:00	00:30			
Tue	08:00	00:30			
Wed	08:00	00:30	State any seasonal variations for playing recorded music (please read guidance note 5)		
Thur	08:00	00:30			
Fri	08:00	3:00			
Sat	08:00	3:00	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 (please read guidance note 6)		
Sun	08:00	00:30			

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick [✓] (please read guidance note 3).	Indoors	
				Outdoors	
				Both	both
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	08:00	00:30			
Tue	08:00	00:30			
Wed	08:00	00:30	State any seasonal variations for the performance of dance (please read guidance note 5)		
Thur	08:00	00:30			
Fri	08:00	3:00			
Sat	08:00	3:00	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 (please read guidance note 6)		
Sun	08:00	00:30			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<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> (please read guidance note 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick [✓] (please read guidance note 3).	Indoors	✓
				Outdoors	
				Both	
Day	Start	Finish			
Mon	08:00	00:30	Please give further details here (please read guidance note 4) Last Drink served at 00:00 30 min drink up time monday to thursday and sunday		
Tue	08:00	00:30			
Wed	08:00	00:30	State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Thur	08:00	00:30			
Fri	08:00	03:00	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 6)		
Sat	08:00	03:00			
Sun	08:00	00:30			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption (Please tick box ✓) (please read guidance note 8)	On the premises	✓
				Off the premises	
				Both	
Day	Start	Finish			
Mon	08:00	00:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 5) Premises close after 30 minutes drink up time.		
Tue	08:00	00:00			
Wed	08:00	00:00	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 6)		
Thur	08:00	00:00			
Fri	08:00	02:30			
Sat	08:00	02:30			
Sun	08:00	00:00			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Nawaf Alaredhi

Date of Birth [REDACTED]

Address [REDACTED]

.....

Postcode [REDACTED]

Personal Licence number(if known)

Issuing licensing authority (if known).....

K

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 9)
Children may accompany parents for dining at the restaurant. there is specfic lounge for family seprated from the bar.

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variation (please read guidance note 5)
Day	Start	Finish	
Mon	08:00	00:30	
Tue	08:00	00:30	
Wed	08:00	00:30	Non-standard timings. Where you intend to use the premises to be open to the public at different times to those listed in the column on the left, please list (please read guidance note 6)
Thur	08:00	00:30	
Fri	08:00	03:00	
Sat	08:00	03:00	
Sun	08:00	00:30	

M 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 10)

Sense of communal feel, welcoming, sense of security and privacy. Conform to secure by design standards/24hr 7days a week cctv fully coverage. clean, Hygenic , contemporary interior.

b) The prevention of crime and disorder

Permesies and boundaries secured by loackable doors and windows and 2.4 high close fences
24/7 cctv full coverage
Managed proffecional licened manager and professional staff.
glazing windows and secured doors meet UK standards.

c) Public safety

Secure Boundary
Licend Security staff at permissdoors and inside the permisses
Manager/ staff/ security guards take action to keep customers inside the permises and notify them to dont make noise when they leave.
the place have our own parking place infront the permisses.
Promotion of sense of security and community feel.
Good relatationships with community police and neighbourhood watch.

d) The prevention of public nuisance

Performances, Music activities kept indoors, windows and doors double glased and sealed to prevent loud music egress.
Activities limited to take place during licesened time period.
Customer alchol consumption level to prevent customer bad behaviors.

e) The protection of children from harm

Children are welcomed to be in the restaurant with parents.
children are prevented to go to the bar by door and staff.
Display warning notices located on key places
sense of protection and security offered by the community who comes to the permesies

Checklist

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 ☒
- (Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships) I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15). ☒

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent. (Please read guidance note 12). **If signing on behalf of the applicant please state in what capacity.**

Declaration

- (Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership) I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).
- The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)

SignatureYusif.Aljarrah...Heather.Catering.ltd.....

Date27/11/2018.....

CapacityDirector.of.Heather.Catering.Ltd.....

For joint applications signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent. (Please read guidance note 13). **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 14)	
Post town	Post code
Telephone number	
E-mail address (optional)	

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
 - Recorded Music: no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
 - Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.

- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
 8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
 10. Please list here steps you will take to promote all four licensing objectives together.
 11. The application form must be signed.
 12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
 13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
 14. This is the address which we shall use to correspond with you about this application.

15. Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].

- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the

person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

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. Further information can be found at www.brent.gov.uk/privacy

You are providing your information to Brent Council, contact details business.licence@brent.gov.uk. The Council's Data Protection Officer can be contacted via dpo@brent.gov.uk, or 020 8937 1402.

Your information is collected for the purpose of processing your licence application as required to fulfil the council's duties under the following legislation, statutory or contractual requirement or obligation.

Legislation
Licensing Act 2003

Context
For the processing of licensing applications and the prevention of fraud

The information may be shared with the Metropolitan Police, London Fire Brigade and teams within Brent Council, as statutory consultees, the Home Office to ascertain the right to work and HM Revenue and Customs, at their request, to identify potential fraud. The information shall be retained until the licence is surrendered and shall be processed in adherence to your legal rights, including but not limited to the right to withdraw consent, right to copies of your information and right to be forgotten. You have a right to lodge a complaint with the Information Commissioner's Office (www.ico.org.uk)

Please return the completed form and accompanying documents listed in the checklist to:-

Licensing Department
Brent Council
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

☎ 020 8937 5359

Email: business.licence@brent.gov.uk

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

Please follow the instructions in the checklist 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

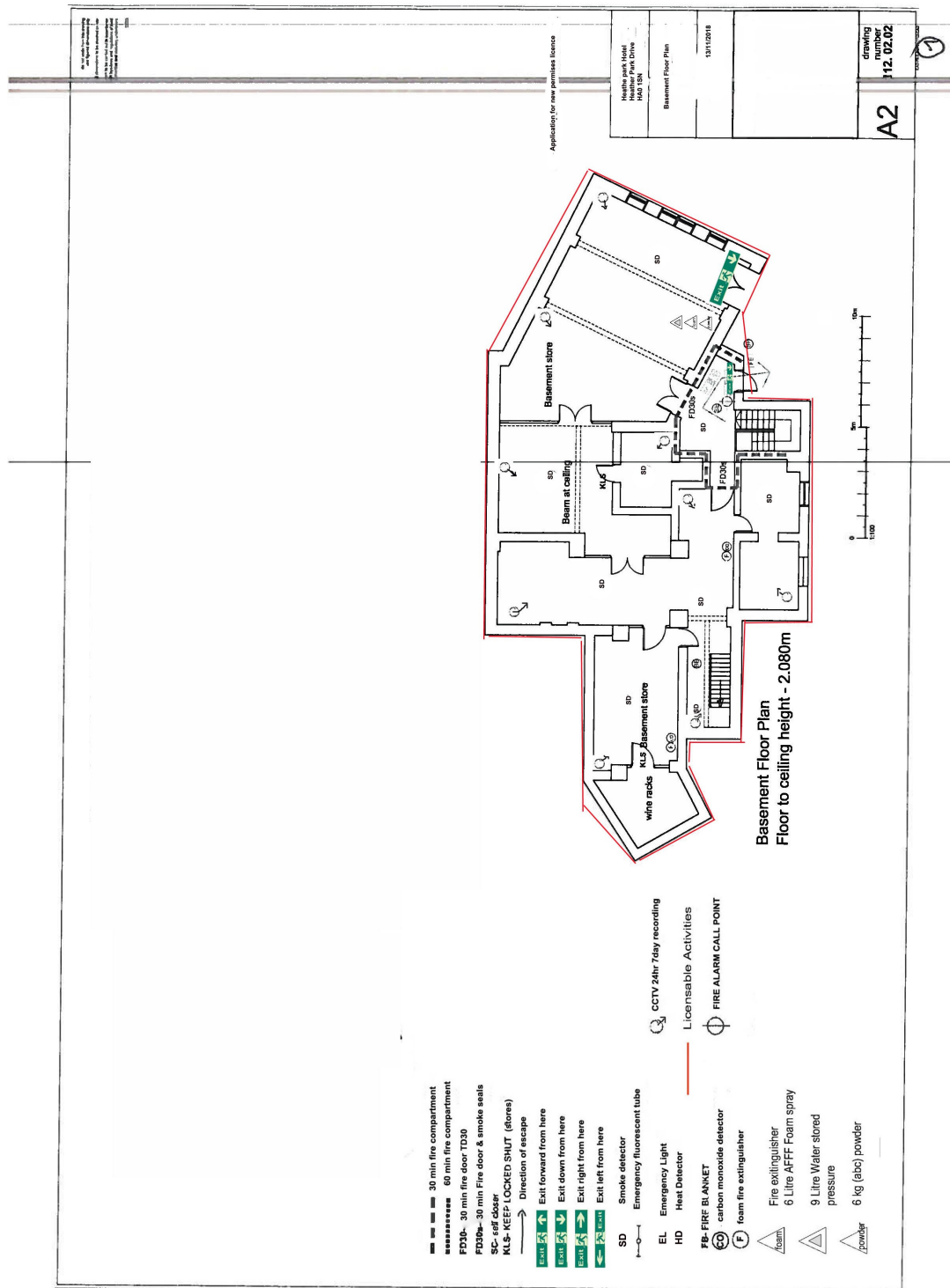
DAAT
Public Health Directorate
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

Home Office Immigration Enforcement
Alcohol Licensing Team
Lunar House
40 Wellesley Road
Croydon
CR9 2BY

alcohol@homeoffice.gsi.gov.uk

Official Use Only.	<i>Fee</i> <input type="checkbox"/>	<i>Plan x 2</i> <input type="checkbox"/>	<i>DPS Consent (if applicable)</i> <input type="checkbox"/>
	<i>Advertising</i> <input type="checkbox"/>		

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**METROPOLITAN
POLICE**

Working together for a safer London

TERRITORIAL POLICING

The Licensing Authority

*Brent Civic Centre
Engineers Way
Wembley
Middlesex
HA9 0FJ*

Your ref:

Our ref: 01QK/575/18/2157

North West BOCU

Brent Licensing Department

*Wembley Police Station
603 Harrow Road
Wembley
HA0 2HH*

Tel: 07824868710

Email: nicola.mcdonald@met.police.uk

Web: www.met.police.uk

Date: 17/01/2019

**Police representation to Premises Licence application for 'Heather Catering Ltd'
Heather Park Hotel, Heather Park Drive, Wembley, HA0 1SN.**

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 Council's Licensing Objectives for the reasons indicated below.

Officer: **Nicola McDonald**
Licensing Constable PC 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 for a premises licence under section 17 of the act.

The Police representations are concerned with all four licensing objectives.

Police would normally engage with the applicant of a premise licence application and conduct a visit of the premises in their presence. However I have been unable to make contact. On page four of the application the applicant is listed as a company, and there is an email address provided. I have sent a message to that address but not received any response. Page 13 of the application indicates Mr Yusif Aljarrah as the person to contact, he is the company director, however there is no contact details provided. Companies house has a slightly different name for the company director, Mr Yusif Bader Aljarrah, the business is described as 'Event Catering' but occupying only the left Side of the premises. This is a confusing description and contrary to the plans that have been submitted with the application that shows the whole of the premises on the ground floor, garden and basement.

I visited the premises on 14th December 2018 during the evening. The part of the premises shown left on the plans (if facing the premises) was closed, in darkness and looked to be under substantial building work. The area on the right of the plans (facing the property) was open to the public, it was being used for smoking charcoal shisha in an area more than 50% enclosed, there was also amplified music (deregulated as it was before 2300hrs). I spoke to staff in this area who knew nothing of this premises licence application. Neither Yusif Aljarrah or Nawaf Alaredhi were at the premises.

The proposed designated premises supervisor (page 11) is named as Nawaf Alaredhi, he does not appear to be the owner of a personal licence, he is not registered as living at the address provided and there were no contact details for me to communicate with him/her.

I have been a licensing officer in the London Borough of Brent for many years and I am very familiar with this venue. It is located in a small parade of local community shops surrounded by residential properties and a primary school. The Heather Park Hotel has not been trading for two years. I was aware that planning permission had been applied for to convert the premise in to residential properties. In this two year period he local residents have benefited from a peaceful quality home life. Prior to the premises closing Police were regularly contacted from local residents disturbed either by noise from customers in the rear garden or outside the front drinking and smoking. Customers parking their vehicles in the surrounding residential roads causing obstruction and causing public nuisance from doors banging, engines running, laughing and taking, music from within the cars, when returning to the vehicles after 0200 hours when the premises closed to the public. Police worked with the owner of the premises, however an Action Plan had to be instigated in January 2016 and I do believe if the premises had not closed Police would have felt necessary to apply to the Licensing Authority for a review of the premises licence to reduce the authorised hours.

The Police have had no interaction with the premises whilst it has been closed, and then in October 2018 Police received complaints of noise and music disturbing residents in addition to the smell

In 2018 a neighbouring premise applied for a new premises licence almost identical to this application for sales of alcohol, late night refreshment and regulated entertainment and dancing until 0300 hours daily. Local residents, Police and other responsible authorities gave evidence to the Licensing Committee at a hearing on 25th June 2018. Their decision was that it was appropriate to grant a premises licence but in order to maintain the peace for residents licensable activities should cease at 2230hours and close to the public at 2300 hours. This premises is much smaller than the Heather Park Hotel that just by the capacity would generate more customers and noise.

Police request if this application be granted the authorised hours should mirror the neighbouring premise.

My initial observations of the plans is that there are two separate businesses which would like to operate under the same premises licence. This is not workable. There is a bold red line down the middle of the ground floor plan that highlights my concerns. The application indicates there is a basement bar (page 4) that was not in the previous premises, this bar is not shown on the plans. The whole of the large rear garden is highlighted to be a licensed area, this must be rejected, residential properties are joined on to the garden. Neighbouring residents would not be allowed a peaceful home life.

As such, the grant of this new application would undermine the licensing objectives and Police ask it be refused in the present state.

Yours Sincerely

Nicola McDonald PC 157QK
Licensing Constable Brent Police

From: dayaa Dayaaldeen
Sent: 18 January 2019 12:58
To: Nicola.McDonald@met.pnn.police.uk
Cc: Business Licence <business.licence@brent.gov.uk>
Subject: Heather Park Hotel

Dear Nicola ,

Thank you for your letter has been sent to the council regarding our application for Alcohol and Live Music License,

I will reply to your plans here:

My initial observations of the plans is that there are two separate businesses which would like to operate under the same premises licence. This is not workable. There is a bold red line down the middle of the ground floor plan that highlights my concerns. The application indicates there is a basement bar (page 4) that was not in the previous premises, this bar is not shown on the plans. The whole of the large rear garden is highlighted to be a licensed area, this must be rejected, residential properties are joined on to the garden. Neighboring residents would not be allowed a peaceful home life.

First I will start with Khalifa Lounge who are the previous tenant.

We are the current tenant for the premises and we haven't open yet as we waiting for the license to be authorized.

after dealing with different representations from different department of the council including noise complains department and neighbors.

1- We have decided to not do any activities outdoor. not to open late on weekdays and only open bit further on Fridays and Saturdays till 2 am.

2-We decided to have at least 2 security guards outside. and provide valet Parking for the customers to prevent any noise.

3- We decided to minimize any music to be played on late hours as well as to test the sound to from all sides to not be heard by any surrounding neighborhood.

4- To cooperate with the residents from any inconvenient matter.

Best regards,

Yusif

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Heather Catering Ltd
Heather Park Hotel
Heather Park Drive
Wembley
Middx
HA0 1SN

17 January 2019

Licensing Representation to the Application for a new Premises Licence for Heather Park Hotel, Heather Park Drive, Wembley, Middx, HA0 1SN

I certify that I have considered the application shown above and I wish to make representations.

Officer: Susana Figueiredo – Licensing Inspector

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 vary the premises licence under section 34 of the Act.

The Licensing Authority may make representations concerning any of the four licensing objectives below;

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

Futher clarity on current businesses required

Currently the application appears to be in the name of Heather Catering Ltd but there also appears to be another business, namely Khalifa Lounge Ltd within the same building.

It is not apparent how these two businesses will function side by side as the application does not make any comment on the second business being a part of the same building. There is neither any reference to what this other business entails

In order to make a decision on this application, I will require further clarification on the businesses located in the premises.

Timings

The area in which this premises is positioned is residential and of a large scale. A neighbouring premises on a much smaller scale that applied for a Premises licence with regulated entertainment until 02.30hrs was curtailed by the Licensing Committee on 25th June 2018. The timings for regulated entertainment and alcohol were reduced to 22.30hrs with a closing time of 23.00hrs. The Licensing Committee determined that this was necessary in order to uphold the Licensing objectives.

It is therefore recommended that the hours be curtailed to the following:-

The applicant has requested:-

Sunday-Thursday 08.00hrs-00.30hrs
Friday & Saturday 08.00hrs-03.00hrs

This should be amended to:-

Monday – Sunday 08.00hrs-22.30hrs

This would apply to all licensable activities below:-

Live Music

Recorded Music

Performance of Dance

Late Night Refreshment

Alcohol

Further there should be a 30 minute break from the point licensable activities terminate and customers leave the premises. Opening and closing times are therefore recommended as:-

Monday – Sunday 08.00hrs-23.00hrs

Plan

Basement – There is nothing labelled to state where the bar is, the plan will need to be amended to reflect what all of the rooms are in the basement area. It is impossible to make a decision on a plan that isn't labelled.

Ground Floor – The secondary business within the building, Khalifa Lounge is not labelled on the plan. The plan will need to be amended to reflect this.

Garden area – The garden should not be used as a result of the close proximity of residential properties. The plan should be amended to rectify this.

Other areas that should not appear licensed such as the 'bin store', 'office', 'kitchen', 'basement store' will need to be amended on the plan.

There is also a red line through the middle of the plan on the ground floor. It is not apparent what this line demonstrates. Further clarification is needed on this.

Exterior

The Licensing Team does not agree that any licensable activities should take place in the garden area due to close proximity of residential properties. This should be amended on the plan to reflect this.

Complaints

My understanding is that there has been a complaint surrounding various days when music was being played as far back as July 2018. These complaints were not verified by the noise team but an email exchange regarding this took place between the owner of Khalifa Lounge Ltd and the noise team.

Further, my colleague Esther Chan visited the premises with PC McDonald on Friday 14th December 2018 after which a further complaint regarding regulated entertainment being provided until the early hours of the morning was noted. This was not verified as the Licensing Team were not aware of the noise until after the fact but a warning letter was sent to the premises regarding this.

In order for the Licensing Team to make an informed decision, it will be necessary for you to clarify and confirm all of the above. Until such a time, the Licensing Team rejects the current application.

Yours sincerely,



Susana Figueiredo
Licensing Inspector
Planning, Transportation, Licensing

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From: dayaa Dayaaldeen
Sent: 18 January 2019 13:04
To: Figueiredo, Susana <Susana.Figueiredo@brent.gov.uk>
Cc: Business Licence <business.licence@brent.gov.uk>
Subject: Re: CONSULT - New Premises - Heather Park Hotel, Heather Park Drive, HA0 1SN - 14285

Dear Susana,

Thank you for your email.

First I will start with Khalifa Lounge who are the previous tenant.

We are the current tenant for the premises and we haven't open yet as we waiting for the license to be authorized.

after dealing with different representations from different department of the council including noise complains department and neighbors.

1- We have decided to not do any activities outdoor. not to open late on weekdays and only open bit further on Fridays and Saturdays till 2 am.

2-We decided to have at least 2 security guards outside. and provide valet Parking for the customers to prevent any noise.

3- We decided to minimize any music to be played on late hours as well as to test the sound to from all sides to not be heard by any surrounding neighborhood.

4- To cooperate with the residents from any inconvenient matter.

5- Regarding the red Planning we will try to amend as you requested but we waited to be accepted for the above points.

Best regards,

Yusif

Many thanks for this.

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From: dayaa Dayaaldeen
Sent: 15 January 2019 15:58
To: Planning Enforcement Team <planningenforcement@brent.gov.uk>
Cc: Business Licence <business.licence@brent.gov.uk>
Subject: Heather park hotel

Dear Tim Rolt,

Planning Enforcement Manager

Thanks for your email to licensing team today. As you know we are Heather catering Ltd. We have applied for alcohol and live music licence.

We don't supply or offer shisha to our customers. Also khalifa lounge moved out and removed their stuff from the permis. So no more shisha on the site. Regarding the canabi it's also been removed. We clearly say that we are pub so if we want offer shisha we know that we have to apply for change of use.

Could you kindly advise if you need anything more from us to do.

Best regards,

Yusif

From: Rolt, Tim
Sent: 15 January 2019 14:55
To: Patel, Yogini
Cc: Davies, Scott ; Coulter, Ross ; Patel, Kushal
Subject: Khalifa Shisha Lounge at Heather Park Hotel

Yogini,

The planning department wishes to object to the license application for this shisha lounge.

The use as a shisha lounge is in criminal breach of the attached planning enforcement notice. Furthermore the canopy at the extension to rear does not have planning permission either.

If this license is granted, it will encourage more criminal behaviour by the failure to comply with planning requirements.

Kind Regards
Tim

Tim Rolt
Planning Enforcement Manager
Regeneration and Environment

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Enforcement Case Reference Number: E/16/0310

IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY

Town & Country Planning Act 1990 (as amended)

ENFORCEMENT NOTICE

THIS IS A FORMAL NOTICE issued by the Council, the London Borough of Brent. It appears to the Council that there has been a breach of planning control under section 171A (1) (a) of the above Act, at the land or premises described below. It is considered expedient to issue a notice having regard to the provisions of the development plan and to other material planning considerations.

SCHEDULE 1

THE LAND OR PREMISES AFFECTED

The Heather Park Hotel, Heather Park Drive, Wembley, HA0 1SN

("the premises" - shown outlined bold in BLACK on the attached plan)

SCHEDULE 2

THE ALLEGED BREACH OF PLANNING CONTROL

Without planning permission; the material change of use of the premises to a mixed use as a public house and shisha café

("the unauthorised change of use")

AND

Without planning permission, the erection of a canopy extension to the rear of the premises.

("the unauthorised development")

SCHEDULE 3

REASONS FOR ISSUING THIS NOTICE

It appears to the Council that the material change of use and unauthorised development took place within the last 10 and 4 years.

The use of the area for shisha smoking leads to a detrimental impact on the amenity of local residents in terms of noise, disturbance and fumes, which is contrary to the objectives of the National Planning Policy Framework, 2012 and Policies STR12, SH10 and SH11 of the adopted London Borough of Brent Unitary Development Plan, 2004.

The unauthorised canopy extension is constructed of poor quality materials and facilitates the unauthorised shisha use. This is also contrary to the objectives of the National Planning Policy Framework, 2012 and Policies BE2 and BE9 of the adopted London Borough of Brent Unitary Development Plan, 2004.

SCHEDULE 4

WHAT YOU ARE REQUIRED TO DO TO REMEDY THE BREACH OF PLANNING CONTROL - S173 (4)(A)

- | | |
|--------|---|
| STEP 1 | Cease the use as a shisha café. |
| STEP 2 | Remove all items associated with the shisha café, including the removal of all shisha pipes, tobacco, chairs, tables, charcoal burners. |
| STEP 3 | Remove the canopy extension and remove all debris, materials and items associated with the canopy extension from the premises. |

SCHEDULE 5

TIME FOR COMPLIANCE

1 month after this notice takes effect.

SCHEDULE 6

WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on **3 September, 2016** unless an appeal is received prior to the effective date.

Date: 25 July, 2016

Authorised Signature:



Operational Director Planning and Regeneration

Mr Aktar Choudhury
Operational Director Planning and Regeneration
REGENERATION & ENVIRONMENT
Brent Civic Centre, Engineers Way, Wembley, Middlesex HA9 0FJ

YOUR RIGHT OF APPEAL

You can appeal against this notice, provided the appeal is received or posted in time to be received by the Secretary of State **before 3 September, 2016**. If you want to appeal against this enforcement notice you can do it:

- on-line at the Planning Casework Service area of the Planning Portal (<https://acp.planninginspectorate.gov.uk>)

OR

- by getting enforcement appeal forms by phoning **The Planning Inspectorate on 0303 444 5000** or by emailing them at **enquiries@pins.gsi.gov.uk**

You **MUST** make sure that **The Planning Inspectorate** receive your appeal **before the effective date** on the enforcement notice. In the exceptional circumstances you may give notice of appeal by fax or letter. You should include:

- the name of the local planning authority
- the site address
- your address and
- the effective date of the enforcement notice

The Planning Inspectorate must receive this before the effective date on this notice. This should be immediately followed by your completed appeal forms. For further information, please contact **The Planning Inspectorate** at:

CST Room 3/05 Temple Quay House 2 The Square Temple Quay Bristol BS1 6PN	Direct Line: 0303 444 5000 Switchboard: 0117 372 8000 Fax number: 0117 372 8782 www.planning-inspectorate.gov.uk
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IF YOU APPEAL

If you lodge an appeal then you must submit to the Secretary of State, a statement in writing specifying **the grounds on which you are appealing against the enforcement notice** and stating briefly the facts that you proposes to rely on, in support of each of these grounds, **EITHER when giving notice of appeal OR within 14 days from the date that the Secretary of State sends you a notice that requires you to send a statement**

GROUND OF APPEAL

(1) A person having an interest in the land to which an enforcement notice relates or a relevant occupier may appeal to the Secretary of State against the notice, whether or not a copy of it has been served on him.

(2) An appeal may be brought on any of the following grounds-

Ground A - that, in respect of any breach of planning control which may be constituted by the matters stated in the notice, planning permission ought to be granted or, as the case may be, the condition or limitation concerned ought to be discharged;

Ground B - that those matters have not occurred;

Ground C - that those matters (if they occurred) do not constitute a breach of planning control;

Ground D - that, at the date when the notice was issued, no enforcement action could be taken in respect of any breach of planning control which may be constituted by those matters;

Ground E - that copies of the enforcement notice were not served as required by section 172;

Ground F - that the steps required by the notice to be taken, or the activities required by the notice to cease, exceed what is necessary to remedy any breach of planning control which may be constituted by those matters or, as the case may be, to remedy any injury to amenity which has been caused by any such breach;

Ground G - that any period specified in the notice in accordance with section 173(9) falls short of what should reasonably be allowed.

(3)An appeal under this section shall be made.

(a)by giving written notice of the appeal to the Secretary of State before the date specified in the enforcement notice as the date on which it is to take effect; or

(b)by sending such notice to him in a properly addressed and pre-paid letter posted to him at such time that, in the ordinary course of post, it would be delivered to him before that date; or

(c)by sending such notice to him using electronic communications at such time that, in the ordinary course of transmission, it would be delivered to him before that date.

(4)A person who gives notice under subsection (3) shall submit to the Secretary of State, either when giving the notice or within the prescribed time, a statement in writing-

(a)specifying the grounds on which he is appealing against the enforcement notice; and

(b)giving such further information as may be prescribed.

(5)If, where more than one ground is specified in that statement, the appellant does not give information required under subsection (4)(b) in relation to each of those grounds within the prescribed time, the Secretary of State may determine the appeal without considering any ground as to which the appellant has failed to give such information within that time.

(6)In this section "relevant occupier" means a person who-

(a)on the date on which the enforcement notice is issued occupies the land to which the notice relates by virtue of a licence; and (b)continues so to occupy the land when the appeal is brought.

Please note the time limits:-

(1)Where there has been a breach of planning control consisting in the carrying out without planning permission of building, engineering, mining or other operations in, on, over or under land, no enforcement action may be taken after the end of the period of four years beginning with the date on which the operations were substantially completed.

(2)Where there has been a breach of planning control consisting in the change of use of any building to use as a single dwellinghouse, no enforcement action may be taken after the end of the period of four years beginning with the date of the breach.

(3)In the case of any other breach of planning control, no enforcement action may be taken after the end of the period of ten years beginning with the date of the breach.

(4)The preceding subsections do not prevent-

(a)the service of a breach of condition notice in respect of any breach of planning control if an enforcement notice in respect of the breach is in effect; or

(b)taking further enforcement action in respect of any breach of planning control if, during the period of four years ending with that action being taken, the local planning authority have taken or purported to take enforcement action in respect of that breach.

The time limits do not apply when there has been deliberate concealment.

The information contained within this notice is a summary of sections 171A, 171B and 172-177 of the Town and Country Planning Act, 1990.

For the full sections of the act please see:<http://www.legislation.gov.uk/ukpga/1990/8/part/VII>

APPEAL FEE

If you wish to have your appeal also considered **as a deemed application for planning permission or you intend to make an appeal under Ground (A), you may be required to pay a fee.** A fee may be payable under regulation 10 of the Town and Country Planning (Fees for Applications and Deemed Applications) Regulations 1989 (7) for the deemed application for planning permission for the development alleged to be in breach of planning control in the enforcement notice.

The application appeal fee for this case is £770 (if you select Ground A and wish to apply for planning permission through the appeal process.) This amount is double the usual Planning Application fee. This is now payable ONLY to the Council (before 22/11/2012 half of this fee was paid to the Planning Inspectorate). If the fee is set as £0, it means no fee payable in respect of this case. If you do not wish to proceed under Ground A then no fee is payable.

WHAT HAPPENS IF YOU DO NOT APPEAL

If you do not appeal against this enforcement notice, it will take effect on 3 September, 2016. You may be held responsible and therefore you must ensure that the required steps detailed under the heading "What you are required to do", of Schedule 4 of this notice are complied with, within the period specified in this notice.

Failure to comply with an enforcement notice, that has taken effect, can result in **prosecution and/or direct action by the Council**. Direct Action will include the Council sending in its contractors to do the necessary works as required by this enforcement notice. The owner will have to pay for the cost of the Direct Action. If the bill for direct action is not paid, it will remain as a land charge accruing interest at 8% above the Bank of England base rate until it is paid. The Council may also pursue debt recovery proceedings through the courts.

If a criminal conviction is obtained for a breach of the enforcement notice, **any revenue accrued may result in the Council pursuing that revenue under the Proceeds of Crime Act 2002.**

WHO THIS ENFORCEMENT NOTICE IS SERVED ON

This enforcement notice is served on:-

The Owner/Occupier/Anyone with an interest in land at, Ask Lounge, The Heather Park Hotel, Heather Park Drive, Wembley, HA0 1SN

KALPIK, SINGH, Ask Lounge, The Heather Park Hotel, Heather Park Drive, Wembley, HA0 1SN

AMAR, JAMIL, Ask Lounge, The Heather Park Hotel, Heather Park Drive, Wembley, HA0 1SN

The Company Secretary, AMBA PROPERTIES LIMITED, Heather Park Hotel, Heather Park Drive, Wembley, HA0 1SN

The Company Secretary, care of Charles Douglas (Ref: SR/BH/AMB732.0002), Solicitors LLP, DX82976, Mayfair

The Company Secretary, AMBA PROPERTIES LTD, Seymour Trust, First Floor, 40 Esplanade, St Helier, Jersey, JE2 3QB

This notice is served on everybody who has an interest in the land, including those identified during the Council's investigation process and on the Land Registry Search carried out on the date of issue of the notice.

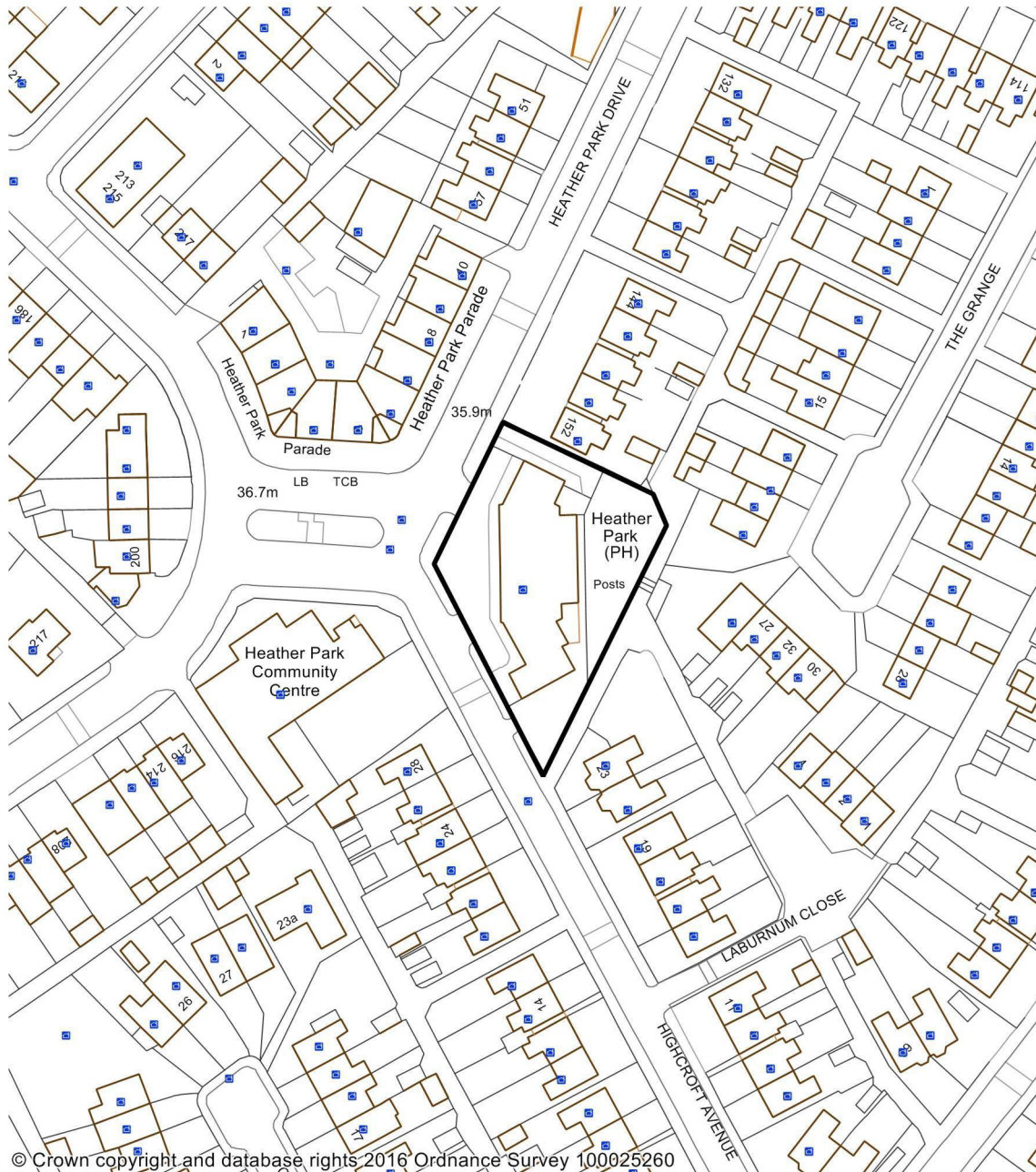


Brent

Plan referred to in Town Planning Enforcement Notice

Site address: The Heather Park Hotel, Heather Park Drive, Wembley, HA0 1SN

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This map is indicative only.

**Brent License Ref: SR-0364 Khalife Lounge, 4 Heatherpark Drive, HA0 1NZ,
Objection to License**

Hi Vanesha (and FAO: Licensing Inspector - Esther Chan)

Thank you for your reply.

I understand from your email that "Khalifa Lounge" does not currently hold license and their license application is under review.

Can you please give further information on what kind of license they have applied for? Have they applied for Music and alcohol License? What hours have they applied to operate under?

As we don't have full information on what type of license they have applied for, we would like to object under the below category for now:

Category-3: The Prevention of Public Nuisance

- "Khalifa Lounge" has been playing loud music at weekends and some weekdays. There has been an ongoing problem in our neighbourhood for last couple of months in regards to Public Nuisance. Brent Noise Team is currently investigating recent complaints.
- "Khalifa Lounge" is a Shisha Lounge. They have an open backyard space where people smoke. Music is being played in this open backyard space where no noise prevention methods are applied, no walls to protect the noise getting out of their premises and it has been extremely disturbing to neighbours.
- Music is being played using loud speakers and microphones are used for live singing.
- Music is being played at random hours usually starting around 9.30pm up until 1:30am at nights.
- Number of neighbours have recently complained to Brent Noise Team. Our ongoing Brent Noise complaint Ref is: 16776/18 and noise control team has served the "Khalifa lounge" with notice on 12th Dec 2018.
- Please note: I am also sharing here the same complaints of neighbours who are in the copy of this email.
- This is the clear case of Statutory Noise Nuisance and we are awaiting Brent to resolve this matter as soon as possible.

"Khalia Lounge" is located between residential area and they can be allowed to operate only until 11pm latest.

No music license must be granted for “Khalifa Lounge” as their guests use open space in backyard for smoking and there is no possibility to limit the loud-music noise getting out of their premises, especially when loudspeakers and microphones are used.

There is ongoing issues caused by alcohol and causing public disorders by drunk people in this area. Allowing one more business to such license permission is further increasing problems in this area.

Please kindly confirm this objection has been registered and let us know further steps that will be taken to address these concerns. Also, kindly advice on my queries on what exact type of license they are seeking permission for?

Thanks

[REDACTED]

[REDACTED]

17th January 2019

To Brent Licensing Team

Brent License Ref: SR-0364/ Objection to License - Heather Park Hotel, Heather Park Drive, Wembley, Middx, HA0 1SN

To Brent Licensing Team (and FAO: Licensing Inspector - Esther Chan)

Residents of the surrounding area of Heather Park Drive would like to object to the license being grant to the above business – for Recorded/ Live Music, Supply of Alcohol and Operating late nights - beyond 11pm at nights.

Objections under Categories:

- Prevention of Public Nuisance
- Prevention of Disorderly Behaviour
- Public Safety Licensing

Reasons for Objections:

- (1) This is a Residential area and this business premises is in very close proximity to residents' houses and flats. Operating late night hours, serving alcohol and playing music in a residential area would create elements of public noise nuisance, anti-social behaviour and disorderly behaviour which is not acceptable to the residents.
- (2) 'Heather Park Hotel' has two businesses opened currently within their premises – called 'Khalifa Lounge – Shisha Lounge' and 'Amira Lounge – Bar/Pub & Live Music'.

Live Music/ Recorded Music

- (3) Heather Park Hotel has open-space/ garden at the back of their premises where people smoke shisha. Live Music or Recorded Music being played for the entertainment of the guests in this open-space has no noise prevention measures, and no protective walls or windows to contain the noise levels within their premises.
- (4) If music is being played inside the premises but back-doors are kept open towards the garden, where guests smoke shisha, the noise would be unrestricted. Also, if back-doors are kept closed, but guests are going in and out through the back-doors to the garden or the smoking area, then this would also not limit the noise getting out of the premises.
- (5) **Note:** Khalifa lounge (within the premises of 'Heather Park Hotel'), without having an approved license - has been playing loud music randomly at weekends and some weekdays, up until 1.30am for last few months. This business is closing their entry door at 11pm but we can see number of people eating, drinking, playing music in the garden till 1.30am on many occasions. Few neighbours have complained to Brent Noise Team and we expect Brent Noise Team to be investigating recent complaints.

- (6) For above reasons, we object to the license being granted:
- to prevent playing live or recorded music in the garden at anytime of the day. Not even before 11pm.
 - to prevent music being played inside the building after 11pm, on any day of the week, as it cannot be assured that noise would not come out the premises.

Serving late night Alcohol/ Refreshments and Operating beyond 11pm at nights

- (7) Serving alcohol and refreshments after 11pm is not appropriate in the residential area because this can lead to alcohol-fuelled crime and disorder in the night-time.
- (8) Late-night drinkers would gather around the area. Loud-noises, use of strong language and using open-space/ garden of the premises or the front space would cause public nuisance.
- (9) Guests should not be permitted to take open containers of alcohol to the open-space/ garden of the premises after 11pm.
- (10) Guests should not be permitted to access garden after 11pm strictly. Their loud voices, shouting or swearing, especially if they are in drunken state – would cause disturbance to all the houses & flats surrounding.
- (11) This part of Alperton/ Wembley area has lot of complaints for alcohol, anti-social behaviour and noise nuisance for last many years. Area is filthy with alcohol cans all over the back-streets. People gather and drink alcohol behind residential homes. Allowing one another business to such license will only further increase the nuisance in our area.
- (12) Increased usage of this establishment for live entertainment must attract out of area customers. There is inadequate parking both on the premises and in the streets. Streets are already heavily congested.

It should also be noted that the licence granted recently to the Portuguese Bar, DIU Restaurant (5 Heather Park Parade, Heather Park Drive HA0 1SL) restricted their opening hours to 10.30pm with half an hour drinking up time to close at 11pm. Logically these two premises are opposite one another and it seems illogical that one should be permitted to be open later than the other.

Thanks

List of all the neighbours who are objecting to the license on above grounds (signed with names & address below)

Brent License Ref: SR-0364/ Objection to License - Heather Park Hotel, Heather Park Drive, Wembley, Middx, HA0 1SN

No	NAME	SIGNATURE	ADDRESS	EMAIL
1	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
2	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
3	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
4	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
5	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
6	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
7	[REDACTED]	[REDACTED]	4 "	"
8	[REDACTED]	[REDACTED]	" "	"
9	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
10	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

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Brent License Ref: SR-0364/ Objection to License - Heather Park Hotel, Heather Park Drive, Wembley, Middx, HA0 1SN

No	NAME	SIGNATURE	ADDRESS	EMAIL
11	[REDACTED] [REDACTED]	<i>Don Veer</i>	[REDACTED] [REDACTED]	[REDACTED] [REDACTED] [REDACTED]
12	[REDACTED] [REDACTED]	<i>PAUL TAYLOR VENA</i>	<i>1 -</i>	
13	[REDACTED] [REDACTED]		[REDACTED] [REDACTED]	[REDACTED] [REDACTED]
14	[REDACTED] [REDACTED]	<i>W. H. H. H.</i>	[REDACTED] [REDACTED] [REDACTED]	
15	[REDACTED] [REDACTED]	<i>R. J. J. J.</i>	[REDACTED] [REDACTED]	
16	[REDACTED] [REDACTED]	<i>V. H. H. H.</i>	[REDACTED] [REDACTED]	[REDACTED] [REDACTED]
17	[REDACTED] [REDACTED]	<i>H. H. H. H.</i>	[REDACTED] [REDACTED]	[REDACTED] [REDACTED]
18	[REDACTED] [REDACTED]	<i>G. H. H. H.</i>	[REDACTED] [REDACTED]	[REDACTED] [REDACTED]
19	[REDACTED] [REDACTED]	<i>J. H. H. H.</i>	[REDACTED] [REDACTED]	[REDACTED] [REDACTED]
20	[REDACTED] [REDACTED]	<i>H. H. H. H.</i>	[REDACTED] [REDACTED]	[REDACTED] [REDACTED]

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Brent License Ref: SR-0364/ Objection to License - Heather Park Hotel, Heather Park Drive, Wembley, Middx, HA0 1SN

No	NAME	SIGNATURE	ADDRESS	EMAIL
11	[REDACTED] [REDACTED]	[REDACTED] [REDACTED]	[REDACTED] [REDACTED]	[REDACTED] [REDACTED] [REDACTED]
12	[REDACTED] [REDACTED]	[REDACTED]	[REDACTED]	
13	[REDACTED] [REDACTED]	[REDACTED]	[REDACTED] [REDACTED]	[REDACTED] [REDACTED]
14	[REDACTED] [REDACTED]	[REDACTED]	[REDACTED] [REDACTED]	
15	[REDACTED]	[REDACTED]	[REDACTED]	
16	[REDACTED]	[REDACTED]	[REDACTED] [REDACTED]	[REDACTED] [REDACTED]
17	[REDACTED]	[REDACTED]	[REDACTED] [REDACTED]	[REDACTED]
18	[REDACTED]	[REDACTED]	[REDACTED] [REDACTED]	[REDACTED] [REDACTED]
19	[REDACTED]	[REDACTED]	[REDACTED] [REDACTED]	[REDACTED] [REDACTED]
20	[REDACTED]	[REDACTED]	[REDACTED] [REDACTED]	[REDACTED] [REDACTED]

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Brent License Ref: SR-0364 / Objection to License - Heather Park Hotel, Heather Park Drive, Wembley, Middx, HA0 1SN

No	NAME	SIGNATURE	ADDRESS	EMAIL
31				
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Response to Resident

From: dayaa Dayaaldeen
Sent: 15 January 2019 15:41
To: Business Licence <business.licence@brent.gov.uk>
Subject: Re: Heather Park Hotel

Many thanks for this. 1st as I said Khalifa lounge moved out from the premises. We are the current tenant and applied for Alcohol and live music licence. We did everything on legal way and we do respect our neighbours. Despite that the area is mixed between residential and commercial buildings. We agreed with council departments to not have any music outdoors. And to have security guards to facilitate and protect our customers and neighbours from any noise or disturb.

We don't do any shisha products and as I said Khalifa lounge moved now.

If anything else we can discuss. You more than welcome.

Best regards

Further Response to Resident

From: dayaa Dayaaldeen
Sent: 18 January 2019 13:08
To: Business Licence <business.licence@brent.gov.uk>
Subject: Re: Heather Park Hotel

Dear our Lovely neighbors,

Thank you to your email. and I hope to reply to you as you requested.

First I will start with Khalifa Lounge who are the previous tenant.

We are the current tenant for the premises and we haven't open yet as we waiting for the license to be authorized.

after dealing with different representations from different department of the council including noise complains department and neighbors.

1- We have decided to not do any activities outdoor. not to open late on weekdays and only open bit further on Fridays and Saturdays till 2 am.

2-We decided to have at least 2 security guards outside. and provide valet Parking for the customers to prevent any noise.

3- We decided to minimize any music to be played on late hours as well as to test the sound to from all sides to not be heard by any surrounding neighborhood.

4- To cooperate with the residents from any inconvenient matter.

5- We happy to meet any of you at convenient time for anymore questions.

Best regards,

Yusif

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ENVIRONMENTAL HEALTH
MEMORANDUM

LICENSING CONSULTATION -INTERNAL MEMO

To: Business Licence

From: Ketan Joshi

Cc:

Date: 14/12/2018

Premises: Heather Park Hotel, Heather Park Drive, Wembley, HA0 1SN

Type of Application: New

I certify that I have considered this application for a New Premises Licence for premises: Heather Park Hotel, Heather Park Drive, Wembley, HA0 1SN. I acknowledge that the licensable activities proposed are:

- Live music (Sun-Thur 08:00-00:30, Fri-Sat 08:00-03:00)
- Recorded music (Sun-Thur 08:00-00:30, Fri-Sat 08:00-03:00)
- Performance of dance (Sun-Thur 08:00-00:30, Fri-Sat 08:00-03:00)
- Late night refreshment (Sun-Thur 08:00-00:30, Fri-Sat 08:00-03:00)
- Supply of alcohol (Sun-Thur 08:00-00:00, Fri-Sat 08:00-02:30)

The proposed premises will be situated in a quiet, residential street. There are numerous residential streets surrounding the proposed premises. The Nuisance control team have recently received a complaint about noise from these premises. On the 10 December 2018, a local resident reported the following:

"Khalifa Lounge (sic) has been playing music since July18 - on Friday, Saturday and Sunday but also sometimes on weekdays. Music is being played at the backyard of their premise which is an open space, not covered with walls. Music is being played from 9pm - till at least 11.30pm, some-days it is being played until 1am. Music is loud to disturb neighbours and we are not able to sleep at night till music is stopped."

The Nuisance Control Team is making representation that the likely effect of the approval of this premises licence is detrimental to the Licensing Objectives with regards to the prevention of public nuisance with due consideration to the type of regulated entertainment applied for and operating hours proposed. Representations are made on the grounds that public nuisance is likely to be experienced by the occupiers of neighbouring and nearby residential units from the noise caused by airborne entertainment noise from regulated entertainment and the noise caused by patrons exiting the premises at noise sensitive hours. The representation is justified by consideration of the type of entertainment proposed, the hours during which it will take place and the time the premises will disperse of guests.

Therefore this application should not be granted in its current state. If the committee is minded to grant this application, it is recommended that the following conditions are attached to the premises licence to ensure that the licensing objective relating to public nuisance is upheld:

1. There shall be no regulated entertainment outdoors
2. Regulated entertainment shall cease at 23:00hrs and patrons shall be dispersed by 00:00hrs
3. All doors and windows shall remain closed during the licensed activities.

4. Details of the scheme of sound insulation at the premises shall be submitted to the Council for inspection and approval by the Nuisance Control Team prior to commencement of regulated entertainment
5. Music played at the premises shall not be audible at or within the site boundary of any residential property. Designated site personnel shall monitor the boundary of the premises for any excessive sound breakout and take immediate action to remedy the situation.
6. Prolonged congregations outside the premises shall be discouraged. Once patrons have finished smoking, they shall be asked to either return inside the premises or vacate the immediate area outside of the premises.
7. Signs shall be displayed in prominent areas informing guests of the residential nature of the area and to conduct their behaviour accordingly.
8. When the premises turn out, a staggered dispersal strategy shall be employed to ensure minimal noise disturbance to local residents.
9. When the premises turn out, a door supervisor shall supervise guests and ensure they leave in a prompt and courteous manner, respecting the neighbours.

From: Joshi, Ketan
Sent: 15 January 2019 13:14
To: 'dayaa Dayaaldeen'
Cc: Business Licence <business.licence@brent.gov.uk>
Subject: RE: Heather Park Hotel HAO 1SL

Dear Yusif Aljarrah

Thank you for your response. I confirm that I am now withdrawing my representation.

Regards

Ketan Joshi
Environmental Health Officer

From: dayaa Dayaaldeen
Sent: 15 January 2019 13:09
To: Joshi, Ketan
Subject: Re: Heather Park Hotel HAO 1SL

Dear Ketan,

I agree with the above.

Many Thanks

Best regards,
Yusif Aljarrah

.....

On Tue, 15 Jan 2019, 12:49 Joshi, Ketan <Ketan.Joshi@brent.gov.uk> wrote:

Dear Yusif Aljarrah

Thank you for your response. Your comments are noted.

With regards to your comments about the terminal hour:

“Regarding the point of closing time.

Regulated entertainment shall cease at 23:00hrs and patrons shall be dispersed by

00:00hrs”

“We depute and disagree with the closing time on Fridays and Saturdays only as its really not fare to close at 12 on weekend. We will do everything possible from valet parking to increasing the security guards and play the music in the middle of the premises where the sound wont reach anyone who is outside the pub. we care about the neighbors and we didn't open yet because we want everything to be legal not like the previous tenant.”

I have considered your comments and propose granting the following extension for Fridays and Saturdays only:

Condition 2 (revised):

Sunday-Thursday: regulated entertainment shall cease at 23:00hrs and patrons shall be dispersed by 00:00hrs.

Fridays and Saturdays, regulated entertainment shall cease at 01:00hrs and patrons shall be dispersed by 02:00hrs.

I appreciate that you have outlined measures to control the music within the premises, however there is still concern about noise from crowd dispersal at a noise sensitive time in a largely residential area and hence I maintain the minor reduction of hours on Fridays and Saturdays. Please advise if you are in agreement with the above and reply to this email as soon as possible with your response. If you are in agreement with the above, I will be in a position to withdraw my representation.

Regards

Ketan Joshi
Environmental Health Officer

From: dayaa Dayaaldeen
Date: 11 January 2019 at 21:23:50 GMT
To: ens.noiseteam@brent.gov.uk
Cc: Business Licence <business.licence@brent.gov.uk>
Subject: Heather Park Hotel HA0 1SL

Dear Ketan Joshi,

I am sorry for delay responding to your letter dated on 14/12/18 regarding the noise complaint and your represent against our Alcohol and Live music License.

Respond to your letter :

1- Khalifa Lounge (sic) has been playing music since July 18 - on Friday, Saturday and Sunday

but also sometimes on weekdays. Music is being played at the backyard of their premise

which is an open space, not covered with walls. Music is being played from 9pm - till at least 11.30pm, some-days it is being played until 1am. Music is loud to disturb neighbours and we are not able to sleep at night till music is stopped."

Our respond:

1- We are taking the place from the Landlords and we are not Khalifa Lounge as they moved out.

2- We haven't run any business yet at the premises as we are waiting for the license.

3- After your letter we did many plans and assessment to prevent any noise affecting the neighborhood and we accept below points:-

1-We not going to have any live music outdoors or close to any neighbors barrier.

2-. All doors and windows shall remain closed during the licensed activities.

3- Details of the scheme of sound insulation at the premises shall be submitted to the Council for inspection and approval by the Nuisance Control Team prior to commencement of regulated entertainment.

4- Music played at the premises shall not be audible at or within the site boundary of any residential property. Designated site personnel shall monitor the boundary of the premises for any excessive sound breakout and take immediate action to remedy the

situation.

5- Prolonged congregations outside the premises shall be discouraged. Once patrons have finished smoking, they shall be asked to either return inside the premises or vacate the immediate area outside of the premises.

6- Signs shall be displayed in prominent areas informing guests of the residential nature of the area and to conduct their behaviour accordingly.

7- When the premises turn out, a staggered dispersal strategy shall be employed to ensure minimal noise disturbance to local residents.(We will do Valet Parking to prevent any noise and we hire at least 2 security guards to be outside controlling any problem could happen.

8- When the premises turn out, a door supervisor shall supervise guests and ensure they leave in a prompt and courteous manner, respecting the neighbours. (We will do Valet Parking to prevent any noise and we hired at least 2 security guards to be outside controlling any problem could happen.

Regarding the point of closing time.

Regulated entertainment shall cease at 23:00hrs and patrons shall be dispersed by

00:00hrs

We depute and disagree with the closing time on Fridays and Saturdays only as its really not fare to close at 12 on weekend. We will do everything possible from valet parking to increasing the security guards and play the music in the middle of the premises where the sound wont reach anyone who is outside the pub. we care about the neighbors and we didn't open yet because we want everything to be legal not like the previous tenant.

Kind regards,

Yusif Aljarrah

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From: Pearce, Chris
Sent: 15 January 2019 13:55
To: 'dayaa Dayaaldeen' ; Legister, Linda <Linda.Legister@brent.gov.uk>; Business Licence <business.licence@brent.gov.uk>
Subject: RE: CONSULT: New Premises - Heather Park Hotel, Heather Park Drive, HA0 1SN - 14285

Dear Sir

Licensing Act 2003
Application for a New Premises Licence
Name and address of premises

Thank you for your correspondence dated 22nd December 2018, stating that you accept the conditions set out in our representation.

I confirm that the Public Safety Team now withdraw the current representation and do not make any further representations regarding the application.

We will require the agreed conditions to appear on the licence schedule.

Kind regards

Mr Chris Pearce
Public Safety Officer

From: dayaa Dayaaldeen
Sent: 08 January 2019 03:48
To: Pearce, Chris
Subject: Re: CONSULT: New Premises - Heather Park Hotel, Heather Park Drive, HA0 1SN - 14285

22nd December 2018

Heather Catering Ltd

156 Heather Park Drive

Wembley

HA0 1SN

Dear Sir,

Re: Occupancy limits to the above property.

The occupancy limits have been archived by taking into consideration all the following work is completed:

1. The current number of exits.
2. The Fire Exit leading to the rear yard is changed to open in the direction of travel.
3. All doors other than W/C's and staff changing rooms be fitted with a vision panel.
4. Evidence that the current automatic fire detection is working.
5. Evidence that the current emergency lights are working.

It is important that all issues from 1 to 16 in the fire risk assessment are completed as a minimum to achieve the occupancy limits.

If you require any further information please do not hesitate to contact me on [REDACTED]

Yours Sincerely

Mike Murphy
D & M Fire Protection Ltd

From: Pearce, Chris

Sent: 05 December 2018 12:25

To: 'dayaaldeen@gmail.com'; Business Licence <business.licence@brent.gov.uk>; Legister, Linda <Linda.Legister@brent.gov.uk>

Subject: RE: CONSULT: New Premises - Heather Park Hotel, Heather Park Drive, HA0 1SN - 14285

Dear Sirs

I refer to the application for a new licence for the above named premises. After assessing the application, the Public Safety Team will be making the following representations to the Licensing Authority on the grounds of Public Safety.

Providing the licensee is willing to accept the following conditions Public Safety Team would withdraw the representation.

- The locks and flush latches on the 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.
- The socket outlets (or other power supplies used for DJ equipment, band equipment and other portable equipment) that are accessible to performers, staff or the public shall be suitably protected by a residual current device (RCD having a rated residual operating current not exceeding 30 milliamps).
- Exits are not obstructed (including by curtains, hangings or temporary decorations), and accessible via non-slippery and even surfaces, free of trip hazards and clearly identified
- Where chairs and tables are provided, internal gangways are kept unobstructed
- Temporary electrical wiring and distribution systems are not provided without notification to the licensing authority at least ten days before commencement of the work and/or prior inspection by a suitable qualified electrician.
- A capacity specific risk assessment shall be conducted by a professionally qualified risk assessor. This assessment will include holding capacity, exit capacity and the calculations to demonstrate how that was reached, the lower of the two numbers shall be the final capacity. This risk assessment shall be appraised annually or at the time of any building or layout structural works.

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 licence be granted.

If you are in control of any part of a commercial premise, you are under a legal obligation to carry out a detailed fire risk assessment to identify risks and hazards in the premises. A fire risk assessment is essential in keeping your premises safe for everyone. You must keep a written record of your fire risk assessment if your business has five or more people.

More information can be found here: <http://www.london-fire.gov.uk/FireRiskAssessment.asp>

Please forward a copy of your fire safety risk assessment to include your expected capacity including your exit capacity based on your fire escape width and calculations explaining how you reached that capacity.

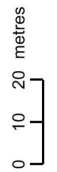
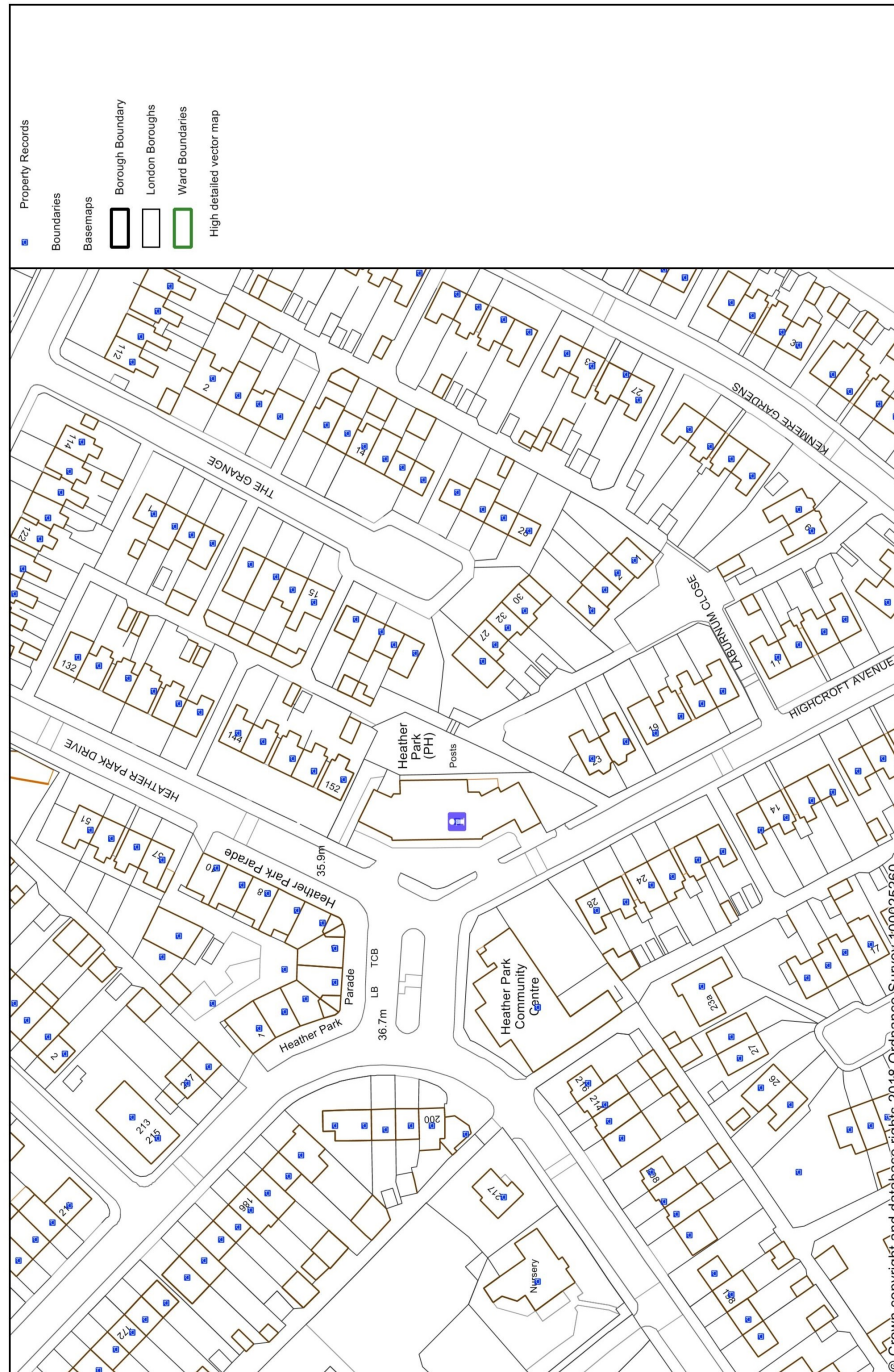
Please let me know if I can assist you further.

Kind regards

Mr Chris Pearce
Public Safety Officer

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Heather Park Hotel Heather Park Drive Wembley



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18 January 2019

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